REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

JANUARY 5, 2004

The regular monthly meeting of the Dubois County Commissioners was held in the Commissioners Room of the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. on January 5, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Auditor Martha A. Wehr, County Surveyor Ken Brosmer, Highway Engineer Norman Wendholt, Highway Supervisor Steven L. Berg, Highway Clerk Debbie Berger and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was opened for business by President Vollmer. Minutes of the December meetings of the Commissioners were approved as presented. The minutes were then signed. Income for the month of December, 2003, were as follows: Recorder $12,016.30; Health Department $23,747.50; Auditor $244.00; Clerk $42,081.25. Claims against the County were examined and those found to be just, due and owing were allowed and those found to be not due and owing were disallowed, all as more fully set forth in the Claims and Allowance Docket of the County.

RE: REORGANIZATION OF BOARD

This being the first meeting of the calendar year, the first order of business was reorganization of the Commissioner's officers. Lawrence M. Vollmer was nominated as Commissioner President. There being no further nominations, on motion duly made and seconded, nominations were closed and Vollmer was declared elected President. James R. Kemper was nominated as Commissioner Vice-President. There being no further nominations, on motion duly made and seconded, nominations were closed and Kemper was declared elected Vice-President.

On motion duly made and seconded, the Commissioners set its regular monthly meetings for the first Monday of each month and its normal continued meetings for the third Monday of each month, all meetings to begin at 9:00 a.m.

RE: 2004 APPOINTMENTS

On motion duly made and seconded, the Commissioners reaffirmed the appointment of those individuals shown on the list of 2004 Appointments set forth in the December 22, 2003, minutes.

RE: PAY PERIODS

Commissioner Vollmer stated that since the last meeting of the Commissioners he has had discussions with the State Board of Accounts regarding payroll periods and that he has been advised that a number of Counties and the State are on paychecks each second week and it is the State Board's position that an employee cannot be required to accept a direct payroll deposit. The State Board also stated that the Board would assist the County in conversion of payroll period. The Commissioners and Auditor then discussed the problems within the Auditor's office and the changes needed in the computer system. After discussion, on motion duly made and seconded, unanimously approved, the Commissioners voided the payroll period resolution of the Commissioners meeting of December 22, 2003, and agreed that the County would not adopt a direct deposit method of payroll and the County implement a payroll payable bi-weekly beginning in 2005.

RE: AMBULANCE SERVICE

Suzan Henke, Director of the County Ambulance Service, appeared to advise the Commissioners that a 1992 Ford Ambulance at St. Joseph's Hospital has 155,000 miles and is in need of substantial repair. The unit has had serious problems since its purchase. She stated that the vehicle is scheduled for replacement this year. The Commissioners agreed that she should proceed to replace the 1992 vehicle.

RE: COURTHOUSE CUSTODIAN

Custodian Loveall appeared to request consideration of entering into an agreement with Jay-Kem for providing paper towels for the Courthouse and Annex with Jay-Kem to provide dispensers at a cost approximately one-half of prior expenses. The Commissioners authorized the Custodian to enter into the Agreement.

RE: HIGHWAY DEPARTMENT GAS PIPELINE EDUCATION PROGRAM

At the request of the Highway Supervisor, the Commissioners authorized the Highway Supervisor and Highway employees selected by the Supervisor who are involved with pipelines to attend an educational program on January 27, 2004, relating to pipeline safety.

RE: FEDERAL AND STATE SECURITY FUNDS

Mary Miller, County Emergency Management Director, appeared to advise that additional funding may be expected as part of the Homeland Security grant fund program. She requested the appointment of a committee to assist in allocation of these grant funds. The Commissioners agreed to using this method for fund disbursement.

RE: INTERNET SYSTEM

Steve Hauser and Mike Keller representing MATRIX appeared to advise the Commissioners of their findings regarding the Internet connection which the County has obtained free of charge from PSI. He advised that two problems must be faced in use of the Internet: a firewall to restrict access and an anti-virus system. The estimated cost of the firewall would be $3,095.00, the cost of the anti-virus $2,160.00 and the cost of labor $3,000.00. It was suggested that the County may wish to acquire separate software to block access to certain sites and allow review of sites which have been accessed at an initial cost of approximately $4,000.00 and renewal cost of $1,500.00. After discussion, on motion duly made and seconded, the Commissioners authorized installation of all four systems, not to exceed $13,000.00, subject to appropriation of funds and authorized the Auditor to execute the purchase agreement upon funding.

RE: HIGHWAY DEPARTMENT COUNTY BRIDGE SEMINAR

On motion duly made and seconded, the Commissioners authorized the Highway Supervisor and Engineer to attend the Annual County Bridge Seminar to be held at Purdue University on January 28 & 29, 2004.

RE: HIGHWAY DEPARTMENT REPORT

County Highway Engineer Wendholt submitted to the Commissioners report of the current status of Highway Department project, including: PORTERSVILLE BRIDGE (Memo of Agreement for removal and storage for ten years of old Bridge submitted and approved by Commissioners); MILL STREET EXTENSION (waiting Corps of Engineers response on permit application); GIS (Highway Department has received quotes from WTH for Digital Ortho Photo being $53,042.00 for 12" and $66,898.00 for 6", and $25,000 for software for five "Think Map" licenses); BRIDGE REPLACEMENT 650 WEST (Bridge south of 100S is scheduled next for replacement).

RE: PUBLICATION OF LEGAL NOTICES

On motion duly made and seconded, the Commissioners authorized Legal Notices required to be published during 2004 to be placed in The Herald at Jasper and in the Ferdinand News, Ferdinand.

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

JANUARY 5, 2004

RE: DOGWOOD ANIMAL CLINIC CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment of two claims by Dogwood Animal Clinic for services rendered to four dogs delivered to the Clinic by the Sheriff's Department, in the amounts of $68.45 and $205.35 respectively.

RE: HUNTINGBURG LAKE SEWAGE

The Commissioners received a report from the County Health Administrator that three residents in the area of the Huntingburg Lake have not complied with the Health Department's demand that they cease discharge of sanitary sewage into the Lake's drainage area. The Attorney was instructed to confirm the current status and to arrange for the filing of legal proceedings against the property owners.

RE: JANUARY CONTINUED MEETING

The continued meeting of the Commissioners will be held on January 20, 2004, at 9:00 a.m. in the Commissioners Room of the Courthouse Annex.

Lawrence M. Vollmer

James R. Kemper

John G. Burger

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

JANUARY 20, 2004

The continued meeting of the Dubois County Commissioners was held in the Commissioners' Room of the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. on January 20, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Auditor Martha A. Wehr, County Surveyor Ken Brosmer, Highway Supervisor Steven L. Berg, Highway Engineer Norman Wendholt, Highway Clerk Debbie Berger and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was reopened for business by President Vollmer.

RE: BOARD OF FINANCE

County Treasurer Luebbehusen appeared for the meeting of the County Board of Finance. The first order of business was election of officers for 2004. On nominations duly made the following officers were elected:

President	Lawrence M. Vollmer
Vice-President	James R. Kemper
Secretary	Bonnie J. Luebbehusen

The County Treasurer submitted her report of current County investments and discussed current policies for investment of funds. There being no further business to come before the meeting, on motion duly made and seconded, the meeting of the Board of Finance was adjourned.

The Commissioners thereupon continued its meeting.

RE: HIGHWAY DEPARTMENT FLOODED ROADS SIGNS

After discussion of the recent loss or removal of warning signs for flooded roads, on motion duly made and seconded, the Commissioners authorized the Highway Department to acquire and install permanent signs warning of flooded roads.

RE: VERIZON LINE

The Highway Supervisor discussed recent conversations with representatives of Verizon and of problems being experienced with utility use of road right-of-way.

RE: COUNTY ROAD 350 WEST BRIDGE

The Highway Supervisor discussed a proposed widening of the bridge on County Road 350W near the intersection with County Road 300N. On motion duly made and seconded, the Commissioners approved the project and accepted the proposal of M & W Concrete Pipe & Supply for $17,600.00 for box culvert required for said bridge.

RE: TOXICOLOGY SEMINAR

On motion duly made and seconded, the Commissioners authorized Assistant Highway Supervisor Larry Betz to attend a supervisory training seminar on DOT requirements on toxicology on May 5, 2004.

RE: HIGHWAY TRUCK #1

On motion duly made and seconded, the Commissioners authorized the Highway Supervisor to replace the motor on Department truck #1 at a cost not to exceed $7,000.00.

RE: SUBDIVISION STANDARDS ORDINANCE

It being 9:30 a.m., being the time advertised for hearing on the proposed subdivision standards ordinance and proofs of publication being presented, the Commissioners reminded those present that the proposal is not a proposed zoning law but an ordinance to establish development standards. Comments and questions followed. Several requests were made that the question should be placed on a referendum or should be in the form of the normal zoning law. Questions were raised concerning family farm exemptions, single lot sales, additions to existing lots, pre-existing conditions, need for plan review of complex subdivisions, size of minimum subdivision lot size subject to the ordinance, need for use of professional review, need plan board for initial review, need approval of Health Department prior to plat approval, size of residence insofar as 1,000 is too large as to living space or fishing cabin, what about multi-owned farms (two or more sales). The Commissioners agreed to review comments, make revisions which will be available to the public at the Auditor's office and hold another advertised hearing before acting on the proposed ordinance. The junk ordinance will also be reviewed at a subsequent hearing.

RE: VICTIMS OF CRIME GRANT

Beth Stein of Crisis Connection appeared to submit a grant application for VOCA funds. The application is for a renewal of prior application. On motion duly made and seconded, the Commissioners approved the application.

RE: 9-1-1 COMMUNICATIONS CENTER

Janice Love appeared to request that certain used computer equipment no longer used by the Communications Department be declared surplus. After discussion, on motion duly made and seconded, the Commissioners declared the following items as surplus:

1. DTN Panasonic KX-P2023 Printer
2. Memorex Telex Controller, Monitor and Keyboard
3. Motorola Codex Modem
4. Lexmark Optra E Plus Printer
5. Epson Printer Stand

and authorized the non-working items be delivered to the County Solid Waste District for recycling and the remainder be delivered to the Security Center storage area for use by other governmental entities.

RE: AMBULANCE SERVICE

Suzan Henke, County Ambulance Service Director, submitted a proposed schedule of new rates to comply with new regulations. On motion duly made and seconded, the Commissioners approved the proposed new schedule of fees, effective immediately.

RE: MEYER TRUCK EQUIPMENT

Greg Kuper, representing Meyer Truck Equipment, requested a statement for Bureau of Motor Vehicles that the Company's real estate in Haysville is not subject to zoning and that current use is acceptable. On motion duly made and seconded, the request was granted.

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

JANUARY 20, 2004

RE: HIGHWAY DEPARTMENT HOURLY EQUIPMENT RATES

Highway Clerk Berger submitted a revised schedule establishing hourly rates for Highway Department use. On motion duly made, the schedule was approved for 2004, as follows:

UNIT	HOURLY RATE
Dump Truck	$25.00
Dump Truck with Snow Plow	35.00
Dump Truck with Spreader	30.00
Grader	40.00
Excavator (JD 595, Hyundai 200)	60.00
Excavator (Hyundai 130)	50.00
Wheel Loader	40.00
Wheel Loader with Sweeper	50.00
Brushcutter	40.00
Pickup Truck with Sprayer (Chemicals not included)	30.00
Pickup Truck with Paint Striper (Paint and Beads not included)	50.00
Roller	25.00
Bridge Truck with Welder	25.00
Air Compressor – Operator not included	8.00
Air Hammer – Operator not included	2.00
Chain Saw – Operator not included	8.00
Water Pump – Operator not included	8.00

RE: HIGHWAY DEPARTMENT TRANSFER

Highway Clerk Berger submitted a proposed Transfer of Appropriations as follows:

From:	
Assistant Supervisor	$34,740.00
To:	
Foreman	$34,740.00

The Commissioners approved the transfer and directed that the same be submitted to the County Council.

RE: HIGHWAY DEPARTMENT ADDITIONAL APPROPRIATION

The Highway Department Clerk also submitted a proposed Additional Appropriation in the following amounts:

Highway Fund	
Bituminous Material	$675,000.00
Paint	$ 5,000.00
Seed & Straw	$ 3,000.00
Local Road & Street Fund	
Bituminous Material	$92,000.00

The Commissioners approved the proposed additional appropriation and directed that the same be submitted to the County Council.

RE: ST. CHARLES STREET ANNEX – JOHNSON CONTROLS AGREEMENT

Custodian Loveall submitted a proposal from Johnson Control to provide a maintenance contract on various control systems at the St. Charles Street Annex. The current agreement with Siemens will expire in February of 2005. The Commissioners took the request under advisement.

RE: INDIANA RAILWAY MUSEUM

Alan Barnett submitted through the County Attorney a request for Commissioners' approval of the second phase of the grants for rehabilitation of facilities in Dubois County. The first phase for 2003 had been funded by INDOT. On motion duly made and seconded, the Commissioners approved the application.

RE: HIGHWAY DEPARTMENT REPORT

Highway Engineer Wendholt submitted the report of the current status of Department projects including: FERDINAND INDUSTRIAL ROAD (scheduled to begin in July, 2004); PORTERSVILLE BRIDGE (Agreement previously signed by Commissioners is at Daviess County for consideration, DNR requests support of application for move of old bridge to Charleston State Park); MILL STREET EXTENSION (still waiting for Corps for wetland permit, DNR has concern on mitigation site); BRIDGE REPLACEMENT ON 650 WEST (bridge removed, north footing and abutment wall placed); KESSNER BRIDGE (coal company is requesting County to renew permit; Commissioners feel that renewal should be at coal company request).

RE: TERRORIST INSURANCE

After discussion, the Commissioners determined that the County would not amend its insurance coverage to include terrorism insurance coverage.

RE: FEBRUARY MEETINGS

The next regular meeting of the Commissioners will be held on February 2, 2004, with the continuation on February 17, 2004, both meetings to begin at 9:00 a.m. in the Commissioners Room of the Courthouse Annex.

Lawrence M. Vollmer

James R. Kemper

John G. Burger

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

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DUBOIS COUNTY COUNCIL

JANUARY 26, 2004

The Dubois County Council conducted its first meeting of the year on January 26, 2004, at 4:30 p.m. in the Courthouse Annex. Present at the meeting were Board members Richard Eckerle, Gregory A. Kendall, Jerry Hunefeld, Scott J. Knies, Mark A. Brescher, Leon J. Fleck and County Auditor Martha A. Wehr.

RE: REORGANIZATION

This being the first meeting of the year, the first order of business was election of officers for 2004. Auditor Wehr held the election by asking for any nominations and the following were elected officers for calendar year 2004:

President	Richard Eckerle
Vice-President	Gregory A. Kendall

At this time the meeting was turned over to President Eckerle. President Eckerle opened the meeting by asking for any additions or corrections to the minutes of the December 29, 2003, meeting. On motion by Leon J. Fleck and seconded by Gregory A. Kendall, the minutes of the meeting of December 29, 2003, were approved.

RE: 2004 APPOINTMENTS

On motion by Jerry Hunefeld and seconded by Leon J. Fleck, the Council reaffirmed the appointment of those individuals shown on the list of 2004 appointments set forth in the December 29, 2003, minutes.

RE: COMMUNITY DRUG FREE COMMITTEE ADDITIONAL APPROPRIATION

Deborah Capps, Chairperson of the Dubois County Substance Abuse Council, appeared before the Council members and submitted the 2004 Update to the 2003-2008 Comprehensive Community Plan to each Council member. Capps also requested an additional appropriation in the amount of $65,000.00 for the Dubois County Substance Abuse Council in the Community Drug Free Committee Fund. Auditor Wehr previously advertised for an additional appropriation in the amount of $65,000.00 for the Substance Abuse Task Force in the 2004 budget, which was approved at the December 29, 2003, meeting.

RE: CUMULATIVE CAPITAL FUND ADDITIONAL APPROPRIATION

Judge Lytton appeared to request an additional appropriation in the amount of $8,500.00 for a copier/printer for Superior Court as the present copier/printer has several functions that are not working properly. He was advised to check for another price. On motion by Jerry Hunefeld and seconded by Mark A. Brescher, the Council approved such additional appropriation.

RE: HIGHWAY FUND TRANSFER

Highway Clerk Debbie Berger appeared before the Council to request a transfer of funds, as follows:

Highway Fund		
From:	Assistant Supervisor	$34,740.00
To:	Foreman	$34,740.00

Such transfer is necessary because of the position of foreman for District #2 was filled by another person other than the Assistant Supervisor. On motion by Gregory A. Kendall and seconded by Leon J. Fleck, the Council approved such transfer.

RE: HIGHWAY FUND ADDITIONAL APPROPRIATION

Debbie Berger, Highway Clerk, appeared before the Council to request an additional appropriation in the amount of $683,000.00 in the Highway Fund, $5,000.00 for Paint, $3,000.00 for Seed & Straw, and $675,000.00 for Bituminous Materials. It was the consensus of the Council to advertise for such additional appropriation for the February meeting.

RE: LOCAL ROAD AND STREET FUND ADDITIONAL APPROPRIATION

Debbie Berger, Highway Clerk, appeared before the Council to request an additional appropriation in the amount of $92,000.00 in the Local Road & Street Fund for Bituminous Materials. It was the consensus of the Council to advertise for such additional appropriation for the February meeting.

RE: PRE-TRIAL DIVERSION ADDITIONAL APPROPRIATION

Michael Fritch, Prosecuting Attorney, appeared to request an additional appropriation in the amount of $8,400.00 in Pre-Trial Diversion to hire an independent contractor to fill the position of Secretary. The current Secretary will fill the position of Chief Deputy Prosecuting Attorney while she is on maternity leave. It was the consensus of the Council to advertise for an additional appropriation in the amount of $8,400.00.

RE: GENERAL FUND ADDITIONAL APPROPRIATION

Michael Fritch, Prosecuting Attorney, also requested an additional appropriation in the amount of $3,600.00 for legal services which was cut from the 2004 budget. On motion by Leon J. Fleck and seconded by Scott Knies, the Council approved such additional appropriation.

RE: PRE-TRIAL DIVERSION ADDITIONAL APPROPRIATION

Michael Fritch, Prosecuting Attorney, also requested an additional appropriation in the amount of $500.00 for an increase in salary for the position of Victim's Advocate Assistant. Such increase would bring such salary closer to a third deputy's salary, which would be his intention to complete during the budget process for the 2005 budget. It was the consensus of the Council to advertise for such additional appropriation for the February meeting.

RE: ORDINANCE TO ESTABLISH A RAINY DAY FUND

Auditor Wehr presented a proposed Ordinance to establish a Rainy Day Fund to receive transfers of certain funds necessitated by statute. The County received $421,812.00 from the State as an excess distribution in COIT and EDIT, which by statute is to be deposited in a Rainy Day Fund. On motion by Gregory A. Kendall and seconded by Leon J. Fleck, the Council unanimously approved Ordinance #2004-01 as follows:

WHEREAS, Indiana Code 36-1-8-5.1 authorizes Dubois County to establish a "rainy day" fund to receive transfers of certain unused and unencumbered funds and from other sources determined by this Council; and,

WHEREAS, It is the recommendation of the Department of Local Government Finance that counties establish such a fund; and

WHEREAS, It is the determination of this County Council that such establishment would be in the best interest of Dubois County and its taxpayers.

NOW, THEREFORE, BE IT ORDAINED by the Dubois County Council that there is hereby established a Rainy Day Fund, pursuant to Indiana Code 36-1-8-5.1, and that such Fund shall be entitled to hereafter receive a transfer of such funds and from such sources as may be from time-to-time determined by resolution of this Council but any annual transfer to be in an amount not to exceed Ten percent (10%) of Dubois County's annual budget for that fiscal year, and that any expenditure from said Fund, after required appropriation, has been for such purpose and in such amounts as the Council by resolution may from time to time determine.

This Ordinance shall be effective upon its adoption.

ADOPTED by the County Council of Dubois County, Indiana, this 26th day of January, 2004.

RE: RAINY DAY FUND ADDITIONAL APPROPRIATION

Auditor Wehr informed the Council of the need for an additional appropriation to pay the Workman's Compensation renewal policy in the amount of $65,255.00. The 2004 budget included $60,000.00 for Workman's Compensation. Auditor Wehr also informed the Council that she expects an additional expense after the annual audit.

It was the consensus of the Council to advertise for an additional appropriation in the Rainy Day Fund in the amount of $25,000.00.

RE: ECONOMIC DEVELOPMENT

President Eckerle updated the Council members of the anticipated annual budget of approximately $250,000.00 for an Economic Development Commission. He stated that half of the budget would be generated through private industry and the other half from government entities consisting of the five cities and towns and the county. A total of 15 directors will be appointed, seven of which will be represented by each of the five cities and town and a representative from the County Council and the County Commissioners. The Council members by consensus appointed Eckerle as their representative to the Economic Development Commission.

RE: JAIL COMMISSARY FUND

Auditor Wehr advised the Council that Sheriff Breeding requests permission for the retainer fee for Dr. Maitlen and the fee for dental services incurred by inmates to be paid out of the Jail Commissary Fund and by doing so would be a savings to Dubois County taxpayers. On motion by Jerry Hunefeld and seconded by Gregory A. Kendall, the Council approved such services to be paid out of the Jail Commissary Fund.

RE: NEXT MEETING

With no further business to come before the Council, the next regular meeting will be held Monday, February 23, 2004, at 4:30 p.m. in the Council Chambers of the Courthouse Annex.

Jerry Hunefeld

Mark A Brescher

R

Gregory A. Kendall

Scott

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

FEBRUARY 2, 2004

The regular monthly meeting of the Dubois County Commissioners was held in the Commissioners Room of the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. on February 2, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Auditor Martha A. Wehr, County Surveyor Ken Brosmer, Highway Engineer Norman Wendholt, Highway Supervisor Steven L. Berg, Highway Clerk Debbie Berger and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was opened for business by President Vollmer. Minutes of the January meetings of the Commissioners were approved as presented. The minutes were then signed. Income for the month of January, 2004, were as follows: Recorder $14,237.15; Health Department $14,839.32; Auditor $114.00; Clerk $47,244.05. Claims against the County were examined and those found to be just, due and owing were allowed and those found to be not due and owing were disallowed, all as more fully set forth in the Claims and Allowance Docket of the County.

RE: SECURITY CENTER

Sheriff Breeding reported that he is dissatisfied with the service and maintenance contract with Simplex and is of the opinion that the requested $19,000.00 for the 2004 contract is excessive. While the current contract payment is overdue, the Sheriff will seek proposals for next year's contract.

RE: SHERIFF'S SALARY CONTRACT

On motion duly made and seconded, the Commissioners approved and signed the Sheriff's Salary Contract for 2004, based on budgeted amount.

RE: CLERK'S OFFICE – ELECTION MACHINES

County Clerk Hopf reported that there is no market for the old manual voting machines and that the machines have no value. On motion duly made and seconded, they declared the machines to be of no value and hereafter surplus. The Clerk was authorized to dispose of the machines at scrap value with the exception of two machines which are to be delivered to the County Museum.

RE: CLERK'S OFFICE – E-MAIL

County Clerk Hopf also discussed the need for e-mail in her office because of State and Court correspondence.

RE: COUNTY TREASURER – MIAMI SYSTEMS

County Treasurer Luebbehusen appeared to submit a proposed contract with Miami Systems for use in the printing and distribution of tax statements. The proposed contract price is the same as 2003. On motion duly made and seconded, the Commissioners approved the contract.

RE: EMS – SPECIAL SERVICE VEHICLE

It being after 10:00 a.m., being the time advertised for receipt of bids and proof of publication being presented, the following bid was received and opened:

Uebelhor & Sons	$37,254.00

The bid was discussed between the Commissioners and Director Henke as to the need and use of the vehicle. The Department's future need for three ambulances over the next year period was also considered. The vehicle may not be used as a transport vehicle and would be financed using the Government Acquisition Inc. program. After extended discussion the Commissioners decided not to acquire the service vehicle and to reject the bid. The Director was instructed to study further the use of the vehicle.

RE: PROSECUTOR'S OFFICE – TEMPORARY SECRETARY

Debbie Dysert, Deputy Prosecutor, advised that the Prosecutor desires to engage a temporary person to fill in for an absent employee for the time period from June 1 to September 30, 2004. The person or persons would fill a secretarial position and would be an independent contractor. The Council had previously approved the plan. The Commissioners agreed to the proposal.

RE: HIGHWAY POLICY ON INSTALLATION OF DITCH PIPE

The Highway Supervisor discussed with the Commissioners a proposed policy to be followed for the installation of ditch pipe in front of homes along the County roads. On motion duly made and seconded, the Commissioners adopted a policy that as to all installations of ditch pipe along County roads, the property owners shall pay the cost of all installations in excess of 40 feet in length. The costs shall include material, labor and machine hire expenses and shall be established from time to time by the Highway Supervisor.

RE: COUNTY LAW ENFORCEMENT MEMORIAL

Jeff Carie, President of Dubois County FOP, appeared to request permission to erect a memorial for law enforcement officers killed in the line of duty. He stated that five County officers have previously died in that manner. It was discussed that due to prior dedication of the west side of the Courthouse for Veterans, that area should not be available. The memorial area at the County Park would be appropriate and possibly the east wall area of the Courthouse. The FOP will consider the Park area and the Commissioners will consider the east wall area.

RE: COUNTY ROAD 350 WEST AT 300 NORTH

On motion duly made and seconded, due to highway reconstruction, the Commissioners closed County Road 350W for approximately a two week period beginning February 17, 2004, and continuing until completion of the project.

RE: HIGHWAY ANNUAL OPERATIONAL REPORT

After review, on motion duly made and seconded, the Commissioners approved the Annual Operational Report for the County Highway for calendar year 2003.

RE: 12TH AVENUE – CITY OF JASPER

Jasper Mayor Schmitt and Chad Hurm, Jasper City Engineer, appeared to discuss the relocation of the intersection of the Old Jasper-Huntingburg Road and new 12th Avenue, so as to remove a curve in the current road and construct a "T" intersection. The property owners have been consulted regarding the project, which would be at City expense. Twelfth Avenue will be the north boundary of the new City Park on County Road 100S. On motion duly made and seconded, the Commissioners approved the plans submitted by the City, with Commissioner Burger not taking part in the motion nor vote.

RE: MERIDIAN ROAD – CITY OF JASPER

The Mayor also advised that a new access road will be constructed within the year connecting Vincennes University with Meridian Road. The City would thereafter plan to improve Meridian Road. He requested that the bridge on Meridian Road be replaced with a larger and wider bridge.

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

FEBRUARY 2, 2004

RE: HIGHWAY DEPARTMENT REPORT

County Highway Engineer Wendholt submitted to the Commissioners a report of the current status of Highway Department projects, including: FERDINAND INDUSTRIAL ROAD (all except two tracts have been acquired for right-of-way. Bids scheduled to be received in June); PORTERSVILLE BRIDGE (designed hearing plans being reviewed, environmental issues should be close to settlement); MILL STREET EXTENSION (still waiting for Corps of Engineers permit, additional information to be provided by Earth-Source and IDEM response to Corps is required); BRIDGE REPLACEMENT ON 350 WEST AT COUNTY ROAD 300 NORTH (need easement which is in process); BRIDGE REPLACEMENT 650 WEST (footings and abutment walls placed, beams being prepared, completion within two weeks); KESSNER BRIDGE (coal company paying cost of permit, letter sent to R. W. Armstrong to begin application process); BRIDGE REPLACEMENT 400 WEST AT 150 NORTH (site surveyed, bridge design in process).

RE: HIGHWAY POLICY ON SIGHT DISTANCE

The Highway Engineer submitted a proposed policy to establish minimum sight distance requirements for driveway and roads. After discussion, on motion duly made and seconded, the Commissioners approved and adopted the following Policy:

> The purpose of this policy is to establish a guideline for the location of new driveway and roads that intersect existing and new county roads such that the intersection will be located at a point of optimum sight distance along the road.
>
> The profile of the driveway and the grading of the area in the road right-of-way adjacent to the driveway shall be such that a driver of a vehicle that is waiting on the driveway outside the edge of the traveled way can see a sufficient distance in both directions along the highway to enable the driver to enter the highway without creating a hazardous situation. Inadequate sight distance may be a cause for denial of the driveway to access a county road.
>
> The minimum sight distance available on a roadway should be sufficiently long to enable a vehicle traveling at or near the posted speed limit to stop before reaching a stationary object in its path. This distance is dependent on the height of the driver's eye above the road surface, the specified object height above the road surface, and the height of sight obstruction within the line of sight. For the purpose of this policy the height of the driver's eye is considered to be 3.50 feet above the road surface and the specified height of the object is considered to be 3.50 feet above the road surface.
>
> Required clear visibility, measured along the center line of the road for minimum sight distance shall be according to the following table:

Posted Speed Limit	Minimum Sight Distance
25	150
30	200
35	260
40	325
45	400

> The distance from new driveway and road intersections to obstructions in the existing roadways shall meet or exceed the minimum sight distance.

RE: DOGWOOD ANIMAL CLINIC CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment of a claim from Dogwood Animal Clinic in the amount of $68.45 for services rendered to a dog delivered to the Clinic by the Sheriff's Department.

RE: INTERNET CONNECTION

Auditor Wehr reported on progress being made in connection of the County computer network to the Internet. The need for replacement of older computers was discussed.

RE: EMPLOYEE HEALTH SCREEN

On motion duly made and seconded, the Commissioners agreed to amend the Health Plan to cover the increased cost from $15.00 to $25.00 as the County's contribution towards each employee's expense of health care screenings, offered through the County's insurance carrier.

RE: COUNTY WORKFORCE INVESTMENT BOARD

On motion duly made and seconded, the Commissioners appointed John Burger as the County's representative to the County Workforce Investment Board.

RE: COUNTY AREA ECONOMIC DEVELOPMENT BOARD

On motion duly made and seconded, the Commissioners appointed John Burger to the Dubois County Area Development Corporation Board of Directors.

RE: CONTINUED MEETING

The Commissioners set its continued monthly meeting for February 17, 2004, at 9:00 a.m. in the Commissioners Room of the Courthouse Annex.

Lawrence M. Vallmer

James R. Kemper

John G. Burger

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

FEBRUARY 17, 2004

The continued meeting of the Dubois County Commissioners was held in the Commissioners' Room of the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. on February 17, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Auditor Martha A. Wehr, County Surveyor Ken Brosmer, Highway Supervisor Steven L. Berg and Highway Engineer Norman Wendholt. A quorum was declared present and the meeting was reopened for business by President Vollmer.

RE: JUNK CONTROL ORDINANCE

It being the date and time set for hearing on the Junk Control Ordinance, the Commissioners, having no one present giving public comment, discussed and reviewed such Ordinance. Action on such Ordinance will be taken when final draft is finished.

RE: TIMBERLIN PARK SUBDIVISION

Surveyor Ken Brosmer appeared on behalf of Delmar and Phil Schroering to submit a proposed plat of Timberlin Park, a subdivision in Bainbridge Township, in the NW quarter of the NE quarter of Section 18, T2S, R4W, which plat consists of two lots on State Road 162. On motion duly made and seconded, the plat was approved as submitted.

RE: COUNTY POLLING LOCATIONS

County Clerk Kathy Hopf appeared to submit the changes for the 2004 polling sites:

Districts	Voting Locations
Bainbridge 1	Dubois County Highway Garage
Bainbridge 2E	Arnold F. Habig Community Center
Bainbridge 2W	Arnold F. Habig Community Center
Bainbridge 3E	National Guard Armory
Bainbridge 3W	National Guard Armory
Bainbridge 4N	Brames Road Fire Station
Bainbridge 4S	Brames Road Fire Station
Bainbridge 5N	35th Street Fire Station
Bainbridge 5S	Dubois County Courthouse Annex
Bainbridge 6N	Jasper Middle School
Bainbridge 6S	Jasper Middle School
Bainbridge 7	Jasper High School
Madison 1	St. Mary's Church Community Room
Madison 2	St. Mary's Church Community Room

Discussion was held concerning handicap accessibility, safety and parking. On motion duly made and seconded, the Commissioners approved the changes for the polling sites for 2004.

RE: HIGHWAY SUPERVISOR REPORT

County Highway Supervisor Steve Berg reported that the old lever voting machines will bring $30.00 per ton at the scrap yard which computes to $11.10 per voting machine. The Commissioners instructed Berg to take all but two voting machines, which will go to the Dubois County Museum, to the scrap yard and submit the check to the County Auditor.

Supervisor Berg also stated that a safety meeting was held at the highway garage on Friday, February 13, 2004, concerning "Roadside Safety".

RE: HIGHWAY DEPARTMENT REPORT

County Highway Engineer Norman Wendholt submitted the report of the current status of Highway Department projects, including: FERDINAND INDUSTRIAL ROAD (Need to approve Supplement No. 7 to Preliminary Engineering Contract and Supplement No. 1 to the Right-of-Way Services Contract; total project cost will be approximately $6,400,000; bid letting scheduled for July); PORTERSVILLE BRIDGE (design hearing plans have been reviewed and comments sent to CrossRoads, including drainage concerns of Greg Krodel; still working through environmental issues (Section 106); MILL STREET EXTENSION (waiting on Corps for wetland permit, Wendholt to meet with Earth-Source, Inc. today to get additional information on mitigation for wetlands, Corps waiting on response from IDEM); BRIDGE REPLACEMENT ON 350 WEST AND 300 NORTH (road will close today, road widening to begin today with new box structure to be placed next week weather permitting); BRIDGE REPLACEMENT ON 650 WEST (bridge deck placed last week; need to finish approaches, road should be open this week); BRIDGE REPLACEMENT ON 400 WEST AND 150 NORTH (new bridge has been designed, need to approve quotes for steel beams, steel piling, pile driving and guardrails, need to have right-of-way easement prepared by County Attorney).

RE: FERDINAND INDUSTRIAL ROAD - SUPPLEMENT NO. 7 AND SUPPLEMENT NO. 1

County Engineer Wendholt submitted Supplement No. 7 which increases the contract by $68,800.00 to the Preliminary Engineering Contract & Supplement No. 1 to the Right-of-Way Services, which increases the contract by $7,214.73. On motion duly made and seconded, the Commissioners approved Supplement No. 7 & Supplement No. 1.

RE: TOWN OF FERDINAND CLAIM

County Engineer Wendholt submitted a claim from the Town of Ferdinand for the County's share for services rendered for the Ferdinand Industrial Road in the amount of $23,131.43. On motion duly made and seconded, the Commissioners approved such claim.

RE: COMMUNITY CORRECTIONS CENTER

On motion duly made and seconded, the Commissioners instructed and authorized the County Auditor to release $20,000.00 of monies held in escrow to ARC Construction, leaving the amount of $10,000.00 to be released at a later date.

RE: CROSSROADS ENGINEERS CLAIM

County Engineer Wendholt submitted a claim from CrossRoads Engineers in the amount of $8,087.00. On motion duly made and seconded, the Commissioners approved such claim.

RE: BRIDGE REPLACEMENT ON 400 WEST AND 150 NORTH MATERIAL QUOTES

County Engineer Wendholt received the following quotes for materials for bridge replacement on 400 West and 150 North:

STEEL BEAMS	
Westfield Steel	$7,951.90
O'Neal Steel	$8,146.23
Patriot Steel	$8,728.66
Modern Welding	$9,716.00
STEEL PILING	
J. D. Fields	$9,678.40
Gateway Pipe and Supply	$9,875.05
PILE DRIVING	
CLR, Inc.	$12,056.00
J. H. Rudolph & Co. Inc.	$21,922.50
Cooper Rail Service	$27,250.00
GUARDRAIL	
James H. Drew	$1,350.00
St. Regis	$1,411.10
CPI	$2,025.00

On motion duly made and seconded, the Commissioners accepted the quote of Westfield Steel in the amount of $7,951.90 for steel beams, the quote of J. D. Fields in the amount of $9,678.40 for steel piling, the quote of CLR, Inc. in the amount of $12,056.00 for pile driving and the quote of James H. Drew in the amount of $1,350.00 for guardrails, each being the lowest bid submitted.

RE: PLEXIS GROUP

John Kosinski, representing Plexis Group of Indianapolis, appeared to advise the Commissioners of the various services available to the County Auditor, Assessor and other offices, including a GIS System. Discussion was held on the timeline of implementation.

RE: DOGWOOD ANIMAL CLINIC CLAIM

The Auditor submitted a claim from Dogwood Animal Clinic for services rendered to two dogs delivered to the Clinic by the County Sheriff's Department. On motion duly made and seconded, the Commissioners approved and authorized payment of the claim in the amount of $136.90.

RE: STANDARDS FOR PLATTING OF SUBDIVISIONS

The Commissioners set March 1, 2004, at 9:30 a.m. as the date to hear further comments and adopt the Standards for Platting of Subdivisions.

RE: AUDITOR'S OFFICE TEMPORARY FULL-TIME POSITION

The Auditor requested permission to hire a person in a temporary full-time position for a maximum of five weeks to assist her office personnel during the verification of signatures for the SE School Corporation remonstrance. On motion duly made and seconded, the Commissioners approved the Auditor to hire a person in a temporary full-time position with no benefits.

RE: FUTURE MEETINGS

On motion duly made and seconded, the Commissioners set the March meetings for March 1, 2004, and continued meeting for March 15, 2004, beginning at 9:00 a.m. and April meetings to be set for April 5, 2004, and the continued meeting for April 19, 2004, beginning at 9:00 a.m. in the Commissioners Room of the Courthouse Annex.

Lawrence M. Vollmer

James R. Kemper

John G. Burger

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

DUBOIS COUNTY COUNCIL

FEBRUARY 23, 2004

The Dubois County Council conducted its February meeting on February 23, 2004, at 4:30 p.m. in the Courthouse Annex. Present at the meeting were Board members Richard Eckerle, Gregory A. Kendall, Jerry Hunefeld, Scott J. Knies, Mark A. Brescher, Leon J. Fleck, Donna L. Schroeder and County Auditor Martha A. Wehr. President Eckerle asked if there were any additions or corrections to the minutes of the last meeting. On motion by Gregory A. Kendall and seconded by Donna L. Schroeder, the minutes were approved as written. Motion carried unanimously.

RE: COMMUNITY CORRECTIONS ADVISORY BOARD

Judge Weikert, Chairman of the Community Corrections Advisory Board, appeared before the Council to request the expenditure of commissary funds for the purchase of uniforms for nine correctional officers in the total amount of $2,667.00. He also stated that the Advisory Board previously approved the expenditure of commissary funds for TB tests and a series of hepatitis shots for nine correctional officers. On motion by Gregory A. Kendall and seconded by Leon J. Fleck, the Council approved the expenditure of such commissary funds.

Judge Weikert also stated that the Advisory Board created committees to look into issues of the air conditioning and heating system, another to examine the financial aspects of the center and a third to evaluate the general operations of the corrections center.

RE: CUMULATIVE CAPITAL FUND ADDITIONAL APPROPRIATION

Auditor Wehr stated that several computers in the Courthouse, still on the Windows 95 and Windows 98 operating systems, are unable to support the Internet and virus programs. As a result, it is necessary to replace such computers and Wehr requests an additional appropriation in the amount of $25,000.00 in the Cumulative Capital Fund for the replacement of 15 computers and monitors. Such additional appropriation was previously advertised. On motion by Leon J. Fleck and seconded by Mark A. Brescher, the Council approved such additional appropriation.

RE: PRE-TRIAL DIVERSION ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in Pre-Trial Diversion for Personal Services in the amount of $8,900.00, of which $8,400.00 would be to hire an independent contractor to fill the position of Secretary. The current Secretary will fill the position of Chief Deputy Prosecuting Attorney while she is on maternity leave. The remaining $500.00 represents a salary increase for the position of Victim's Advocate Assistant. Such increase would bring the salary closer to a third deputy's salary. On motion by Jerry Hunefeld and seconded by Leon J. Fleck, the Council approved such additional appropriation.

RE: PRE-TRIAL DIVERSION ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in Pre-Trial Diversion for Capital Outlay in the amount of $12,000.00 for several computers in the Prosecuting Attorney's Office which are still on the Windows 95 and Windows 98 operating program and were unable to support the internet and virus program. As a result, it is necessary to replace such computers and Prosecuting Attorney Fritch requests an additional appropriation in the amount of $25,000.00 in the Pre-Trial Diversion Fund for the replacement of eight computers and four monitors. On motion by Mark A. Brescher and seconded by Donna L. Schroeder, the Council approved such additional appropriation.

RE: HIGHWAY FUND ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the amount of $683,000.00 in the Highway Fund for Supplies, $5,000.00 for Paint, $3,000.00 for Seed & Straw, and $675,000.00 for Bituminous Materials. On motion by Gregory A. Kendall and seconded by Scott Knies, the Council approved such additional appropriation.

RE: LOCAL ROAD AND STREET FUND ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the amount of $92,000.00 in the Local Road and Street Fund for Supplies. On motion by Leon J. Fleck and Seconded by Scott Knies, the Council approved such additional appropriation.

RE: RAINY DAY FUND ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the amount of $25,000.00 in the Rainy Day Fund for Other Services to pay the Workman's Compensation renewal policy over and above the $60,000.00 budgeted for 2004. Auditor Wehr also expects an additional expense after the annual audit. On motion by Donna L. Schroeder and seconded by Mark A. Brescher, the Council approved such additional appropriation.

RE: GENERAL FUND ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the amount of $3,000.00 in the General Fund for Personal Services. Wehr requested the additional appropriation after receiving permission from the Commissioners to hire a person in a temporary full-time position for a maximum of 5 weeks to assist her office personnel during the verification of signatures for the Southeast School Corporation school remonstrance. On motion by Jerry Hunefeld and seconded by Leon J. Fleck, the Council approved such additional appropriation.

RE: SHERIFF'S SALARY CONTRACT

Auditor Wehr presented the Sheriff's Salary Contract for the Council's approval. On motion by Gregory L. Kendall and seconded by Mark A. Brescher, the Council approved and signed the Sheriff's Salary Contract for 2004 based upon the budgeted amount.

RE: NEXT MEETING

With no further ~~business~~ to come before the Council, the next regular meeting will be held Monday, March 29, 2004, at 4:30 p.m. in the Council Chambers of the Courthouse Annex.

Leon J. Fleck

Jerry Hunefeld

Mark A. Brescher

Richard Eckerle, President

Gregory A. Kendall

Donna L. Schroeder

Scott J. Knies

Attest: Martha A. Wehr, Auditor

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

MARCH 1, 2004

The regular monthly meeting of the Dubois County Commissioners was held in the Commissioners Room of the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. on March 1, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Auditor Martha A. Wehr, County Surveyor Ken Brosmer, Highway Engineer Norman Wendholt, Highway Supervisor Steven L. Berg, Highway Clerk Debbie Berger and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was opened for business by President Vollmer. Minutes of the February meetings of the Commissioners were approved as presented. The minutes were then signed. Income for the month of February, 2004, were as follows: Recorder $13,862.29; Health Department $12,209.68; Auditor $661.00; Clerk $50,193.07. Claims against the County were examined and those found to be just, due and owing were allowed and those found to be not due and owing were disallowed, all as more fully set forth in the Claims and Allowance Docket of the County.

RE: HUNTINGBURG LAKE UPDATE

Health Department Administrator Oeding appeared to report that Stacy T. and Debra J. Macer have made no attempt to resolve the pollution problem at the Huntingburg Lake. All other property owners have taken necessary steps to resolve the problem, although several are being delayed due to weather. The Commissioners instructed the Attorney to cause legal proceedings to be filed against Macers.

RE: MEDICAL INSURANCE – HEALTH DEPARTMENT

Health Department Administrator Oeding also advised that the County has no insurance coverage for medical liability. She submitted a proposal to provide coverage at a cost of approximately $15,569.45.

RE: HEALTH DEPARTMENT – PROPOSED FOOD ORDINANCE

The Health Department Administrator submitted a proposed food ordinance for consideration.

RE: MECHANICAL VOTING MACHINES

The Highway Supervisor reported that except for three machines, all of the old mechanical voting machines have been sold for scrap for which the County received $617.50. Two of the machines were delivered to the County Museum and one was retained by a machine mechanic.

RE: COUNTY ROAD 950 NORTH

The Highway Supervisor reported on discussions with Kirsten Mehringer regarding improvement of County Road 950N, a current dirt road in Columbia Township.

RE: COUNTY ROAD 350 WEST BRIDGE

The Highway Supervisor reported on progress being made on the bridge replacement on County Road 350W south of County Road 300N.

RE: STANDARDS FOR PLATTING OF SUBDIVISION ORDINANCE

It being 9:30 a.m., the time set for a second hearing on the revised Subdivision Ordinance, the Commissioners requested comments on the Ordinance. Health Department Administrator requested that a requirement for pre-platting testing of each platted lot. In response to question, Oeding stated that even if tested at time of platting, the rules may change from time of initial test until time of construction. Surveyor Mehling questioned the provisions for lots in excess of five acres, and for single lot sales. Questions were also raised concerning whether an additional employee would be required to administer the Ordinance and whether the Ordinance would cover multiple single lot sales along current County roads.

RE: JUNK CONTROL ORDINANCE NUMBER 2004-01

The Commissioners then took under consideration the proposed Junk Control Ordinance on which the Commissioners had previously conducted a public hearing. There being no person present to comment on the proposal and no further discussion thereon, on motion duly made and seconded, the Commissioners unanimously adopted the following Ordinance Number 2004-01 and ordered publication thereof as required by law:

SECTION 1. TITLE OF ORDINANCE. This Ordinance shall be known as the Dubois County Highway Junk Control Ordinance.

SECTION 2. For the purpose of promoting the public safety, health, welfare, convenience and enjoyment of public travel, to protect the public investment in public highways, and to preserve and enhance the scenic beauty of the lands bordering public highways, it is hereby declared to be in the public interest, to regulate and restrict the establishment, operation or maintenance of junk and/or junkyard in the areas adjacent to State or County Highways within this County.

SECTION 3. DEFINITIONS. In the use of this Ordinance, the following, terms shall be defined as:

A. JUNK - shall mean old or scrap copper, brass, rope, rags, batteries, paper trash, rubber, debris, refuse, solid or semi-solid waste or household waste, dismantled or wrecked or non-operating motor vehicles in excess of two (2) vehicles, or parts thereof, or scrap iron, steel and other old or ferrous or non-ferrous materials.

B. MOTOR VEHICLE GRAVEYARD - shall mean any establishment, place of business or parcel of real estate which is maintained, used or operated for storing, keeping, at any one time in excess of two (2) non-operating, wrecked, scraped, ruined, or dismantled motor vehicles or motor vehicle parts.

C. JUNKYARD - shall mean an establishment, place of business, or parcel of real estate upon which is maintained or operated or used for storing, keeping, buying or selling junk or for the maintenance or operation of a motor vehicle graveyard and the term shall include trash dumps, garbage dumps and sanitary fills, but shall not include any scrap metal processing facilities.

D. SCRAP METAL PROCESSING FACILITIES - shall mean an establishment having facilities for processing iron, steel, or nonferrous metal and whose principle product is scrap iron, steel or scrap for sale for smelting purposes only.

E. HIGHWAY OR ROAD - shall mean that portion of the State or County public highway or road system so designated on the State or County highway maps, as amended, which are kept by the Indiana Department of Transportation or are kept by the Dubois County Highway Department and on which Dubois County receives money from the State of Indiana.

F. VISIBLE - shall mean capable of being seen by a person of normal visual activity using the highway system.

G. PERSONS - shall mean any individual, firm, partnership, corporation, group, or association.

H. COUNTY COMMISSIONERS - shall mean the Board of County Commissioners of Dubois County, Indiana.

SECTION 4. LOCATION. No person may establish, operate, cause, or maintain a junkyard, motor vehicle graveyard, or scrap metal processing facility or store or allow accumulation of junk on any real estate which is within 500 feet of the nearest edge of a right-of-way of any Highway or Road, except for the following:

A. Those which are screened by natural objects, plantings, fences or other appropriate means so as not to be visible from the main travel portion of any Highway or Road, or otherwise removed from sight.

B. Those located within areas which are zoned for industrial use under the authority of law of a municipal zoning ordinance.

C. Those located within unzoned industrial areas as determined by the State Planning Agency and approved by the Secretary of the Department of Transportation.

D. Those which are not visible from the main travel portion of any Highway or Road.

SECTION 5. A person who violates this Ordinance or knowingly causes or allows an accumulation of junk, or a junkyard or scrap metal processing facility to be established or maintained on his property in violation of this Ordinance may be fined not more than One Thousand Dollars ($1,000.00). Whenever the Dubois County Solid Waste District Director is given written notice that a junkyard or scrap metal processing facility is maintained or operated in violation of this Ordinance, said Director, after investigation, may give thirty (30) days notice by certified mail to the owner of the property on which the violation exists. If the owner fails to act within thirty (30) days as required by the notice, or within such extended period as may be determined by said Director or by the county Commissioners based upon unusual circumstances, then each day of the maintenance or operation beginning on the first day following the end of said thirty (30) day period constitutes a separate offense.

SECTION 6. A person who recklessly, knowingly, or intentionally places or leaves junk on a Highway or Road or on the property of another person, except in a container provided for refuse, commits littering, a Class B Infraction, and is in violation of this Ordinance and may be fined not more than One Thousand Dollars ($1,000.00). Evidence that littering was committed from a moving vehicles other than a public conveyance constitutes prima facie evidence that it was committed by the operator of that vehicle.

SECTION 7. The County Commissioners hereby designate the Dubois County Solid Waste District as the agency which shall enforce the provisions of this Ordinance. When any violation of this discovered or brought to the attention of said District, its Director or his designated District employee, shall study the circumstances and shall determine if this Ordinance has been violated. Whenever said Director or his designated District employee shall determine that a violation exists, the District shall issue that notice described in Section 5 of this Ordinance. Should the owner fail to comply with the requirements of said thirty (30) day notice, the Director or his designated District employee may file with the County Commissioners a Report of said violation, setting out the nature, extent and location of any such violation, and the County Commissioners may thereafter conduct judicial proceedings thereon or may request that the Dubois County Prosecuting Attorney to institute criminal proceedings against any person or persons who are responsible for the establishment, maintenance, use or operation which is a violation of this Ordinance.

SECTION 8. Nothing in this Ordinance shall be construed to affect the provisions of any other lawful Ordinance, regulation or resolution which are more restrictive than the provisions of this Ordinance.

SECTION 9. This Ordinance shall be effective immediately upon passage and publication.

UNANIMOUSLY ADOPTED BY THE BOARD OF COMMISSIONERS OF DUBOIS COUNTY, INDIANA, THIS 1ST DAY OF MARCH, 2004.

Lawrence M. Vollmer
LAWRENCE M. VOLLMER

James R Kemper
JAMES R. KEMPER

John G Burger
JOHN G. BURGER

BOARD OF COUNTY COMMISSIONERS OF DUBOIS COUNTY, INDIANA

ATTEST:
Martha A. Wehr
MARTHA A. WEHR, COUNTY AUDITOR

RE: SEVERE WEATHER AWARENESS WEEK PROCLAMATION

Mary Miller, Director of County Emergency Management, appeared to distribute information concerning severe weather preparedness and the State proclamation of Weather Preparedness Week. She submitted a proposed Proclamation for Dubois County, which on motion duly made and seconded, was approved as follows:

WHEREAS: The months of March through June present the highest risk for severe thunderstorms and tornadoes to strike Dubois County; and

WHEREAS, Dubois County is located within the nation's "Tornado Belt", becoming a prime target of devastating tornado outbreaks and other types of severe weather and;

WHEREAS, A statewide tornado warning exercise will be held on March 17, 2004 for the purpose of testing communications systems, equipment and procedures; and

WHEREAS, During this week, the Dubois County Emergency Management Agency is emphasizing its safety procedures involving tornado activity:

NOW, THEREFORE,

We the **COMMISSIONERS OF DUBOIS COUNTY,** do hereby proclaim March 14 – 20, 2004 as

"SEVERE WEATHER AWARENESS WEEK"

in Dubois County, in recognition of the need for all citizens to learn safety rules and make plans on how to survive the devastating power of tornadoes and severe thunderstorms, and encourage all citizens of Dubois County to take due note of the observance.

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS
MARCH 1, 2004

RE: EMERGENCY MANAGEMENT STATEMENT OF WORK

Mary Miller also submitted a Statement of Work describing projects being undertaken by the County EM office during the last quarter. After review on motion duly made and seconded, the report was approved.

RE: SCHNELLVILLE FIRE DEPARTMENT

Jim Verkamp, representing the Schnellville Fire Department, appeared to advise that a house on Walnut Street will be used for County Fire Department training on March 13 and 14, 2004, and that request was being made that Walnut Street be closed from 12:00 Noon until 5:00 p.m. on Saturday and from 8:00 a.m. until 4:00 p.m. on Sunday. On motion duly made and seconded, the Commissioners authorized that Walnut Street be closed on March 13 and 14, 2004, during the times stated above and the Fire Department was instructed to post the necessary signs.

RE: HIGHWAY DEPARTMENT FUND TRANSFER

County Highway Clerk Berger submitted a proposed transfer of funds required for insurance premiums. On motion duly made and seconded, the Commissioners approved the following transfer of funds and directed that the request be submitted to the County Council:

From:	
Highway Fund – Bituminous Materials	$3,000.00
To:	
Highway Fund – Insurance Liability/Casualty	$3,000.00

RE: HIGHWAY DEPARTMENT REPORT

Highway Department Engineer Wendholt submitted the report of the current status of Highway Department projects, including: FERDINAND INDUSTRIAL ROAD (bid letting is scheduled for July of this year; the Woebkenberg trial on right-of-way acquisition will occur on November 8, 2004);

PORTERSVILLE BRIDGE (environmental study is still under work, with the final step being the old bridge disposal); MILL STREET EXTENSION (continue to wait on wetland permit form Corps of Engineers, mitigation site data has been submitted); COUNTY ROAD 350 WEST BRIDGE (replacement is in process); COUNTY ROAD 650 WEST BRIDGE (project complete, road open); COUNTY ROAD 400 WEST BRIDGE (right-of-way required for bridge replacement being obtained); BRIDGE INSPECTION (Phase II of inspection in process; invoice for $898.91 submitted for work); BRIDGE #146 ATTACHMENTS (request filed for permission to attach a rain gauge, depth gauge and water quality instrument for a two year period, located on County Road 1200 West); SUMMER EMPLOYEE (permission granted to employ two summer student employees); ROAD PROJECT WAGE SCALE (Committee members requested).

RE: HIGHWAY WAGE SCALE COMMITTEE

On motion duly made and seconded, the Commissioners appointed Jim Hubers, Lowell Glendening and Robert Lichlyter as Committee members and Ken Mundy and Al Fleck as alternate members for a Wage Determination Committee for the Highway Department's Summer Highway projects.

RE: BERNARDIN LOCHMUELLER & ASSOCIATES BRIDGE INSPECTION CLAIM

On motion duly made and seconded, the Commissioners approved payment of $898.91 on a claim from Bernardin Lochmueller & Associates for services rendered on bridge inspection.

RE: GAS LINE – COLUMBUS OILFIELD EXPLORATION

Mike Murnone representing Columbus Oilfield Exploration appeared with Alan Small to request permission to install a gas line on Meridian Road south of Jasper. The line would furnish gas to the City of Jasper. The Attorney explained that since Columbus is not a pubic utility, it had no right to use of public right-of-way without approval of the adjacent property owners. The Commissioners were of the opinion that with owner approval, conditioned on installation according to Highway Department standards and upon relocation if required at Columbus expense, the line could be placed in public right-of-way.

RE: 4-H FAIRGROUNDS RESTROOMS

Kevin Wertman, representing the County 4-H Board, appeared to request for consideration of construction of new restrooms at the County Fairgrounds. Three proposals were requested from contractors and two were received:

Custom Builders Construction	$66,875.00
Craftsman Construction	$85,749.00

The Commissioners approved the project, subject however to appropriation by the County Council. At the current time the State is not approving additional appropriations until completion of assessment valuation and tax rate.

RE: FUTURE COMMISSIONERS MEETINGS

The Commissioners set its continued March meeting for March 15, 2004, at 9:00 a.m. and the April meetings to be held on April 5, (regular meeting) and April 19 (continued meeting), both at 9:00 a.m. in the Commissioners Room of the Courthouse Annex.

Lawrence M. Vollmer James R. Kemper John G. Burger

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

MARCH 15, 2004

The continued meeting of the Dubois County Commissioners was held in the Commissioners' Room of the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. on March 15, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Auditor Martha A. Wehr, County Surveyor Ken Brosmer, Highway Supervisor Steven L. Berg, Highway Engineer Norman Wendholt, Highway Clerk Debbie Berger and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was reopened for business by President Vollmer.

RE: SOLID WASTE MANAGEMENT DISTRICT – "CLEAN SWEEP MONTH"

Tommy Thomason, Director of the County Solid Waste District appeared to present and request approval of a proposed Proclamation establishing April 1 to April 30 as "Clean Sweep Month" in Dubois County. On motion duly made and seconded, the Commissioners adopted the following Proclamation:

> **Whereas:** Dubois County takes great pride in the scenic beauty of the land bordering its public highways, from the rolling hills and green pastures, to the bountiful fields and woodlands; and
>
> **Whereas:** the accumulation of junk, the roadside dumping and open burning of trash is recognized as a degradation of this beauty, public safety and health, and enjoyment of public travel; and
>
> **Whereas:** the awareness of these and other environmental concerns including air, water, and soil is focused upon in the month of April 2004 centering on "Earth Day" April 22, 2004; and
>
> **Whereas:** during this month, the Dubois County Solid Waste Management District is providing a greater awareness towards the affects of the accumulation of junk, the roadside dumping and open burning of trash upon the health of our county's environment:
>
> **Now, Therefore,** We the COMMISSIONERS OF DUBOIS COUNTY, do hereby proclaim April 1-30, 2004 as
>
> **Dubois County Clean Sweep Month**
>
> in the public interest and to preserve and enhance the scenic beauty of the lands bordering public highways to stop the accumulations of junk, stop illegal dumping, and stop open burning of trash. By this proclamation we encourage all county residents in the best interest of our community to keep their property adjacent to a public roadsides free from junk and clutter. For all Dubois County Residents to take due note of this observance.

RE: SUBDIVISION ORDINANCE

Carolyn Williams appeared to request further consideration of the proposed Subdivision Ordinance and that the public be granted a longer period to comment on the proposed Ordinance. As an example, she questioned the two-residence exception for the family farm. She stated there are still many questions out in the public and that an evening meeting should be held.

RE; MICHAEL PETRY – SALVAGE MOTOR VEHICLES

Michael Petry from Kyana presented to the Commissioners a request for the approval of the Application for a Salvage Motor Vehicle Business License to establish a junkyard at the Kyana location. It was stated that a fence would be erected. The site would be used to collect junk cars for hauling to reclamation and for sale or use of parts. The Commissioners expressed concern about the location of a business of this type and stated that a limit of cars would be imposed and a solid fence required.

RE: PETITION TO VACATE PUBLIC ROAD – BRETZVILLE

Mark R. McConnell, Attorney, appeared with and on behalf of Steven L. Mundy for public hearing on petition to vacate public right-of-way in Bretzville. Attorney William Kaiser appeared for Republic Services of Indiana and objected to form of petition filed, notice given and legal description. The County Auditor submitted a revised petition filed with her office and a revised public notice. Arguments were made as to status of the legal description. The County Attorney advised the Commissioners that the description was in error and that the notice was therefore defective and the petition not properly before the Commissioners. On motion duly made and seconded, the Commissioners rejected and dismissed the petition and suggested filing of a new-corrected petition.

RE: COUNTY REASSESSMENTS

County Assessor Lueken appeared with Mark Folkert of Cole, Layer & Trumble Company to request approval of a contract with said Company for 2004. The contract has an increase of $11,200.00. An explanation was given of the services provided under the contract. It was stated that the cost overrun from 2003 was charged to the reassessment account. Various Township Trustees and Assessors were present and stated their belief that the contract was in the best interest of the County and its taxpayers. Folkert also discussed the provisions of the Indiana statute relating to future reassessments and required assessment adjustments required in each non-reassessment year. The next reassessment year is 2009 pay 2010. In addition a new computer program will be involved. Folkert proposes to provide support services to the County for the annual adjustments and to have a substantial portion of the reassessment work completed prior to the actual reassessment year of 2009. On motion duly made and seconded, the Commissioners approved the proposed Contract for Commercial-Industrial-Residential New Construction Valuation Services, having a cost of $37,400 for 2004.

RE: KERAMIDA ENVIRONMENTAL

Tim Higgins and Kyle Hendrix, representing Keramida Environmental of Indianapolis, appeared to advise of the services which their Company offers on Brownfields remediation and funding programs and sources available.

RE: NATIONAL DAY OF PRAYER PROCLAMATION

Tom Jahn appeared to request that the County recognize May 6, 2004, as a National Day of Prayer and to seek approval for use of the east Courthouse porch for an event from 6:00 to 8:00 p.m. on May 6, 2004. On motion duly made and seconded, the Commissioners authorized use of the porch at the requested time, subject to execution of required application and contact with the Courthouse Custodian, and adopted the following Proclamation:

WHEREAS, National days of prayer have been part of our country's tradition since 1775 and, in 1988, Congress unanimously designated the first Thursday of every May as a National Day of Prayer; and,

WHEREAS, This time has been set aside as a time to give thanks for the many blessings our country has received and to recognize the need for a renewal of moral values and heavenly guidance for community leaders; and,

WHEREAS, it is also fitting that we focus on the need for a healing and a reconciliation within our nation;

NOW THEREFORE, The Board of Commissioners of Dubois County, Indiana, does hereby proclaim Thursday, May 6, 2004 as a

DAY OF PRAYER

in Dubois County, and urge all citizens to join in the hope that peace and unity will soon be alive and dwell in the hearts of all mankind.

ADOPTED, this 15th day of March, 2004.

RE: CULPEPPER GROUP

Edward Culpepper Cooper and Beth Hall, representing Culpepper Group of Clarksville, Indiana, appeared to explain the insurance and risk management services provided by their Company. The Company provides employee benefit services, property and casualty coverage and related services.

RE: SUBDIVISION ORDINANCE

Brian Meyer appeared to discuss the Subdivision Ordinance and questioned the required width of streets (sixty feet) and requirements for a ten-acre [redacted] size lot.

RE: VECTRON BOND

The Highway Supervisor advised the Commissioners that an agreement has been reached with Vectron for use of County Road 650W for use of an overweight load supported by corporate bond. On motion duly made and seconded, the Commissioners approved the agreement and authorized the overweight load for one day. The Highway Department is to restrict public use of the road while the load is on the road.

RE: SOLID WASTE COMPACTORS

Highway Clerk Berger submitted to the Commissioners comparisons prepared by her of various costs involved in use and non-use of compactors and of the difference in cost of purchase vs. leasing of equipment. After discussion and comparison of costs, the Commissioners instructed Berger to obtain a proposed contract with Onyx for the lease of compactor equipment and hauling.

RE: EMPLOYEE PAUL ECKERT

The Commissioners considered a request from Paul Eckert, who has been absent due to military service, that he be granted sick and personal leave days during the time when he was on military leave and that the days be carried over to the next year. On motion duly made and seconded, the Commissioners determined that due to required military service and the special circumstances of this absence, the Commissioners on motion duly made and seconded, authorized the Auditor to grant the sick and personal leave days to Eckert and carry the same over to 2004.

RE: SUBDIVISION ORDINANCE

The Commissioners discussed at length the status of the Subdivision Ordinance and request for additional time for consideration and for additional input. On motion duly made and seconded, the Commissioners set a third hearing for 5:30 p.m. on March 29, 2004, in the Commissioners Room of the Courthouse Annex.

RE: HIGHWAY DEPARTMENT REPORT

County Highway Engineer presented a report of the current status of Highway Department projects, including: FERDINAND INDUSTRIAL ROAD (bid letting has been delayed to August. Kemper will meet with Ferdinand representatives on the project); PORTERSVILLE BRIDGE (legal notice has been published for public involvement. This process will end the environmental phase. All information has been submitted to IDEM and Corps of Engineers); BRIDGE REPLACEMENT 350 WEST (project completed); BRIDGE REPLACEMENT 400 WEST (road closed, power lines being moved, pile driving starts tomorrow); BRIDGE REPLACEMENT MERIDIAN ROAD (bridge within City is being engineered, City will need to relocate utilities, steel beams required for bridge); BRIDGE #146 (Waterborne Environmental has requested permission to attach a rain gauge, depth gauge and water quality instrument to Bridge #146); US 231 ENVIRONMENTAL IMPACT STATEMENT (a copy of draft environmental impact statement for Dubois County).

RE: STEEL BEAM PURCHASE

The Highway Engineer submitted quotes received for the Meridian Road project in Jasper:

Patriot Steel	$ 8,794.08
Westfield Steel	$ 9,421.61
Modern Steel	$ 9,979.00
O'Neal Steel	$11,011.41

On motion duly made and seconded, the Commissioners accepted the quote of Patriot Steel, being the low quote.

RE: CROSSROAD ENGINEERS CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment of a claim for $3,956.00 by CrossRoad Engineers for services rendered on the Portersville Bridge project.

RE: DOGWOOD ANIMAL CLINIC CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment of two claims for $68.45 each for services rendered to two dogs delivered to Dogwood Animal Clinic by the County Sheriff's Department.

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

MARCH 15, 2004

RE: COUNTY HEALTH DEPARTMENT PURCHASE

On motion duly made and seconded, the Commissioners approved a request from the County Health Department for the purchase of vaccines in the total amount of $10,450.50.

RE: NEXT MEETING

The next regular meeting of the Commissioners will be held on April 5, 2004, with the continuation on April 19, 2004, both meetings to begin at 9:00 a.m. in the Commissioners Room of the Courthouse Annex.

Lawrence M. Vollmer

James R. Kemper

John G. Burger

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

MARCH 29, 2004

A continued meeting of the Dubois County Commissioners was held in the Commissioners Room of the Courthouse Annex in Jasper, Indiana, beginning at 5:30 p.m. on March 29, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Auditor Martha A. Wehr, County Surveyor Ken Brosmer, Highway Supervisor Steven L. Berg and Highway Engineer Norman Wendholt.

RE: SUBDIVISION ORDINANCE

It being 5:30 p.m., the time set for a third hearing on the proposed subdivision standards ordinance and proofs of publication being presented, the Commissioners asked for comments and questions. Questions were raised concerning family farm exemptions, single lot sales, pre-existing conditions, provisions for lots in excess of five acres and chip and seal requirements. The Commissioners agreed to look at the possibility of requiring provisions in the covenants of a deed concerning maintenance of roads and to review the questions raised before holding another advertised hearing and acting on the proposed ordinance.

RE: NEXT MEETING

The next regular meeting of the Commissioners will be held on April 5, 2004, with the continuation on April 19, 2004, both meetings to begin at 9:00 a.m. in the Commissioners Room of the Courthouse Annex.

Lawrence M. Vollmer

James R. Kemper

John G. Burger

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

DUBOIS COUNTY COUNCIL

MARCH 29, 2004

The Dubois County Council conducted its March meeting on March 29, 2004, at 4:30 p.m. in the Courthouse Annex. Present at the meeting were Board members Richard Eckerle, Gregory A. Kendall, Jerry Hunefeld, Scott Knies, Mark A. Brescher, Leon J. Fleck, Donna L. Schroeder and County Auditor Martha A. Wehr. President Eckerle asked if there were any additions or corrections to the minutes of the last meeting. On motion by Mark A. Brescher and seconded by Leon J. Fleck, the minutes were approved as written. Motion carried unanimously.

RE: RAINY DAY FUND ADDITIONAL APPROPRATION

Kevin Wertman, President of the Dubois County 4-H Council, appeared to request an additional appropriation in the amount of $70,000.00 in the Rainy Day Fund for Other Services for restrooms at the Dubois County 4-H Fairgrounds. Said restrooms would be located near the small animal and horse building. Wertman indicated that he received bids in the amount of $66,875.00 from Custom Builders Construction and in the amount of $85,749.00 from Craftsman Construction. No bid was received from the third request. On motion by Gregory A. Kendall and seconded by Leon J. Fleck, the Council approved the additional appropriation in the amount of $70,000.00 in the Rainy Day Fund.

RE: HEALTH FUND ADDITIONAL APPROPRIATION

Auditor Wehr stated that as a result of the Health Department entering into a contract, which required documentation of professional liability coverage, it became known that the Health Department, as an agency, does not have Professional Liability coverage. Several nurses have individual coverage which the county reimburses each for the premium. Wehr previously advertised for an additional appropriation in the amount of $16,000.00 in the Health Fund for Other Services to cover such policy. On motion by Leon J. Fleck and seconded by Gregory A. Kendall, the Council approved such additional appropriation in the amount of $16,000.00, subject to checking into the benefit of insurance as to whether or not the State's Patient Compensation Fund covers only over and above the County's portion.

RE: EDIT FUND ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the amount of $850.00 in the Edit Fund for Other Services for Indiana 15 Regional Planning. The Council approved the fully funded 30-cent appropriation for Indiana 15 in 2003 and that amount was certified to the Department of Local Government Finance, which ultimately cut the budget by $850.00. On motion by Jerry Hunefeld and seconded by Donna L. Schroeder, the Council approved such additional appropriation in the amount of $850.00.

RE: RESOLUTION – RELOCATION OF U.S. 231

President Eckerle submitted to the Council members a proposed Resolution recommending that the Indiana Department of Transportation select the eastern route for relocation of U.S. Highway 231. On motion by Jerry Hunefeld and seconded by Gregory L. Kendall, the Council adopted the following Resolution:

This Resolution adopted by the County Council of Dubois County, Indiana this 29th day of March, 2004.

WHEREAS, Dubois County, Indiana, has been advised by the Indiana Department of Transportation that it is studying a plan for the relocation of U.S. Highway 231 as the same travels through Dubois County; and

WHEREAS, The Indiana Department of Transportation has filed with the Auditor of Dubois County a report regarding said study and the Department's findings and recommendations as a result thereof; and

WHEREAS, Said Department has requested the comments of the public and of Dubois County regarding said Report; and

WHEREAS, The members of the County Council of Dubois County have reviewed and discussed said report and its recommendations, and have considered the best interests of the County, its residents and its taxpayers.

NOW, THEREFORE, BE IT RESOLVED, By the County Council of Dubois County, Indiana, that this Council does hereby support the proposed relocation project as a means of reducing traffic congestion and improving safety on the streets, roads and highways located within this County, and as a stimulus to its economy.

BE IT FURTHER RESOLVED, That it is the recommendation of this Council that the Department select the eastern route for said relocation, which route appears to be the less costly of the proposed routes and that which will least disturb the residents of this County.

ADOPTED by the County Council of Dubois County, Indiana, this 29th day of March, 2004.

RE: HIGHWAY FUND TRANSFER

Highway Clerk Debbie Berger appeared before the Council to request a transfer of funds as follows:

Highway Fund		
From:	Bituminous Materials	$3,000.00
To:	Insurance Liability/Casualty	$3,000.00

On motion by Jerry Hunefeld and seconded by Scott Knies, the Council approved such transfer.

RE: HIGHWAY FUND AND LOCAL ROAD AND STREET FUND TRANSFERS

Highway Clerk Debbie Berger appeared to request a transfer of funds in the Highway Fund and Local Road and Street Fund in the amount of $265,000.00 and $81,000.00 as follows:

Highway Fund		
From:	Bituminous Materials	$265,000.00
To:	500 East (2004-02)	$ 27,000.00
	Cuzco Road South & Town of Cuzco	$ 81,000.00
	Kellerville Road (DR 2003-06)	$157,000.00
		$265,000.00

Local Road and Street Fund		
From:	Bituminous Materials	$81,000.00
To:	600 West (2004-01)	$49,000.00
	Fairgrounds Drive (2004-03)	$32,000.00
		$81,000.00

On motion by Mark A. Brescher and seconded by Leon J. Fleck, the Council approved such transfers upon the approval of the Commissioners.

RE: NEXT MEETING

With no further business to come before the Council, the next regular meeting will be held Monday, April 26, 2004, at 4:30 p.m. in the Council Chambers of the Courthouse Annex.

Leon J. Fleck

Jerry Hunefeld

Mark A. Brescher

Richard Eckerle, President

Gregory A. Kendall

Donna L. Schroeder

Scott Knies

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

APRIL 5, 2004

The regular monthly meeting of the Dubois County Commissioners was held in the Commissioner's Room of the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. on April 5, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Auditor Martha A. Wehr, County Surveyor Ken Brosmer, Highway Engineer Norman Wendholt, Highway Supervisor Steven L. Berg, Highway Clerk Debbie Berger and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was opened for business by President Vollmer. Minutes of the March meetings of the Commissioners were approved as presented. The minutes were then signed. Income for the month of March, 2004, were as follows: Recorder $16,198.68; Health Department $18,234.12; Auditor $220.50; Clerk $56,264.45. Claims against the County were examined and those found to be just, due and owing were allowed and those found to be not due and owing were disallowed, all as more fully set forth in the Claims and Allowance Docket of the County.

RE: MICHAEL PETRY – SALVAGE MOTOR VEHICLES

Michael Petry appeared to again discuss his application for a State Salvage Motor Vehicle Business License. Both Mr. Petry and the Commissioners have discussed the proposal with property owners in the neighborhood. After discussion, it was agreed by the parties that consent would be granted on the condition that: (1) a solid fence be constructed to screen the operation from public view, and (2) that not more than five salvage or reconstruction vehicles shall be located on the premises at any one time. This would exclude from the five any operating vehicles used for personal purposes.

RE: REGIONAL WORKFORCE DEVELOPMENT BOARD

Charles Roche, Director of the Workforce Investment Board, Shawnee Trace, appeared to discuss with the Commissioners the services provided by his Board, which represents a nine county area. Eighteen commissioners and mayors sit on the Board. He explained that the Board has three programs: Youth, Adult and job relocation. The funding for the Board is provided by Federal appropriations, but due to reduced federal budget, the Board is obtaining some funding from other sources, such as State, industry and private sources. The Board's efforts to secure employment for local residents were discussed.

RE: DECOMMISSIONED COUNTY AMBULANCE

Suzan Henke, County EMS Director, advised the Commissioners that the County has a decommissioned 1992 ambulance which she desires to have disposed. She stated that the unit is not needed for County use and would have a trade-in value of up to $4,000.00. The unit will need up to $3,000.00 of repairs to place the same back into service. The Commissioners authorized Henke to seek governmental purchases for the unit.

RE: U.S. HIGHWAY 231 RELOCATION – RESOLUTION

On motion duly made and seconded, the Commissioners adopted the following Resolution in favor of relocation of U.S. Highway 231 to the proposed route east of Jasper and Huntingburg:

> This Resolution adopted by the Board of County Commissioners of Dubois County, Indiana, this 5th day of April, 2004.
>
> WHEREAS, Dubois County, Indiana, has been advised by the Indiana Department of Transportation that it is studying a plan for the relocation of U.S. Highway 231 as the same travels through Dubois County; and
>
> WHEREAS, The Indiana Department of Transportation has filed with the Auditor of Dubois County a report regarding said study and the Department's findings and recommendations as a result thereof; and
>
> WHEREAS, Said Department has requested the comments of the public and of Dubois County regarding said Report; and
>
> WHEREAS, The members of the Board of County Commissioners of Dubois County, Indiana, have reviewed and discussed said report and its recommendations, and have considered the best interests of the County, its residents and its taxpayers.
>
> NOW, THEREFORE, BE IT RESOLVED, By the Board of County Commissioners of Dubois County, Indiana, that this Board does hereby support the proposed relocation project as a means of reducing traffic congestion and improving safety on the streets, roads and highways located within this County, and a stimulus to its economy.
>
> BE IT FURTHER RESOLVED, That it is the recommendation of this Board that the Department select the eastern route for said relocation, which route appears to be the less costly of the proposed routes and that which will least disturb the residents of this County.
>
> ADOPTED by the Board of County Commissioners of Dubois County, Indiana, this 5th day of April, 2004.

RE: HIGHWAY DEPARTMENT – TRANSFER OF FUNDS

Highway Department Berger submitted to the Commissioners a proposed transfer of funds required for the 2004 highway improvement projects, as follows:

From:	
Highway Fund – Bituminous Material	$265,000.00
Local Road & Street – Bituminous Material	$ 81,000.00
To:	
Highway Fund – County Road 500 East	$ 27,000.00
Cuzco Road South	$ 81,000.00
Kellerville Road	$157,000.00
Local Road & Street Fund – County Road 600 West	$ 49,000.00
Fairground Drive	$ 32,000.00

On motion duly made and seconded, the Commissioners approved the above transfers, which were previously approved by the County Council.

The Highway Clerk also discussed the need for construction of concrete pads at those three collection sites which are assigned use of a compactor. It was determined that amended leases will be required.

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

APRIL 5, 2004

RE: HIGHWAY DEPARTMENT RIGHT-OF-WAY BRUSH CLEARING POLICY

The Highway Supervisor submitted a proposed notice which he suggests be given to property owners adjacent to areas where the Highway Department will cut brush and trees extending onto County right-of-way, and a policy for use of said notice and brush removal. On motion duly made and seconded, the Commissioners adopted the following Policy #405-04 and Notice form:

> In accordance of Indiana State Statute # I. C. 32-26-4-2, the county highway supervisor is charged with the clearing of any growths, and/or obstructions along a county road.
>
> Cutting brush along the county right of way has been done by the highway department for many years and will continue in much the same manner. If there is a tree, bush, or shrub, that a landowner is particularly fond of, the county highway supervisor will give the landowner a TEN (10) DAY notice to trim or remove the obstruction to the supervisor's satisfaction. If the obstruction is not properly trimmed or removed within this ten-day period, the highway supervisor will authorize the county highway crew to trim or remove it.
>
> The county highway crew may begin clearing the obstruction sooner than the ten-day period with the consent of the landowner.

Dubois County Highway Department

1066 S State Road 162
Jasper, Ind. 47546
812-482-5505

Indiana Statute # IC 32-26-4-2
County Ordinance # 02-04
Highway Standard # 405-04

Date _____

NOTICE TO LANDOWNER:

Name _____
Address _____
_____
Phone _____

TOPIC: Brush Clearing Notification

During a recent road review by the Dubois County Highway Supervisor, it was noticed that several road obstructions were evident. The highway supervisor is charged with the clearing of any/ all obstructions within the county right of way that he feels is presently, or may soon be a hindrance to the safe and normal flow of traffic.

It is recorded in our office that this roadway currently has a right of way dedication of _____ feet and there is a need for immediate trimming or removal of these obstructions. Cutting brush along the county right-of way has been done by the highway department for many years and will continue in much the same manner, however, if there is a tree, bush, or shrub, that you are particularly fond of, we are giving you a period of time to trim them back or remove them. It is county policy to give the landowner a period of ten (10) days from the date of this notice to trim or remove these concerns to the satisfaction of the supervisor. If the obstruction(s) is/are not properly trimmed or removed within this ten-day period, the highway supervisor will authorize the county highway crew to trim or remove them.

The following items are a concern, which need immediate attention:

1. _____
2. _____
3. _____
4. _____
5. _____

If you have any questions concerning this matter, please call the office at 812-482-5505.

Sincerely,

Steven L. Berg
Highway Supervisor

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

APRIL 5, 2004

RE: PATOKA VALLEY HEALTH CARE COOPERATIVE

John Schnarr, representing Patoka Valley Health Care Cooperative, appeared to describe the service offered by the Cooperative, which is to provide a network of medical service providers, including use of the Sagamore network when the Cooperative does not cover a certain field. He stated that agreements with local providers are especially strong. He stated that to obtain maximum benefit from the program, contracted providers must be used. Less of a coverage would be available if an out-of-network provider is used.

RE: HEALTH DEPARTMENT

County Health Department Administrator appeared to discuss several matters, including: an explanation to the request to medication submitted at the prior Commissioners' meeting. She stated that 13,000 vaccinations were given during 2003. She submitted a report of the current status of the proceedings against Macers/Cranes based on contamination of Huntingburg Lake. She stated that Huntingburg Machine Works has been engaged to install a holding tank and mound system; provisions to be inserted into the proposed County Food Ordinance. The County Attorney will meet with the Department Administrator to work out several issues in the proposed Ordinance.

RE: BOY SCOUTS – ST. ANTHONY ROAD CLOSING

Andy Verkamp, with three scouts from St. Anthony Boy Scout Troop 189, appeared to request a closing of Cross Street in St. Anthony on April 23-25, 2004, for the Spring Camporee on the west side of Cross Street on St. Anthony Parish property. The Commissioners discussed with the Scouts access by emergency vehicles to the several residences along or west of Cross Street. On motion duly made and seconded, the Commissioners authorized Cross Street to be closed from St. Anthony Road North to several hundred feet south of Indiana Street on April 24 from 1:00 p.m. to 4:00 p.m., and from St. Anthony Road North to the Indiana Street intersection from 5:00 p.m. on April 23 until noon on April 25. This authorization is conditioned upon erection by the Scouts of proper signs showing the Street to be closed and upon the requirement that the Scouts post guards on the east and west sides of the Indiana Street and Cross Street intersection during the period when said intersection is closed in order to allow emergency vehicles to pass.

RE: HIGHWAY DEPARTMENT REPORT

County Highway Engineer Wendholt submitted to the Commissioners a report of the current status of Highway Department projects, including: FERDINAND INDUSTRIAL ROAD (proposed bid letting is set for August 17, 2004, with estimated project cost of $6,500,000. All right-of-way has been obtained and utility relocation is underway. It is expected that the Town will request an increased input by the County); PORTERSVILLE BRIDGE (Legal Notice of planned improvements has been published); MILL STREET EXTENSION (All information required by IDEM has been furnished and is being put together. All information required by Corps of Engineers is on file except for IDEM permit. Information is being put together for EPA); MERIDIAN ROAD BRIDGE REPLACE (replacement should begin at end of April); BRIDGE INSPECTION (fieldwork near completion); BRIDGE #274 REPLACEMENT (old bridge removed; piling, foundation and abutments complete; deck may be placed this week); BRIDGE #146 ATTACHMENT (attachment of measuring instrument on bridge has been delayed until 2005); GREEN MEADOWS COMPLAINT (request has been made that Ladino Lane and Wheatland Drive intersection be made a 3-way stop. County policy is to not use stop signs for speed control purposes, Sheriff's Department will be requested to patrol area for excess speed).

RE: COURTHOUSE MAINTENANCE

Courthouse Custodian Loveall appeared to discuss with the Commissioners problems currently being experienced with the Courthouse elevator. The Commissioners also discussed maintenance of the Community Corrections facility.

RE: SUBDIVISION ORDINANCE

The Commissioners set the final hearing on the proposed County Subdivision Ordinance for April 21, 2004, at 5:30 p.m. in the Commissioner's Room of the Courthouse Annex.

RE: HOLLAND PLAN COMMISSION

On motion duly made and seconded, the Commissioners appointed Myles R. Brown (R) and Michael R. Eckert (D) as County appointees to the Holland Plan Commission. Brown's term will be for one year, expiring April 4, 2005. Member Eckert will serve four years, expiring April 4, 2008. Members shall be appointed to a term of four years thereafter.

RE: MOTORCYCLE DEALERS LICENSE

On motion duly made and seconded, the Commissioners approved granting by Bureau of Motor Vehicles of a motorcycle dealer license to Dubois Garage, Inc. in Dubois.

RE: 9-1-1 COMMUNICATIONS CENTER

Janice Love, County Communications Director, appeared to submit the recommendation that Kimberly A. Snyder and Dania L. Fromme be hired to fill vacancies in positions at the 9-1-1 Center. On motion duly made and seconded, the Commissioners authorized employment of said individuals.

RE: JASPER ARTS COMMISSION – CHALK WALK

Darla Blazey representing the Jasper Arts Commission appeared to request usage of the Courthouse restrooms on May 8, 2004, during Chalk Walk Day from 8:00 a.m. to 4:00 p.m. No drawings will be done on Courthouse property. On motion duly made and seconded, the use of restrooms was approved.

RE: HIGHWAY DEPARTMENT REBAR PURCHASE

Highway Engineer submits quotes for rebar needed on bridge replacements as follows:

O'Neal Steel	$5591.16
Modern Welding	$9238.75
Westfield Steel	no quote submitted
Patriot Steel	no quote submitted

On motion duly made and seconded, the Commissioners accepted the quote of O'Neal Steel.

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

APRIL 5, 2004

RE: BERNARDIN LOCHMUELLER CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment of $8175.81 for services rendered on the Bridge Inspection projection by Bernardin Lochmueller & Associates.

RE: HIGHWAY DEPARTMENT COMPUTER

Highway Department submits quotes for purchase of replacement computer for Department secretary as follows:

Fullnet Incorporated	$1036.76
Eck-Mundy Associates	$1059.00
Matrix Integration	$1338.00

On motion duly made and seconded, the Commissioners accepted the Fullnet quote.

RE: SUBDIVISION ORDINANCE

After extended discussion, the Commissioners instructed the County Attorney to change Section 11 (B) (7) of the proposed Ordinance on Subdivisions so as to replace the words "more than fifty percent (50%)" to "five or more".

RE: NEXT MEETING

The continued April meeting of the Commissioners will be held on April 19, 2004, at 9:00 a.m. in the Commissioner's Room of the Courthouse Annex. Commissioner Burger requested that the Commissioners consider holding at least one quarterly meeting in the evening so that the public may participate.

Lawrence M. Vollmer

James R. Kemper

John G. Burger

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

APRIL 19, 2004

The continued meeting of the Dubois County Commissioners was held in the Commissioners' Room of the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. on April 19, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Auditor Martha A. Wehr, County Surveyor Ken Brosmer, Highway Supervisor Steven L. Berg, Highway Engineer Norman Wendholt, Highway Clerk Debbie Berger and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was reopened for business by President Vollmer.

RE: COLE, LAYER & TRUMBLE COMPANY

Marvin Folkert, County representative for Cole, Layer & Trumble Company, appeared to submit to the Commissioners a proposed Support Services Contract for review by the Commissioners. A number of questions were asked by the Commissioners. Folkert stated that the questions would be reviewed and further discussed with the Commissioners.

RE: HEALTH DEPARTMENT ANNUAL REPORT AND FOOD ESTABLISHMENT ORDINANCE NO. 2004-02

County Health Administrator Donna Oeding appeared to submit the annual report for the County Health Department.

The Administrator also submitted the revised Retail Food Establishment and/or Bed & Breakfast Establishment Ordinance. The various provisions had been previously reviewed by the Commissioners. After discussion, on motion duly made and seconded, the proposed ordinance was unanimously adopted, as Ordinance #2004-02:

The purpose of this ordinance is to safeguard public health and assure that food provided to consumers is safe, unadulterated, and honestly presented. It establishes definitions; sets standards for management and personnel; food operations, and equipment and facilities; and provides for Retail Food Establishment and/or Bed and Breakfast Establishment plan reviews, permits, inspections, and employee restrictions.

This ordinance defines Bed and Breakfast Establishment, Conflict of Interest, Dubois County Health Department, Dubois County Official, Hazard Analysis Critical Control Point, Health Officer, Hearing Officer, Imminent Health Hazard, Inspection Report, Operator, Order, Permit, Person, Retail Food Establishment; and Temporary Food Establishment; requires construction and/or alteration plans; requires a Permit and payment of Permit fees for the operation of Bed and Breakfast Establishment, Retail Food Establishment, and/or Temporary Food Establishment; prohibits sale of adulterated, unwholesome, or misbranded food; regulates inspection of such establishments; provides for compliance and the enforcement of this ordinance; provides penalties for violations of said ordinance; and incorporates by reference Indiana Code (IC) 16-42-1, IC 16-42-2, IC 16-42-5, Indiana State Department of Health Rule(s) 410 Indiana Administrative Code (IAC) 7-15.5, 410 IAC 7-20, 410 IAC 7-21-47, 410 IAC 7-22 and 410 IAC 7-23.

The Dubois County Health Department is hereby authorized to issue Bed And Breakfast Establishment, Retail Food Establishment and/or, Temporary Food Establishment permits, collect Permit fees and penalties, perform inspections, hold hearings, Order or otherwise compel correction of violations of this ordinance, and is otherwise authorized to perform all actions necessary for the administration and enforcement of this ordinance.

Be it ordained by the Board of Commissioners of Dubois County, State of Indiana, that:

Section A: Definitions

Bed and Breakfast Establishment (as defined in 410 IAC 5-15.5) means an Operator occupied residence that:

(1) provides sleeping accommodations to the public for a fee;

(2) has no more than fourteen (14) guest rooms;

(3) provides breakfast to its guests as part of the fee; and

(4) provides sleeping accommodations for no more than thirty (30) consecutive days to a particular guest.

Conflict of Interest (derived from 68 IAC 9-1-1(b)(2)) means a situation in which the private financial interest of Dubois County Official, Dubois County Official's spouse, ex-spouse, siblings, in-laws, children and/or unemancipated child, may influence the Dubois County Official's judgement in the performance of a public duty.

Dubois County Health Department means the local health department in Dubois County or authorized representative having jurisdiction over a Bed and Breakfast Establishment, Retail Food Establishment and/or Temporary Food Establishment.

Dubois County Official means any Official of Dubois County, Indiana.

Hazard Analysis Critical Control Point (HACCP) Plan (as defined in 410 IAC 7-20) means a written document that delineates the formal procedures for following the Hazard Analysis Critical Control Point principles developed by the National Advisory Committee on Microbiological Criteria for Foods.

Health Officer means the Health Officer having jurisdiction in Dubois County or his/her duly authorized representative.

Hearing Officer means an individual or panel of individuals acting in the capacity of a Hearing Officer in proceedings. The Hearing Officer is not the Health Officer or any other employee of the Dubois County Health Department. The Hearing Officer shall be the Dubois County Health Board or a subcommittee of the Dubois County Health Board.

Imminent Health Hazard means any circumstance or situation, which in the opinion of the Health Officer, presents a serious health risk to the public.

Inspection Report means the document prepared by the Dubois County Health Department that is completed as the result of the inspection and provided to the Operator.

Operator means the person who has a primary oversight responsibility for operation of the establishment through ownership, or lease or contractual agreement, and who is responsible for the storage, preparation, display, transportation or serving of food to the public.

Order (derived from IC 4-21.5-1-9) means a Dubois County Health Department action of particular applicability that determines the legal rights, duties, privileges, immunities, or other legal interests of one (1) or more specific Persons. The term includes a permit.

Permit means the document issued by the Dubois County Health Department that authorizes a Person to operate a Bed and Breakfast Establishment, Retail Food Establishment, and/or Temporary Food Establishment.

Person means an association; a corporation; an individual; partnership; or other legal entity, government, or governmental subdivision or agency.

Retail Food Establishment (as derived from 410 IAC 7-20) means

(a) an operation that:

(1) stores, prepares, packages, serves, vends, or otherwise provides food for human consumption, such as:

(A) a restaurant;
(B) satellite or catered feeding location;
(C) a catering operation if the operation provides food directly to a consumer or to a conveyance used to transport people;
(D) a market;
(E) a grocery store;
(F) a convenience store;
(G) a vending location;
(H) a conveyance used to transport people;
(I) an institution; or
(J) a food bank; and
(K) that relinquishes possession of food to a consumer directly or indirectly through a delivery service, such as home delivery of grocery orders or restaurant takeout orders, or delivery service that is provided by common carriers.

(b) The term includes the following:

(1) An element of the operation, such as a transportation vehicle or a central preparation facility that supplies a vending location or satellite feeding location unless the vending or feeding location is permitted by the regulatory authority.

(2) An operation that is conducted in a mobile, stationary, temporary, or permanent facility or location, where consumption is on or off the premises, and regardless of whether there is a charge for the food.

Temporary Food Establishment (as defined in 410 IAC 7-20) means a Retail Food Establishment that operates for a period of no more than fourteen (14) consecutive days in conjunction with a single event or celebration.

Section B: Permits

General: It is unlawful for a Person to operate any Bed and Breakfast Establishment, Retail Food Establishment and/or Temporary Food Establishment in Dubois County, without first obtaining a valid Permit from the Health Officer. The valid Permit must be posted in a conspicuous location in the Bed and Breakfast Establishment, Retail Food Establishment and/or Temporary Food Establishment.

Only persons who comply with the applicable requirements of 410 IAC 7-15.5 and /or 410 IAC 7-20 will be entitled to obtain and keep a Permit.

A separate Permit shall be required for each Bed and Breakfast Establishment, Retail Food Establishment and/or Temporary Food Establishment operated or to be operated by any Person.

A Permit issued under this ordinance is **not transferable.**

A Bed and Breakfast Establishment and/or Retail Food Establishment Permitted by Dubois County Health Department shall be considered registered as required in IC 16-42-1-6.

Permit Period: A Permit for a Bed and Breakfast Establishment and/or Retail Food Establishment shall be issued for a term beginning January 1, and/or before commencement of operation, and expiring December 31, of the same year and shall be applied for by the Person and/or Operator annually.

A Permit for a Temporary Food Establishment shall be for the term of one continuous operation.

Permit Content: Any Permit issued by the Health Officer shall contain

(1) the name and address of the Person and/or owner to whom the Permit is granted;

(2) the location of the establishment for which the Permit is issued;

(3) the issuance and expiration date(s); and

(4) other such pertinent data as may be required by the Dubois County Health Officer.

Application: A Person desiring to operate a Bed and Breakfast Establishment, Retail Food Establishment and/or Temporary Food Establishment shall submit to the Dubois County Health Department a written application for a Permit on a form provided by the Dubois County Health Department.

Content of the Application: The application shall include:

(1) The name, mailing address, telephone number, and original signature of the Person and/or Operator applying for the Permit and the name, mailing address, and location of the Bed and Breakfast Establishment, Retail Food Establishment and/or Temporary Food Establishment;

(2) Information specifying whether the Bed and Breakfast Establishment, Retail Food Establishment and/or Temporary Food Establishment is owned by an association, corporation, individual, partnership, or other legal entity;

(3) A statement signed by the applicant that:

(A) Attests to the accuracy of the information provided in the application, and

(B) Affirms that the applicant will:

(1) Comply with this ordinance, and

(2) Allow the Dubois County Health Department access to the Bed and Breakfast Establishment, Retail Food Establishment and/ or Temporary Food Establishment and records as specified in 410 IAC 7-15.5 and 410 IAC 7-20;

(4) The name, title, address, and telephone number of the Operator directly responsible for the Bed and Breakfast Establishment, Retail Food Establishment and/or Temporary Food Establishment.

(5) The name, title, address, and telephone number of the Person who functions as the immediate supervisor of the Person specified under subdivision (4) of this section such as the zone, district, or regional supervisor;

(6) The names, titles, and addresses of:

(A) The Persons comprising the legal ownership as specified under subdivision (2) of this section including the owners and Operators, and

(B) The local resident agent if one is required based on the type of legal ownership;

(7) The Dubois County Health Department may, at its discretion, also require the following: A statement specifying whether the Bed and Breakfast Establishment, Retail Food Establishment and/or Temporary Food Establishment:

(A) If not permanent, is mobile and/or temporary, and

(B) The operation includes one (1) or more of the following:

(1) Prepares, offers for sale, or serves potentially hazardous food:

(a) Only to order upon a consumer's request;

(b) In advance in quantities based on projected consumer demand and discards food that is not sold or served at an approved frequency; or

(c) Using time, rather than temperature, as the public health control as specified under 410 IAC 7-20.

(d) Prepares acidified foods as defined in 410 IAC 7-21-3.

(2) Prepares potentially hazardous food in advance using a food preparation method that involves two or more steps which may include combining potentially hazardous ingredients; cooking; cooling; reheating; hot or cold holding; freezing; or thawing;

(3) Prepares food as specified under item (7)(B)(2) of this section for delivery to and consumption at a location off the premises of the Bed and Breakfast Establishment and/or Retail Food Establishment where it is prepared;

(4) Prepares food as specified under item (7)(B)(2) of this section for service to a highly susceptible population, as defined in 410 IAC 7-20;

(5) Prepares only food that is not potentially hazardous; or

(6) Does not prepare, but offers for sale only prepackaged food that is not potentially hazardous.

(8) Other information required by the Dubois County Health Department.

Qualification: To qualify for a Permit, an applicant must:

(1) Be an owner and/or Operator of the Bed and Breakfast Establishment, Retail Food Establishment and/or Temporary Food Establishment;

(2) Comply with the requirements of this ordinance;

(2) Agree to allow access to the Bed and Breakfast Establishment, Retail Food Establishment and /or Temporary Food Establishment and provide required information; and

(4) Pay the applicable Permit fees at the time the application is submitted.

Plans Requirements: (a) The owner or other authorized agent of an existing or proposed Bed and Breakfast Establishment and/or Retail Food Establishment shall submit to the Dubois County Health Department properly prepared plans and specifications for review and approval before:

(1) the construction of a Bed and Breakfast Establishment and/or Retail Food Establishment;

(2) the conversion of an existing structure for use as a Bed and Breakfast Establishment and/or Retail Food Establishment; or

(3) the remodeling of a Bed and Breakfast Establishment and/or Retail Food Establishment or a change of type of Bed and Breakfast Establishment and/or Retail Food Establishment or food operation if the Dubois County Health Department determines that plans and specifications are necessary to ensure compliance with this section.

(b) The plans and specifications for a Bed and Breakfast Establishment and/or Retail Food Establishment shall include, the type of operation, type of food preparation (as specified in Appendix B of the published version of 410 IAC 7-20), and the menu.

(c) The plans and specifications shall be deemed satisfactory and approved by Dubois County Health Department before a Permit can be issued.

(d) A pre-operational inspection shows that the Bed and Breakfast Establishment and/or Retail Food Establishment is built or remodeled in accordance with the approved plans and specifications and that the establishment is in compliance with this ordinance, 410 IAC 7-20 and/or 410 IAC 7-15.5.

Change of Ownership: The Dubois County Health Department may renew a Permit for an existing Bed and Breakfast Establishment, and/or Retail Food Establishment or may issue a Permit to a new owner of an existing Bed and Breakfast Establishment and/or Retail Food Establishment after a properly completed application is submitted, reviewed, and approved, the fees are paid, and an inspection shows that the establishment is in compliance with this ordinance.

Responsibilities of the Operator: Upon acceptance of the Permit issued by the Dubois County Health Department, the Operator in order to retain the Permit shall:

(1) Comply with the provisions of this ordinance and all laws and rules adopted by reference herein and the conditions of any variances granted by the Indiana State Department of Health;

(2) Immediately discontinue affected operations and notify the Dubois County Health Department if an Imminent Health Hazard may exist;

(3) Allow representatives of the Dubois County Health Department access to the Bed and Breakfast Establishment and/or Retail Food Establishment at all reasonable times;

(4) Comply with directives of the Dubois County Health Department including time frames for corrective actions specified in Inspection Reports, notices, Orders, warnings, and other directives issued by the Dubois County Health Department in regard to the Operator's Bed And Breakfast Establishment and/or Retail Food Establishment or in response to community emergencies;

(5) Accept notices issued and served by the Dubois County Health Department; and

(6) Be subject to the administrative, civil, injunctive, and criminal remedies authorized in law for failure to comply with this ordinance or a directive of the Dubois County Health Department.

(7) Post the Permit in a location in the Bed and Breakfast Establishment and/or Retail Food Establishment that is conspicuous to consumers;

Section C: Permit Fees

It shall be unlawful for any Person to operate a Bed and Breakfast Establishment, Retail Food Establishment and/or Temporary Food Establishment in Dubois County, who has not paid the Permit fee required to be paid for the operation of such establishment.

The fee shall be paid for a term beginning January 1, and/or before commencement of operation and expiring December 31, of the same year and shall be applied for by the Person and/or Operator annually.

Permit fees for the issuance of a Permit under this Ordinance to a Bed And Breakfast Establishment, a Retail Food Establishment and/or a Temporary Food Establishment shall be set by the Dubois Health Department, as provided by the Statutes of the State of Indiana. (See IC 16-20-1-27)

A receipt for the payment of such fee shall be provided by the Dubois County Health Department.

The payment of such fees shall be required for each Bed and Breakfast Establishment, Retail Food Establishment and/or Temporary Food Establishment operated or to be operated by any Person.

Exemption from Permit Fees: An organization that is exempt from the Indiana Gross Income Tax under Indiana Code 6-2.1-3-20 through 6-2.1-3-22 and offers food for sale to the final consumer at an event held for the benefit of the organization is exempt from the payment of fees. This exemption only applies to organization(s) that meet the criteria addressed in Indiana Code 16-42-5-4. The Health Officer shall be provided, upon request, proof of an organization's tax exemption.

Late Fees: A late fee for failure to pay the permit fee prior to the operation of the Bed and Breakfast Establishment and/or Retail Food Establishment or the late fee for failure to renew a permit after the expiration of the permit to operate Bed and Breakfast Establishment and/or Retail Food Establishment shall be assessed as set from time to time by the Dubois County Health Board.

The payment of fees under this ordinance is not transferable or refundable.

Section D: Inspection

General: The Dubois County Health Department shall inspect a Bed and Breakfast Establishment and/or Retail Food Establishment at least once every 6 months.

The Dubois County Health Department may increase the interval between inspections beyond 6 months if:

(1) The Bed and Breakfast Establishment and/or Retail Food Establishment is fully operating under an approved and validated Hazard Analysis Critical Control Point (HACCP) plan(s);

(2) The Bed and Breakfast Establishment and/or Retail Food Establishment is assigned a less frequent inspection frequency based on a written risk-based inspection schedule that is being uniformly applied throughout the jurisdiction.

(3) The Dubois County Health Department may contact the Operator to determine that the nature of the food operation has not changed.

Temporary Food Establishment: The Dubois County Health Department shall periodically inspect throughout its Permit period a Temporary Food Establishment that prepares, sells, or serves unpackaged potentially hazardous food and may inspect Temporary Food Establishment that prepares, sells or serves unpackaged, nonpotentially hazardous food that:

(1) Has improvised rather than permanent facilities or equipment for accomplishing functions such as handwashing, food preparation and protection, food temperature control, warewashing, providing drinking water, waste retention and disposal, and insect and rodent control; or

(2) Has untrained food employees.

Performance and Risk Based Inspections: Within the parameters specified in the above Inspection Subsection(s) of this Ordinance, the Dubois County Health Department shall prioritize, and conduct more frequent inspections based upon its assessment of a Bed and Breakfast Establishment and/or Retail Food Establishment's history of compliance with this ordinance and the Bed and Breakfast Establishment and/or Retail Food Establishment's potential as a vector of foodborne illness by evaluating:

(1) Past performance, for violations of 410 IAC 7-15.5, 410 IAC 7-20 and/or 410 IAC 7-22 and/or HACCP plan requirements that are critical or non-critical;
(2) Past performance, for numerous or repeat violations of 410 IAC 7-15.5 and/or 410 IAC 7-20 and/or HACCP plan requirements that are noncritical;
(3) Past performance, for complaints investigated and found to be valid;
(4) The hazards associated with the particular foods that are prepared, stored, or served;
(5) The type of operation including the methods and extent of food storage, preparation, and service;

(6) The number of people served; and
(7) Whether the population served is a highly susceptible population.

Access Allowed at Reasonable Times After Due Notice: After the Dubois County Health Department presents official credentials and provides notice of the purpose of and the intent to conduct an inspection, the Operator shall allow the Dubois County Health Department to determine if the Bed and Breakfast Establishment, Retail Food Establishment, and/or Temporary Food Establishment is in compliance with this ordinance by allowing access to the establishment, allowing inspection, and providing information and records specified in this ordinance. The Dubois County Health Department is entitled the information and records according to IC 16-42-1-13 and IC 16-42-5-23, during the Bed and Breakfast Establishment and/or Retail Food Establishment's hours of operation and other reasonable times.

Access is a condition of the acceptance and retention of a food establishment Permit to operate.

If access is denied, an Order issued by the appropriate authority allowing access may be obtained according to law. (See IC 16-20-1-26)

Inspection Reports: At the conclusion of the inspection, the Dubois County Health Department shall provide a copy of the completed Inspection Report and the notice to correct violations to the Operator or to the Person-in-charge, as required under IC 16-20-8-5.

Timely Correction of Critical Violations: Except as specified in the next paragraph, an Operator shall at the time of inspection correct a critical violation of 410 IAC 7-15.5, 410 IAC 7-20 and/or 410 IAC 7-22 and implement corrective actions for a HACCP plan provision that is not in compliance with its critical limit.

Considering the nature of the potential hazard involved and the complexity of the corrective action needed, the Dubois County Health Department may agree to or specify a longer time frame after the inspection, for the Operator to correct critical code violations or HACCP plan deviations.

After receiving notification that the Operator has corrected a critical violation or HACCP plan deviation, or at the end of the specified period of time, the Dubois County Health Department shall verify correction of the violation, document the information on an Inspection Report, and enter the report in the Dubois County Health Department's records.

Refusal to Sign Acknowledgement: Refusal to sign an acknowledgment of receipt will not affect the Operator's obligation to correct the violations noted in the Inspection Report within the time frames specified.

A refusal to sign an acknowledgment of receipt is noted in the Inspection Report and conveyed to the Dubois County Health Department historical record for the Bed and Breakfast Establishment, Retail Food Establishment and/or Temporary Food Establishment.

The Operator is not necessarily in agreement with the findings of the Dubois County Health Department inspection by acknowledgement of receipt.

Public Information: Except as specified in section 176 (Trade Secrets) of 410 IAC 7-20, the Dubois County Health Department shall treat the Inspection Report as a public document and shall make it available for disclosure to a Person who requests it as provided in law. (See IC 16-20-8-6)

Section E: Compliance And Enforcement

Application Denial: If an application for a plan review and/or Permit to operate a Bed and Breakfast Establishment, Retail Food Establishment, and/or Temporary Food Establishment is denied, the Dubois County Health Department shall provide the applicant with a notice that includes:

(1) The specific reasons and rule citations for the application and/or Permit denial;

(2) The actions, if any, that the applicant must take to qualify for the application and/or Permit; and

(3) Advisement of the applicant's right of appeal and the process and time frames for appeal that are provided in law.

Permit Suspension: The Dubois County Health Department may suspend a Permit to operate a Bed and Breakfast Establishment, Retail Food Establishment and/or Temporary Food Establishment if it determines through inspection, or examination of employee, food, records, or other means as specified in this ordinance, that an Imminent Health Hazard exists.

Ceasing Operation and Contacting the Dubois County Health Department: An Operator of a Bed and Breakfast Establishment, Retail Food Establishment and/or Temporary Food Establishment shall immediately discontinue operations and notify the Dubois County Health Department if an Imminent Health Hazard may exist because of an emergency such as a fire, flood, extended interruption of electrical or water service, sewage backup, misuse of poisonous or toxic materials, onset of an apparent foodborne illness outbreak, gross insanitary occurrence or condition, or other circumstance that may endanger public health.

An Operator need not discontinue operations in an area of an establishment that is unaffected by the Imminent Health Hazard.

Resuming Operation: If a Bed and Breakfast Establishment, Retail Food Establishment and/or Temporary Food Establishment has discontinued operations for the reasons stated above or otherwise according to law, the Operator must obtain approval from the Dubois County Health Department before resuming operations.

Outstanding Fees: Any outstanding fees may be a condition upon which a permit may not be issued.

Enforcement Options: In the enforcement of the provisions of this ordinance, the Dubois County Health Department may proceed and/or recommend one or more enforcement options:

(1) The Dubois County Health Board may adopt a policy for the issuing of citations based on violation of the Retail Food Establishment and/or Bed and Breakfast Establishment requirements. For this purpose, the Clerk of Dubois County is hereby designated as the ordinance violations clerk, and a civil penalty for such violation may be imposed according to penalty schedule to be adopted by the Dubois County Health Board, but with no single civil penalty to exceed $100.00 (IC 33-6-3-1). Penalties so collected shall be deposited into the County General Fund. Appeals from any citation shall follow the procedure set forth in Section F: Appeals before initiation of the trial process.

(2) Conduct administrative proceeding for suspension and/or revocation of the Bed and Breakfast Establishment, Retail Food Establishment and/or Temporary Food Establishment Permit in front of a Hearing Officer.

(3) The Dubois County Health Officer may issue an "Order To Abate" based on a condition that may transmit, generate, or promote disease. Failure on the part of the Operator to comply with the Order may result in the enforcement of the Order in the court of jurisdiction by the initiation of an action by the county attorney or county prosecuting attorney. (See IC 16-20-1-25).

(4) If the action concerning public health is an ordinance violation, the county attorney or county prosecuting attorney may institute a proceeding in the courts for the enforcement of the ordinance violation, in that manner set forth by IC 34-28-5-1. The maximum penalty which may be levied for such violation may not exceed $1000.00.

(5) If the action concerning public health is a criminal offense, the county prosecuting attorney may institute a proceeding in the courts for enforcement. (See IC 16-20-1-25 ©).

Section F: Appeals Section

(1) Any Person(s) aggrieved by Orders issued under the Enforcement Options 1-3 of Section E above shall be entitled to a review of the final Order before a Hearing Officer by filing a written request therefore with the Health Officer (Secretary of the Dubois County Board of Health See IC 16-20-1-10). The written request must be mailed or hand delivered to Health Officer, 1187 South St. Charles St., Jasper, IN 47546 and must be received within fifteen (15) days after such final Order is issued.

(2) Upon the Health Officer receipt of such request, the Hearing Officer shall hear the matter again in an open hearing after at least five (5) days written notice of the time, place and nature thereof. The time shall be measured pursuant to the rules of court of the jurisdiction. (A shorter period of time may be granted, if requested by either party and agreed upon.)

(3) The notice of the hearing shall be served upon the Person requesting the review by hand delivering or mailing by Certified Mail the notice to the address listed on the Permit application as the Person's mailing address or such other address, as the Person shall designate in the letter of request to the Health Officer.

(4) The Hearing Officer establishes the Rules of Procedure and advises the parties prior to the start of the proceedings.

(5) The Hearing Officer shall make written findings of facts and shall enter its final Order or determination of this matter in writing.

(6) The Order completes the Administrative Appeals procedure.

Section G: Conflict of Interest

No Dubois County Official shall conduct himself or herself in a manner that is or could have the appearance of a Conflict of Interest.

Section H: Unconstitutionally Clause

Should any section, paragraph, sentence, clause, or phrase of this ordinance be declared unconstitutional or invalid for any reason, the remainder of this ordinance shall not be affected thereby.

Section I: Repeal and Effective Date

All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed, and this ordinance shall be in full force and effect thirty (30) days after its adoption and publication as provided by law.

RE: BROOKSTONE ESTATES – PLAT IN MADISON TOWNSHIP

Surveyor Ken Brosmer submitted a proposed plat for Brookstone Estates, a subdivision in the west half of the NE quarter of Section 31-T1S-R5W in Madison Township, owned by T-Kerstiens Homes Corp. After discussion, on motion duly made and seconded, the Plat was approved. The Plat had been previously approved by the Jasper Plan Commission.

RE: FERDINAND INDUSTRIAL ROAD

Ken Sicard and Ron Weyer, Ferdinand Town Council Board member and Town Attorney, William Shaneyfelt, appeared to report on progress regarding preparation for construction of the Ferdinand Industrial Road. The project is set for bids in August, 2004. They reported that the cost of project is exceeding the initial estimate due to delays and request was made for an additional commitment over and above the original $360,000.00, which was 10% of the original projected cost. The request is for an additional $340,000.00 of County contribution. The Commissioners took the matter under advisement.

RE: SECURITY CENTER CUSTODIAN

Sheriff Breeding appeared to advise the Commissioners that the custodian at the Security Center had passed away and that a replacement is required. The position is a 30-hour per week job. There is question as to whether the Health Department and/or Community Corrections facility would be involved. On motion duly made and seconded, the Commissioners authorized employment of Jeffrey Faulk for a 30-hour period per week for Security Center maintenance.

RE: SURPLUS AMBULANCE

On motion duly made and seconded, the Commissioners authorized transfer of use of the surplus ambulance from Medical Service to the Sheriff's Department.

RE: HIGHWAY DEPARTMENT

Highway Department Clerk Berger submitted the Annual Statement for Distressed Road Funds for period August 16, 2004. On motion duly made and seconded, the Statement was approved.

RE: HIGHWAY EMPLOYEE VERNON MEHRINGER

The Highway Clerk reported that Department employee Vernon Mehringer has informed her of his retirement as of June 30, 2004.

RE: HIGHWAY DEPARTMENT REPORT

County Highway Engineer Wendholt submitted the report of the current status of Highway Department projects, including: FERDINAND INDUSTRIAL ROAD (bid letting set for August 17, 2004, all right of way secured, estimated project cost $6,500,000.00); PORTERSVILLE BRIDGE (no request for public hearing, DNR has again expressed interest in old bridge); MILL STREET EXTENSION (IDEM Certification Section 401 received, now waiting on Corps of Engineers permit); MERIDIAN ROAD BRIDGE (work on replacement to begin next week); BRIDGE REPLACEMENT 400W at 150N (completed); BRIDGE INSPECTION (fieldwork done, working on report); COMPUTER (received and installed); KESSNER BRIDGE (applications for permits have been sent).

RE: FERDINAND INDUSTRIAL ROAD

On motion duly made and seconded, the Commissioners agreed to increase the County's contribution to the Ferdinand Industrial Road project by $240,000.00, with $40,000.00 from Cum Bridge Fund and $200,000.00 from EDIT Fund, all subject to approval by the County Council.

RE: REBAR QUOTES

The Highway Engineer submitted two additional quotes for rebar needed for bridge projects and advised the Commissioners that O'Neal Steel, which had received prior purchase approval, had run out of current inventory and withdrew its quote. Prior quotes as revised are:

O'Neal Steel	$5,591.16
Modern Welding	$9,238.75
Westfield Steel	$8,607.18
Patriot Steel	$8,962.53

The O'Neal Steel quote being dishonored, the next low quote is that of Westfield Steel for $8,607.18. On motion duly made and seconded, the Commissioners authorized the purchase from Westfield Steel for $8,607.18.

RE: EDIT HIGHWAY PROJECTS

On motion duly made and seconded, the Commissioners approved use of EDIT Funds on the following road projects, subject to County Council approval:

2004-05	County Road 600 East
2004-06	County Road 600 West
2004-07	County Road 400 West, 150 North, & 350 West
2004-08	Ellsworth Road
2004-09	Shiloh Road & 150 North

RE: VETERAN'S SERVICE OFFICER

On motion duly made and seconded, the Commissioners authorized the County Veteran's Service Officer to attend a Conference in Indianapolis on June 7-10, 2004.

RE: DOGWOOD ANIMAL CLINIC CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment of two claims received from Dogwood Animal Clinic for services for the three dogs received by the Clinic from the Sheriff's Department.

RE: JASPER WAGE DETERMINATION COMMITTEES

The Commissioners received request from the City of Jasper for appointment of a County representative for two Wage Committees to determine wage scales for two City projects: Vehicles, Storage Building, and Meridian Road improvement. On motion duly made and seconded, the Commissioners appointed Ray Larken as County representative for both Committees, with Gerald Apple or Al Schuler to serve as alternate.

RE; SURPLUS COMPUTER EQUIPMENT

On motion duly made and seconded, the Commissioners declared the following items of computer equipment as surplus and authorized disposal of the items:

- 7 ~ TCE Computers
- 7 ~ Eck-Mundy Computers
- 1 ~ GEM Computer
- 1 ~ Custom PC
- 1 ~ Open Computer
- 10 ~ 15-inch Monitors
- 4 ~ ACER Computers
- 2 ~ Compaq Desk Pro
- 1 ~ IBM Computer
- 1 ~ TCE Computer
- 4 ~ 15-inch Monitors

RE: MAY MEETINGS

The next regular meeting of the Commissioners will be held on May 3, 2004, with the continuation on May 17, 2004, both meetings to begin at 9:00 a.m. in the Commissioners Room of the Courthouse Annex.

Lawrence M. Vollmer

James R. Kemper

John G. Burger

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

HEARING BY THE DUBOIS COUNTY COMMISSIONERS

APRIL 21, 2004

A hearing by the Dubois County Commissioners was held in the Commissioner's Room of the Courthouse Annex in Jasper, Indiana, beginning at 5:30 p.m. on April 21, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Surveyor Ken Brosmer, Highway Supervisor Steven L. Berg, Highway Engineer Norman Wendholt and County Attorney Arthur C. Nordhoff, Jr. Proof of publication of notice was presented. Seven members of the public were present to discuss the proposed Subdivision Ordinance.

Three individuals objected to the fact that after four lot sales, the Ordinance will require the developer to pay the cost for development of a new road to County standards. It was their opinion that the number of lots required before road improvements are required should be substantially increased. It was also stated that lots along existing improved County Roads should not be included within the four exempt lots.

There being no further discussion, the hearing was closed at 6:50 p.m.

Lawrence M. Vollmer

James R. Kemper

John G. Burger

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

DUBOIS COUNTY COUNCIL

APRIL 26, 2004

The Dubois County Council conducted its April meeting on April 26, 2004, at 4:30 p.m. in the Courthouse Annex. Present at the meeting were Board members Richard Eckerle, Gregory A. Kendall, Jerry Hunefeld, Scott J. Knies, Mark A. Brescher, Leon J. Fleck, Donna L. Schroeder and County Auditor Martha A. Wehr. President Eckerle asked if there were any additions or corrections to the minutes of the last meeting. On motion by Leon J. Fleck and seconded by Jerry Hunefeld, the minutes were approved as written. Motion carried unanimously.

RE: EMERGENCY MEDICAL SERVICE

Suzan Henke, Director of Emergency Medical Service, appeared to request an additional appropriation for equipment in the amount of $55,700.00 for defibrillators, a computer, digital camera and other medical equipment. Henke stated she is not asking for an additional appropriation for an ambulance this year. It was the consensus of the Council to advertise for an additional appropriation in Cumulative Capital Fund for $57,00.00 for such equipment.

A question was raised as to why an ambulance was decommissioned and why it was declared unsafe. Henke stated that Styline reported to her that the oil leak would be very costly and since this ambulance was to be replaced, she did not feel it economical to repair. Styline wrote a letter to the State requesting the ambulance be declared unsafe. A long process would have to be taken to reverse the State's decision.

RE: FERDINAND INDUSTRIAL ROAD

Ken Sicard, President of Ferdinand Town Board, Member Ron Weyer and Town Attorney William Shaneyfelt appeared to update the Council on the progress of the Ferdinand Industrial Road and requested an additional appropriation over and above the initial $360,000.00 appropriated for such project. The Commissioners previously recommended an additional $240,000.00 be appropriated for this project. The total cost estimate for the Ferdinand Industrial Road is $6,500,000.00, 10% of which is Dubois County's share with a cap of $600,000.00. The Town of Ferdinand's share is 10% with the Federal share being the remaining 80%. It was the consensus of the Council to advertise for an additional appropriation in the amount of $200,000.00 in the EDIT Fund and $40,000.00 in the Cumulative Bridge Fund.

RE: EDIT FUND ADDITIONAL APPROPRIATION

The Commissioners appeared to present to the Council a list of proposed road projects to be paid from the EDIT Fund, as follows:

2004-05	County Road 600 East
2004-06	County Road 600 West
2004-07	County Road 400 West, 150 North & 350 West
2004-08	Ellsworth Road
2004-09	Shiloh Road & 150 North

The Commissioners feel that the resurfacing of these roads would help Economic Development. It was the consensus of the Council to advertise for an additional appropriation in the amount of $350,000.00 for such road projects.

RE: LOCAL HEALTH MAINTENANCE FUND

Donna Oeding, County Health Administrator, appeared before the Council and distributed the Annual Report for the County Health Department. Oeding also requests to hire a part-time nurse for immunizations through the Local Health Maintenance Fund. It was the consensus of the Council to approve the hiring of a part-time person. Previous approval was given by the Commissioners and the Board of Health.

RE: ECONOMIC DEVELOPMENT COMMISSION

President Eckerle updated the Council on the Economic Development Commission and asked for an additional appropriation to cover the County's share of $125,000.00 to participate in Economic Development. The County's share of 47.25% would be $59,062.50. It was the consensus of the Council to advertise for an additional appropriation in the amount of $62,000.00.

RE: NORTH MILL STREET EXTENSION UPDATE

President Eckerle updated the Council as to the status of North Mill Street. He stated that the Corp. of Engineers agreed to the mitigation plan for the wetlands and the permit is expected in a week or two.

RE: SHERIFF'S DEPARTMENT

Auditor Wehr presented to the Council a proposal by Sheriff Jerry Breeding to increase the co-pay for inmates to Indiana standards. Currently the co-pay is $7.00 for a doctor or dentist visit and $3.00 per prescription. He proposes to increase each doctor or dentist visit to $15.00 and each prescription to $10.00. On motion by Gregory A. Kendall and seconded by Mark A. Brescher, the Council approved the increase of co-pay for inmates as proposed.

RE: NEXT MEETING

With no further business to come before the Council, the next regular meeting will be held Monday, May 17, 2004, at 4:30 p.m. in the Council Chambers of the Courthouse Annex.

Leon J. Fleck

Jerry Hunefeld

Mark A. Brescher

Richard Eckerle, President

Gregory A. Kendall

Donna L. Schroeder

Scott J. Knies

Attest: Martha A. Wehr, Auditor

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

MAY 3, 2004

The regular monthly meeting of the Dubois County Commissioners was held in the Commissioner's Room of the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. on May 3, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Auditor Martha A. Wehr, County Surveyor Ken Brosmer, Highway Engineer Norman Wendholt, Highway Supervisor Steven L. Berg, Highway Clerk Debbie Berger and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was opened for business by President Vollmer. Minutes of the April meetings of the Commissioners were approved as presented. The minutes were then signed. Income for the month of April, 2004, were as follows: Recorder $16,418.33; Health Department $13,957.87; Auditor $210.00; Clerk $43,526.10. Claims against the County were examined and those found to be just, due and owing were allowed and those found to be not due and owing were disallowed, all as more fully set forth in the Claims and Allowance Docket of the County.

RE: VETERANS DAY MEMORIAL

County Service Officer Joe Wagner appeared on behalf of the County Veterans Organizations to request use of the west side of the Courthouse lawn, porch and restrooms for Memorial Services on May 29, 2004. On motion duly made and seconded, the Commissioners granted the request.

RE: DUCKVILLE CELEBRATION

Thomas Luebbehusen appeared on behalf of the Duckville area northwest of Ferdinand to advise that the Duckville area will hold a 25th Anniversary celebration on September 18, 2004. The celebration will include a parade at 1:00 p.m. and picnic thereafter. The area requests the closing of County Road 75E from 200 feet north of County Road 75E/850S intersection south to the UPG gas site from 1:00 to 2:30 p.m. and County Road 850S from County Road 75E west to the former Ferdinand Railroad right-of-way from 2:00 to 6:00 p.m. On motion duly made and seconded, the Commissioners approved the request, subject to erection of proper signs by the area residents.

RE: SUBDIVISION ORDINANCE

The Commissioners again discussed provisions to be included in the proposed subdivision ordinance under consideration. Discussion revolved around the proposal from the prior meeting that lots along currently improved public roads should not be included in the five lot count for required improvement of new or unimproved roads. After lengthy discussion, the Commissioners instructed the County Attorney to include such a provision in the proposed ordinance and to submit the same at the next meeting.

RE: GREATER JASPER SCHOOL WAGE SCALE COMMITTEE

The Auditor advised the Commissioners that Greater Jasper Consolidated Schools has requested County appointment of a member to a committee to establish a wage scale for several building programs. On motion duly made and seconded, the Commissioners appointed Gerald Apple as committee member with Al Schuler serving as alternate.

RE: EMERGENCY MANAGEMENT AGENCY – ORDINANCE NO. 2004-03

Mary Miller, Director of the County Emergency Management Agency, appeared to submit to the Commissioners a County Comprehensive Emergency Management Plan, being a statement of policy regarding emergency management, pursuant to IC 10-4-1. On motion duly made and seconded, the Commissioners unanimously adopted an ordinance approving the County Plan, being Ordinance 2004-03:

> Preparedness to cope with the effects of a disaster includes many diverse but many interrelated elements, which must be woven into an integrated emergency management system involving all departments of local government and private support agencies, plus the individual citizen, regardless of age, race, color, religion, sex, or national origin.
>
> Disasters necessitate a sudden escalation in the material needs of the community and a reorganization of resources and personnel in order to address emergency response. Many lives can be lost in the confusion and disorganization that accompanies the lack of a full planning effort. Therefore, failure to develop an integrated disaster preparedness plan encourages salvage type activities instead of an effective, coordinated operation.
>
> Planning for population protection must be a cooperative effort to avert or minimize the effects of natural, technological, civil, and/or attack related disasters; protect lives and property; and restore the stricken area to its pre disaster status with minimum social and economic disruption.
>
> This plan is a statement of policy regarding emergency management and assigns tasks and responsibilities to county officials and department heads, specifying their roles during an emergency or disaster situation. It is developed pursuant to Indiana Code Title 10, Article 4, Chapter 1, Civil Defense and Disaster Law of 1975, as amended, and the Emergency Management Ordinance adopted by Dubois County Commissioners dated March 7, 1988, assigning emergency responsibilities.

The Director also submitted a report of Comprehensive Hazard Analysis. On recommendation of the Director, the Commissioners on motion duly made and seconded approved the Analysis.

Director Miller advised the Commissioners that Dubois County has been granted an allocation of $157,404.00 under the federal Homeland Security Grant program of which amount $24,041.00 is allocated for local law enforcement agencies and $133,363.00 is allocated to County use. She submitted a list of grant requests from various police, fire and governmental agencies from within the County, totaling $167,225.00. She also submitted a list of requests by various agencies prepared at a meeting held on April 26, 2004. On motion duly made and seconded, the Commissioners authorized President Vollmer to sign the grant application after determination by agency representatives at a meeting to be held on May 5, 2004.

The Director also discussed a GIS program being funded in 2005 under the Homeland Security Grant program. She discussed the various requirements under the program and requested that the Commissioners consider participating in the program when funds become available in 2005. She also discussed the communications problems currently existing within the County between various emergency agencies. The problems with the proposed 800 system were discussed.

The Director also advised that under previously approved federal funding, the County purchased first responder kits for various agencies within the County. It has been determined by the State that one item in the kit was not as required and that each County would obtain replacement items using federal funds. On motion duly made and seconded, the Commissioners authorized receipt of Homeland Security funds for use in purchase of masks to replace prior masks.

The Director also submitted a request for approval of a Program Plan for education of County emergency response teams. The Commissioners expressed their concerns with the vast extent of the program. After discussion and on the condition that the program not be over extended, on motion duly made and seconded, the Commissioners approved participation in program.

RE: REIMBURSEMENT OF VOLUNTEER EXPENSES

On motion duly made and seconded, the Commissioners authorized the County Emergency Management Agency Director to reimburse travel and meal expenses incurred by the volunteers approved by the Director for attending training sessions, the same to be limited in total to the amount contained in the Agency's annual budget and subject to subsequent review by the Commissioners.

RE: HIGHWAY DEPARTMENT – EMERGENCY ORDINANCE 2004-04

The County Highway Supervisor reported on flooding and road damage caused by recent heavy storms, including problems on State Road 64 east of Birdseye and in the Hochgesang bottoms. On motion duly made and seconded, the Commissioners directed the Highway Supervisor to post County roads in the area north of Birdseye to limit truck traffic to not exceed 10 tons, excluding school bus and agricultural traffic, assigning this Ordinance #2004-04, being an Emergency Ordinance.

RE: FERDINAND INDUSTRIAL ROAD

Charles Alvey appeared to request approval of a joint letter from the Town of Ferdinand and County showing commitment of the two agencies to fund the local portion of construction costs for the Ferdinand Industrial Road. On motion duly made and seconded, the Commissioners approved signing of the letter.

RE: HIGHWAY IMPROVEMENT BIDS

It being 1:00 p.m., being the time advertised for receipt of bids for HAC highway improvements and proof of publication being presented, the following bids were submitted, opened and publicly read:

Project	J. H. Rudolph & Co.	Calcar Quarries	Gohmann Asphalt	Engineer's Estimate
2004-01 (County Road 600 W)	$ 38,785.70			$ 44,949.00
2004-02 (County Road 500 E)	$ 22,869.00			$ 24,388.00
2004-03 (Fairgrounds Drive)	$ 27,909.90			$ 29,485.00
2004-04 (Cuzco Rd S & Town of Cuzco)	$ 62,867.20	$ 64,434.80		$ 73,584.00
DR 2003-06 (Kellerville Road)	$139,801.70	$147,333.00		$181,149.35
DR 2003-07 (County Road 1025 E)	$104,207.75	$118,782.65	$136,317.65	$146,483.25
DR 2003-09 (Cuzco Road N)	$ 88,893.60	$ 91,940.00		$122,493.20

The Commissioners took the bids under advisement and referred the same to the County Highway Engineer for review.

RE: HIGHWAY DEPARTMENT – STANDARDS FOR EXCAVATION IN PUBLIC ROADS

The County Highway Supervisor submitted to the Commissioners a proposed new policy or standard (#0503-04) to be followed by persons involved in excavation of public roads. He explained that the standard is necessary to insure that highway cuts and excavations in public right-of-way off of roadways are made according to quality standards. Also included was a proposed new standard for flowable fill trench backfill. On motion duly made and seconded, the Commissioners adopted the standards as submitted, with sample application.

RE: HIGHWAY DEPARTMENT CONFERENCES

On motion duly made and seconded, the Commissioners authorized the Highway Supervisor and the Highway Engineer to attend the Road Scholar and IACHES Conferences in Indianapolis on June 1-3, 2004.

RE: HIGHWAY DEPARTMENT ROAD DITCHES

The Highway Supervisor discussed with the Commissioners problems experienced when property owners install culverts and fill-in drainage ditches adjacent to County roads.

RE: MANATRON

Ed Koerner, representing Manatron, appeared with County Assessor Lueken to discuss the possibility of making certain public information available on the Internet. The information would be available to the public on a fee basis. The Manatron fee for managing the system would be $320.00 per month. The information would be available to the public on a single hit basis but large users of the service would be charged a monthly or weekly fee, which should be high enough to cover the County cost.

RE: RELAY FOR LIFE PROCLAMATION

On motion duly made and seconded, the Commissioners unanimously adopted a Proclamation establishing June 4 and 5, 2004, as Dubois County American Cancer Society Relay for Life Days, as follows:

Whereas, On June 4th & 5th, 2004, the American Cancer Society will hold the Dubois County Relay for Life as a fund raising team effort to help provide hope, progress, and answers; and

Whereas, dollars from the Relay for Life support the American Cancer Society's goals of saving lives, reducing incidence and impacting the quality of life. Furthermore, it provides patients with information, support services, community programs, research and much more; and

Whereas, participants form teams take turns on the track in shifts over the twenty-four hour period in an effort to fight cancer; and

Whereas, the American Cancer Society Relay for Life opens with Cancer Survivors walking the first lap in a "Celebration of Life", which is an emotional time and sets the stage for the importance of this event; and

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Whereas, during the American Cancer Society Relay for Life, a luminary service is held to honor survivors and to remember those who have lost the battle against cancer. The luminaries are left burning throughout the night to remind all of the volunteers of the significance of their contribution; and

Whereas, Dubois County and the Nation join in the American Cancer Society Relay for Life activities.

Therefore, We, the Commissioners of Dubois County, do hereby proclaim June 4th & 5th, 2004, as

Dubois County American Cancer Society Relay for Life Days

RE: TOWN OF FERDINAND CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment to the Town of Ferdinand in the amount of $5,233.09 as the County reimbursement of expenses on the Ferdinand Industrial Road.

RE: HIGHWAY DEPARTMENT REPORT

County Highway Engineer Wendholt submitted the report of the County Highway Department as to the current status of Department projects, as follows: FERDINAND INDUSTRIAL ROAD (bid letting set for August 17, utility agreements in process); PORTERSVILLE BRIDGE (need DNR, INDOT and Federal Highway signature on the MOA); MILL STREET EXTENSION (US Corps of Engineers 404 permit received. Highway Engineer has been authorized to accept permit conditions); MERIDIAN ROAD BRIDGE REPLACEMENT (project to begin today and will take 4 to 5 weeks to complete); KESSNER BRIDGE (application filed with DNR for construction of new bridge).

RE: DUBOIS WATER TOWER – CUZCO

On recommendation of the Highway Engineer and on motion duly made and seconded, the Commissioners granted Dubois Water Utilities, a public utility, a driveway site distance exception to the requirement for a proposed private drive off the Cuzco Road North to serve a new water tower at a point approximately one mile south of State Road 56.

RE: HIGHWAY IMPROVEMENT PROJECTS

The Highway Engineer reported to the Commissioners that after review of the bids received for HAC projects, it was determined that the following low bids were acceptable:

Project			
2004-01	County Road 600 W	J. H. Rudolph & Company	$ 38,785.70
2004-02	County Road 500 E	J. H. Rudolph & Company	$ 22,869.00
2004-03	Fairgrounds Drive	J. H. Rudolph & Company	$ 27,909.90
2004-04	Cuzco Rd S & Town of Cuzco	J. H. Rudolph & Company	$ 62,867.20
DR 2003-06	Kellerville Road	J. H. Rudolph & Company	$139,801.70
DR 2003-07	County Road 1025 E	J. H. Rudolph & Company	$104,207.75
DR 2003-09	Cuzco Road North	J. H. Rudolph & Company	$ 88,893.60

On motion duly made and seconded, the above listed bids being the lowest, were accepted.

RE: CONGRESSIONAL TOWNSHIP FUND

The County Auditor submitted the annual report of the Congressional Township Fund as of April 30, 2004. On motion duly made and seconded, the report was approved.

RE: JUNE AND JULY MEETINGS

On motion duly made and seconded, the Commissioners set future regular meetings for June 7, and July 6, 2004, with continued meetings June 28 and July 19, 2004. Due to requirement for payment of regular claims during the first week of June, the Commissioners authorized the Auditor to pay claims on June 1, 2004, and July 1, 2004, upon review and approval by one Commissioner.

RE: R. W. ARMSTRONG CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment of a claim from R. W. Armstrong for $920.00 for services on Bridge #73 (Kessner Bridge) replacement.

RE: HIGHWAY DEPARTMENT STEEL BEAM PURCHASE

The Highway Engineer submitted the following quotes for the purchase of steel beams for use on Mariah Hill Road Bridge:

Patriot Steel	$5399.43
Westfield Steel	$5993.58
O'Neal Steel	$6385.60
Modern Welding	$7872.14

On motion duly made and seconded, the Commissioners accepted the quote of Patriot Steel and authorized purchase.

Lawrence M. Vollmer

James R. Kemper

John G. Burger

Attest: Martha A. Wehr, Auditor

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

MAY 17, 2004

The continued meeting of the Dubois County Commissioners was held in the Commissioners' Room of the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. on May 17, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Auditor Martha A. Wehr, County Surveyor Ken Brosmer, Highway Supervisor Steven L. Berg, Highway Engineer Norman Wendholt, Highway Clerk Debbie Berger and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was reopened for business by President Vollmer.

RE: SUBDIVISION ORDINANCE NO. 2004-05

The Commissioners then discussed the changes that had been requested for the proposed Subdivision Ordinance. Three (3) members of the public were present and no further recommendations were made. After discussion, on motion duly made and seconded, the proposed Subdivision Ordinance was unanimously adopted as submitted, effective July 1, 2004, as Ordinance No. 2004-05.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF DUBOIS COUNTY, INDIANA:

SECTION 1. TITLE. This Ordinance shall be known and may be cited as the Subdivision Control Ordinance of Dubois County, Indiana.

SECTION 2. AUTHORITY. This Ordinance is adopted pursuant to I.C. 36-7-3-2.

SECTION 3. PURPOSE. This Ordinance is adopted for the following purposes:

(A) To assist the orderly and efficient development of Dubois County;

(B) To provide for the coordination of current and proposed County roads;

(C) To protect and provide for the public health, safety, and welfare of the residents of Dubois County;

(D) To ensure the coordination and availability of the extension of public facilities and services;

(E) To ensure uniform handling of all real estate subdivisions within Dubois County.

SECTION 4. This Ordinance shall apply to all real estate in Dubois County except those areas within the incorporated and jurisdictional planning areas of municipalities to the extent from time to time defined by maps or descriptions recorded in the Office of Recorder of Dubois County.

SECTION 5. DEFINITIONS. As used in this Ordinance, certain terms and words shall be interpreted and/or defined as set forth in this Section. The word "shall" shall be interpreted as being mandatory and the words "may" or "should" shall be interpreted as being discretionary. Words used in the present tense shall include the future tense and a singular number shall include the plural and the singular.

(A) Agricultural purpose. "Agricultural purpose" means the use of a tract of land for agricultural purposes only, including farming, dairying, pasturing, agriculture, horticulture, floriculture, viticulture, and animal and poultry husbandry.

(B) Block. "Block" means property abutting on one side of a street, and lying between the two nearest intersecting or intercepting roads, or between the nearest intersecting or intercepting road and a railroad right-of-way, waterway or other definite area.

(C) Building setback line. "Building setback line" means a line on a plat between which line and the road or property line of a lot, buildings may not be erected.

(D) County Commissioners. "County Commissioners" means the Board of Commissioners of Dubois County, Indiana.

(E) County. "County" means Dubois County, Indiana.

(F) Easement. "Easement" means a grant by the property owner of the use of a strip of land by the public, a corporation, or persons, for specified uses.

(G) Engineer. "Engineer" means the Dubois County Highway Engineer, County Surveyor, or a qualified engineer designated by the County Commissioners.

(H) Lot. "Lot" means a portion of a subdivision of a larger tract or other parcel of land intended as a unit for present or future transfer of ownership or for development.

(I) Plat. "Plat" means a map or drawing on which the subdivider's plan of a subdivision is presented and which is presented for approval. The final plat is the map or drawing which is intended for recordation and which meets the requirements of this Ordinance.

(J) Right-of-way. "Right-of-way" means a dedicated and accepted strip of land designated for public use as a road, street, highway, driveway, alley or walkway or for any drainage or public utility purpose or other similar use.

(K) Road. "Road" means the dedicated and accepted space or area between the lot lines or around the perimeter of the subdivision, abutting upon a right-of-way and designed as a way for vehicular traffic whether designated as an alley, street, highway, cul-de-sac, throughway, road, lane, place, or however otherwise designated.

(L) Subdivision. "Subdivision" means the division of a single lot, tract or parcel of land, or a part thereof, into two or more lots, tracts or parcels of land, any one of which is less than ten (10) acres, for the purpose, whether immediate or future, of transfer of ownership for use for residential, commercial or industrial purposes; or the division of a single lot, tract or parcel of land, or a part thereof, into two or more lots, tracts or parcels by means of buildings, building groups, roads, alleys, parking areas, or leaseholds, for the purpose, whether immediate or future, of development for residential, commercial or industrial purposes. This definition shall not include divisions of land for agricultural purposes only, or the sale of lots or exchange of parcels between adjoining lot owners that are not intended to create additional building sites.

SECTION 6. No building or other structure shall hereafter be constructed, erected or moved upon any transferred tract of real estate described in Subsection 5 (L) of this Ordinance unless and until a plat of the subdivision of said conveyed real estate shall be approved by the County Commissioners and recorded in the Office of Recorder of Dubois County or unless granted exception by the County Commissioners based upon special or exceptional circumstances.

SECTION 7. No real estate shall be subdivided for residential, commercial or industrial use unless direct access exists to the land over improved public streets or roads, and unless adequate provision has been made for water, sewage disposal and utility service, or if such land is unsuitable for development by reason of flooding or improper drainage, objectionable topography or other feature harmful to the health and safety of the occupant or the County as a whole.

SECTION 8. PLAT APPROVAL. All plats of subdivision shall be submitted in proper number, size and form to the County Commissioners for review as to compliance with this Ordinance. Before taking any action to approve or disapprove a proposed plat, the County Commissioners may require payment of a fee established by said Commissioners to cover the administrative costs related to said plat and may submit said plat for review by the Engineer or County staff and shall hold not less than one (1) public hearing thereon, after publication of public notice of hearing in accordance with I.C. 5-3-1, to be arranged and paid for by applicant. If after public hearing the County Commissioners disapprove a proposed plat, the County Commissioners shall make written finds that set forth its reasons and a decision denying approval, and shall provide the applicant with a copy thereof.

Any person feeling himself aggrieved at any action of the County Commissioners, or Commissioner's staff, or lack of action of the County Commissioners, or Commissioner's staff, upon a proposed plat or replat, may apply in writing to the County Commissioners, prior to the next regular meeting, for modification of the action complained of, or lack of action, on the proposed plat or replat. Such application shall be considered by the County Commissioners at such time in such manner as it may determine, but within sixty (60) days following the regular meeting.

SECTION 9. PLAT FILING AND RECORDATION. No plat or replat of a subdivision of real estate within jurisdiction of the County Commissioners shall be accepted for recording by the Office of Dubois County Recorder unless it has been first approved by the County Commissioners and filed with the Dubois County Auditor. The owner of real estate described in an approved plat shall present said plat for recordation prior to the transfer of any lot or parcel described in said plat, but in no event more than thirty (30) days after approval of said plat. Said owner shall pay the recording and entry fees related to said recording and entry and shall simultaneously submit to the County Auditor that number plat prints required by this Ordinance.

SECTION 10. PLAT REQUIREMENTS. A person desiring to submit a proposed plat or subdivision to the County Commissioners for consideration shall cause said plat to contain or be accompanied by the following information and be in the following form:

(A) The original drawing of the plat of the subdivision shall, if possible, be drawn to a scale of forty (40) feet to one (1) inch; provided, that if the resulting drawing would be over twenty (20) inches in greatest dimension, a scale of one hundred (100) feet to one (1) inch may be used. Two (2) black or blue line prints and four (4) milar copies, each being seventeen (17) inches by twenty (20) inches, shall be submitted of the original final plat, on which lettering may be applied in a manner which will permit the plat to be reproduced by film, litholoid or other photographic process at the designated scale. The following basic information shall be shown on said plat:

(1) All plat boundary lines with lengths of courses to hundredths of a foot and bearings to half minutes, these boundaries to be determined by an accurate survey in the field, which shall be balanced and closed,

(2) The exact location and dedication of roads and rights-of-way, on or adjoining the site, including dedicated widths, roadway widths, and widths of pavements, name, and other pertinent data,

(3) Easements, showing locations, widths and purposes, including utility easements, and the dedication thereof,

(4) Layout of lots, showing dimensions and numbers,

(5) True bearings and distances to nearest established street bounds, or official monuments, which monuments shall be located or accurately described on the plat,

(6) Building setback or front yard lines,

(7) Key plan, legend and notes, and

(8) Scale, North Arrow, and date.

(9) Drainage plan to the extent necessary to indicate or illustrate proper street right-of-way drainage.

(B) Name of the subdivision,

(C) Names and addresses of owner and/or subdivider and the engineer or qualified surveyor who prepared the plan.

(D) Covenants. A description of any protective covenants or private restrictions to be incorporated in the plat of the subdivision.

(E) A certificate by the owner of the land, executed before a notary public, that the owner certifies that the information contained on the plat is true and correct, that all requirements of this Ordinance, including standards for development, have been and will be complied with, that all roads and easements shown on said plat are thereby dedicated to the public, and that lots or parcels transferred will have the size and area shown on the plat.

(F) A certificate by the engineer or qualified surveyor that the information contained on the plat is true and correct.

(G) A certificate for approval by the County Commissioners.

Approval of the plat shall not be deemed to be an acceptance of the dedication nor as an acceptance of any road or easement into the County highway system.

SECTION 11. STANDARDS. In addition to other standards set forth in this Ordinance, in establishing and laying out a subdivision, the owner shall comply with those standards of development, principles and requirements set forth in this Section.

(A) In determining whether an application for approval shall be granted, the County Commissioners shall determine if the plat conforms to the principles and standards required in this Ordinance.

(B) Streets:

(1) Each lot or parcel shall abut on a dedicated public street or road.

(2) Except as provided in paragraph 7 of this Subsection (B), each street or road shall be constructed to the minimum design and width standards adopted for Dubois County roads as of the time of approval of the subject plat. Any improvement to roads or right-of-way subsequent to the initial development shall be constructed to the minimum design or standards adopted for the County Highway Department as of the time of the proposed subsequent improvement.

(3) Where appropriate to the design, proposed streets shall be continuous and in alignment with existing, planned or platted roads with which they are to connect.

(4) Owner may be required to extend a proposed road to the boundary line of the tract to be subdivided, when in the opinion of the County Commissioners such extension is desirable and in the best interest of the County highway system.

(5) Proposed roads shall intersect one another as nearly at right angles as topography and other limiting factors of good design permit, but at not less than seventy (70) degrees in any case.

(6) Wherever there exists adjacent to the tract to be subdivided a dedicated or platted and recorded half-width road, the other half-width of such road shall be included in the subject plat; otherwise, half-roads shall be prohibited.

(7) Roads shall be completed as shown on the Plat as approved by the County Commissioners, and shall be graded, surfaced with rock and improved to the dimensions and the work shall be performed in the manner prescribed by the then current county standards for the road constructions. Prior to placement of road surfaces, adequate subsurface drainage for the road shall be provided by the subdivider. The person creating the subdivision shall be obligated to chip and seal any new road established on the plat when five (5) or more of the lots bordering newly established road(s) have been conveyed. The exception to this obligation is when the newly established road borders on the perimeter of the subdivision, then said perimeter road shall be chip and seal when three (3) or more of the lots bordering said road have been conveyed. The covenants contained in the plat of said subdivision shall clearly indicate this obligation.

Notwithstanding the provisions of this paragraph 7, in the event of a single lot subdivision, or in the event of any subdivision having no lot containing less than five (5) acres, access to such single lot (and solely to said lot) or to each such lot of five (5) acres or greater, may be by an unimproved road that satisfies dedication and easement requirements of this Ordinance but is not required to be improved to County standards.

(8) Fences, hedges, retaining walls, lattice-work screens, trees, flowers, plants, permanent mail boxes, nameplates, lamp posts, bird baths, bird houses, benches and landscaping of a like nature are permitted in any required front, side, or rear yard provided they are not located on public right-of-way. However, on any corner tract, nothing shall be erected, placed or planted, in such a manner as to materially impede vision between a height of two and a half (2 1/2) and ten (10) feet above the centerline grades of the intersecting streets, in the area bounded by the street right-of-way lines of the corner tract and a line joining two (2) points on the street right-of-way lines thirty-five (35) feet from the point of their intersection. Except for mail boxes constructed on breakaway posts and government road signs, no signs or other structure shall be placed on or project over public right-of-way.

(C) Lots or parcels:

(1) The size, shape and orientation of lots shall be appropriate for the location of the proposed subdivision and for the type of development contemplated.

(2) Each lot or parcel shall abut on a dedicated public street or road.

(3) The minimum lot size shall be one (1) acre, with a minimum front width of One Hundred Fifteen (115) feet at building setback line; provided, however, that should a lot be served by a public sanitary sewer system, the minimum size shall be ten thousand (10,000) square feet with a minimum front width of eighty (80) feet. A lot of one (1) acre not served by a public sanitary sewer system, while complying with this Ordinance, may not comply with the minimum requirements of State and/or County statutes, ordinances or regulations for private sanitary system requirements and therefore may not be acceptable for certain building or use purposes.

(4) Any residential structure constructed or placed on any lot or parcel shall have not less than One Thousand (1,000) square feet of living space, excluding garage or porch.

(D) Easements:

(1) Where alleys are not provided, easements for utilities shall be provided. Such easements when not located adjacent to a public road shall have minimum widths of twenty (20) feet; and when located adjacent to a public road shall have minimum combined width of twenty (20) feet along said road. Where located between adjacent lots, one-half (1/2) the twenty (20) foot width may be taken from each lot.

(2) Where a subdivision is traversed by a watercourse, drainageway, channel, or stream, adequate areas for stormwater or drainage easements shall be allocated for the purpose of widening, deepening, sloping, improving or protecting said watercourses in accordance with the requirements of the Dubois County Drainage Board.

(3) Where a new public road is being proposed as part of a subdivision, a utility easement having a minimum width of ten (10) feet shall be located adjacent to each side of that public road, but if said new road is on the perimeter of a subdivision and no easement is possible on both sides thereof, then the minimum easement width shall be twenty (20) feet on the subdivision side of said road.

(E) Building setback lines. Building setback lines as to any lot or parcel shall be set forth on the plat and shall have the following minimum distance from the lot line:

1. Front yard - 35 feet from R/W line
2. Side yard - 10 feet on each side
3. Rear yard - 20 feet from rear line.

(F) Due consideration shall be given to the prevention of air and stream pollution, proper treatment and disposal of refuse and other waste, and the elimination of other blighting characteristics, including the following elements:

(1) Water Pollution: No use shall produce erosion or other pollutants in such quantity as to be detrimental to adjacent properties and conflict with water pollution standards established by the public agencies.

(2) Waste Matter: No use shall accumulate within the property or discharge beyond the property lines any waste matter, whether liquid or solid, in violation of applicable public health, safety and welfare standards and regulations.

(3) Water: All tracts not connected to or served by a public or private water system already approved by a state, county or city health authority shall have written approval from the Dubois County Health Department or the Indiana State Board of Health before construction thereon of any structure requiring water.

(4) Sanitary Sewage: All tracts not connected to or served by a public or private sanitary sewer system already approved by a state, county, or city health authority shall have written approval from the Dubois County Health Department or the Indiana State Board of Health before construction thereon of any structure requiring sewage disposal.

(G) The subdivision layout shall be of such a character that it protects the health, safety, and general welfare of Dubois County and its citizens.

(H) In any particular case where the subdivider can show that, by reason of exceptional topographic or other physical conditions, or because of an unusually large or small subdivision, or when made for industrial or commercial purposes, strict compliance with any requirement of these regulations would cause practical difficulty or exceptional or undue hardship, the County Commissioners may relax such requirement to the extent deemed just and proper, so as to relieve such difficulty or hardship; provided such relief may be granted without detriment to the public good and without impairing the intent and purpose of these regulations or the desirable general development of the neighborhood and the community. Any modification thus granted shall be entered in the minutes of the County Commissioners setting forth the reasons which, in the opinion of the County Commissioners, justified the modification.

(I) Any mobile home park which holds a license issued by the Indiana Board of Health under I.C. 16-41-27-18 shall be exempt from the provisions of this Section 11.

SECTION 12. NONCONFORMING CONDITIONS. If a lawful structure or structure and land in combination or division of land exists at the effective date of the adoption or amendment of this Ordinance, that would not be permitted under the terms of this Ordinance, that non-conforming condition may be continued.

Provided, however, any extension, reduction or further division shall not be subsequently permitted unless in compliance with the provisions of this Ordinance.

SECTION 13. FAMILY FARM EXCEPTION. Notwithstanding the provisions of the prior Sections set forth in this Ordinance, in the case of a farm where the owner wishes to convey a parcel of land, either with or without consideration, to a member or members of his family for the purpose of locating a residence to be occupied by the family member, said owner may be authorized by the County Commissioners to convey said parcel as an exception from the plat provisions of this Ordinance. Any exception thus authorized is required to be entered in writing in the minutes of the County Commissioners and the reasoning on which the exception was authorized shall be set forth.

Any exception thus granted shall comply with the following provisions:

(A) For the purpose of this Section, a "farm" means an area containing forty (40) acres or more, used for agricultural purposes (as defined) by the resident owner.

(B) No more than two (2) parcels shall be conveyed as an exception from any one (1) farm.

(C) For the purpose of this section, "a member of the family" means only mother, father, son, or daughter.

(D) The original occupant of the residence to be located shall be the family member to whom the parcel was conveyed.

(E) In a case where the new parcel is located other than on an existing public right-of-way, access to the parcel shall be provided by a private way. This private access shall not be considered by the County Commissioners for a public thoroughfare or for use to serve more than three (3) farm residences until such time that the access shall be improved in accordance with the applicable County's improvement requirements for a county road.

(F) The new parcel, while not subject to the platting provisions of this Ordinance, shall be subject to all non-plat provisions of this Ordinance.

SECTION 14. AMENDMENT. The County Commissioners may from time to time introduce, consider and adopt amendments to this Ordinance.

SECTION 15. VIOLATION AND PENALTIES. Any person who violates any provision of this Ordinance shall, upon conviction thereof, be subject to a fine in any sum not to exceed One Thousand Dollars ($1,000.00). Each separate violation thereof and each day's continued or renewed violation thereof shall constitute a separate offense.

SECTION 16. If any section, clause, provision or portion of this Ordinance shall be held to be invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect any other section, clause, provision or portion of this Ordinance.

SECTION 17. This Ordinance shall take effect from and after its adoption and thirty (30) days after its publication, or on July 1, 2004, whichever is the later.

Two (2) copies of this Ordinance shall be on file and available for inspection in the office of Auditor of Dubois County.

RE: PLAT FEE

On motion duly made and seconded, the Commissioners established a fee under Ordinance No. 2004-05, of $50.00 for each plat submitted for Commissioners' consideration.

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

MAY 17, 2004

RE: GREEN MEADOWS ESTATES – BOND

The Highway Supervisor discussed with the Commissioners a proposal by the City of Jasper to release a current developer's bond by Brescher Real Estate Development, Inc. on Green Meadows Estates 6th, 7th, 8th Additions, in exchange for a smaller bond, based upon substantial completion of the construction required under the original bond. The Commissioners approved action by the Highway Supervisor to allow a reduction of bond to $50,000.00.

RE: MERIDIAN ROAD FLOODING

The Commissioners discussed with the Highway Supervisor and Engineer the continued complaints being received by the Highway Department regarding flood water in the agricultural areas east of Meridian Road and south of the Jasper Southside Connector Road (State Road 162).

RE: HIGHWAY DEPARTMENT EMPLOYEE

The Commissioners discussed reassignment and/or employment of a Highway Department individual caused by retirement of the sanitation department driver. The Commissioners called an Executive Session on May 25, 2004, at 4:30 p.m. for purpose of interviewing prospective employees.

RE: HIGHWAY DEPARTMENT REPORT

County Highway Engineer Wendholt submitted the report of the County Highway Department regarding the current status of Department projects, including: FERDINAND INDUSTRIAL ROAD (bids to be received August 17, 2004; letters sent to INDOT regarding federal funds); PORTERSVILLE BRIDGE (still need signatures on MOA); MILL STREET EXTENSION (work started today on 36th Street end); MERIDIAN ROAD BRIDGE (replacement started and south foundation and wall placed); KESSNER BRIDGE ($920.00 permit fee has been sent to Phoenix).

RE: DUBOIS COUNTY CONTRACTUAL LIBRARY

The Auditor submitted to the Commissioners the written resignation of Margaret Leistner as Board member of the Dubois County Contractual Library, effective immediately. On motion duly made and seconded, the Commissioners accepted the resignation and named Beverly A. Beckman of Haysville as successor Board member.

RE: DOGWOOD ANIMAL CLINIC CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment of a claim from Dogwood Animal Clinic for services rendered to a dog delivered to the Clinic by the Sheriff's Department.

RE: JUNE MEETINGS

The regular meeting in June will be held on June 7, 2004, with a continued meeting on June 28, 2004, both beginning at 9:00 a.m. in the Commissioners Room of the Courthouse Annex.

Lawrence M. Vollmer

James R. Kemper

John G. Burger

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

DUBOIS COUNTY COUNCIL

MAY 17, 2004

The Dubois County Council conducted its May meeting on May 17, 2004, at 4:30 p.m. in the Courthouse Annex. Present at the meeting were Board members Richard Eckerle, Gregory A. Kendall, Jerry Hunefeld, Scott J. Knies, Mark A. Brescher, Leon J. Fleck, Donna L. Schroeder and County Auditor Martha A. Wehr. President Eckerle asked if there were any additions or corrections to the minutes of the last meeting. On motion by Mark A. Brescher and seconded by Leon J. Fleck, the minutes were approved as written. Motion carried unanimously.

RE: CUM BRIDGE ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the amount of $40,000.00 in Capital Outlay in the Cum Bridge Fund. This is a request from the Town of Ferdinand for the Ferdinand Industrial Road project. On motion by Jerry Hunefeld and seconded by Gregory A. Kendall, the Council approved such additional appropriation.

RE: EDIT FUND ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the amount of $200,000.00 in Capital Outlay in the Edit Fund for the Ferdinand Industrial Road. On motion by Donna L. Schroeder and seconded by Leon J. Fleck, the Council approved such additional appropriation.

RE: EDIT FUND ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in Capital Outlay in the EDIT Fund for proposed road projects, as follows:

2004-05	County Road 600 East	$114,000.00
2004-06	County Road 600 West	$ 58,000.00
2004-07	400 West, 150 North & 350 West	$ 69,000.00
2004-08	Ellsworth Road	$ 57,000.00
2004-09	Shiloh Road & 150 North	$ 52,000.00

The Council members feel that the resurfacing of these roads would help Economic Development. On motion by Gregory A. Kendall and seconded by Mark A. Brescher, the Council approved such additional appropriations.

RE: EDIT FUND ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the amount of $62,000.00 in Capital Outlay in the Edit Fund for the Economic Development Commission and asked for such additional appropriation to cover the County's share of $125,000.00 to participate in Economic Development. The County's share of 47.25% would be $59,062.50. On motion by Gregory A. Kendall and seconded by Leon J. Fleck, the Council approved such additional appropriation.

President Eckerle stated that committees for Economic Development have been established and the Commission will advertise in the near future for a Director.

RE: CUMULATIVE CAPITAL DEVELOPMENT ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the amount of $57,000.00 in Capital Outlay in the Cumulative Capital Development Fund for equipment defibrillators, a computer, digital camera and other medical equipment to be used by the Emergency Medical Service. On motion by Leon J. Fleck and seconded by Jerry Hunefeld, the Council approved such additional appropriation.

RE: NORTH MILL STREET EXTENSION

President Eckerle updated the Council as to the status of North Mill Street. He stated that the permit for the mitigation plan for the wetlands was received and construction was to begin today on North Mill Street.

RE: ORDINANCE AUTHORIZING PAYMENT OF SUPPLEMENTAL JUROR FEES FROM COUNTY JUROR FUND

Auditor Wehr submitted a proposed Ordinance Authorizing Payment of Supplemental Jurors Fees from the County Juror Fund. A discussion was held concerning the lease of a lot west of Old National Bank and the continuation of paying parking tickets. After discussion, on motion by Mark A. Brescher and seconded by Jerry Hunefeld, with a 6-1 vote and Gregory A. Kendall voting against such Ordinance, the Council adopted Ordinance #2004-02, as follows:

> WHEREAS, I. C. 33-19-1-4 authorizes payment of fees related to jurors in the Circuit and Superior Courts, including mileage and compensation, from County funds; and,
>
> WHEREAS, said statute authorizes the County Council to establish supplemental fees which may be paid from such funds; and,
>
> WHEREAS, the County has an established fund, the Jury Pay Fund, to be used in the payment of such fees;
>
> WHEREAS, this Council has been advised by the Courts that additional expenses are normally incurred by the Courts which directly relate to jurors and are of the same nature as mileage and compensation, including meals and parking expenses;
>
> NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COUNCIL OF DUBOIS COUNTY, INDIANA, that the Auditor of Dubois County is authorized and directed to pay the various fees related to Court jurors from the County's Jury Pay Fund; and that for purpose of such payments, the work "fees" shall be interpreted, for supplemental purposes, to include reasonable meals and parking charges incurred by jurors.

RE: SUBDIVISION PLAT REVIEW

Auditor Wehr presented a proposal from the Commissioners to pay the County Surveyor or the County Engineer for each plat that needs to be reviewed when it is submitted. The consensus of the Council is that they prefer that the County Engineer review all plats and that his salary be increased accordingly on an annual basis. On motion by Scott Knies and seconded by Gregory A. Kendall, the Council unanimously agreed to table such matter for further discussion.

RE: NEXT MEETING

With no further business to come before the Council, the next regular meeting will be held Monday, June 28, 2004, at 4:30 p.m. in the Council Chambers of the Courthouse Annex. The Council also set a meeting date of August 9, 2004, at 8:00 a.m. for the 2005 Budget Hearings.

Leon J. Fleck — Jerry Hunefeld — Mark A. Brescher — Richard Eckerle, President

Gregory A. Kendall — Donna L. Schroeder — Scott J. Knies — Attest: Martha A. Wehr, Auditor

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

MAY 25, 2004

A continued meeting of the Dubois County Commissioners was held in the Commissioners' Room of the Courthouse Annex in Jasper, Indiana, beginning at 4:15 p.m. on May 25, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present was Highway Supervisor Steven L. Berg. A quorum was declared present and the meeting was reopened for business by President Vollmer.

RE: SOUTHEAST SCHOOLS WAGE SCALE COMMITTEE

The President advised the Commissioners that the purpose of the meeting was to name a County appointee to a Common Wage Committee for the Southeast Dubois County School building project. He stated that the School administration had been advised on May 24, 2004, that the State was requiring a wage scale to be filed by June 3, 2004, and that in order to establish the Committee, give proper notice and hold the meeting before that date, an immediate appointment was necessary. The President stated that due to the short time period, the County Attorney had advised the reporter from The Herald by telephone of this meeting.

After discussion, on motion duly made and seconded, the Commissioners appointed Randy Fleck as the County appointment to the Southeast Dubois County Schools Common Wage Determination Committee.

The Commissioners thereupon entered into previously noticed executive session relating to prospective employee interviews.

Lawrence M. Vollmer

James R. Kemper

John G. Burger

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

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REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

JUNE 7, 2004

The regular monthly meeting of the Dubois County Commissioners was held in the Commissioner's Room of the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. on June 7, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Auditor Martha A. Wehr, County Surveyor Ken Brosmer, Highway Engineer Norman Wendholt, Highway Supervisor Steven L. Berg, Highway Clerk Debbie Berger and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was opened for business by President Vollmer. Minutes of the May meetings of the Commissioners were approved as presented. The minutes were then signed. Income for the month of May, 2004, were as follows: Recorder $16,073.11; Health Department $14,141.37; Auditor $360.00; Clerk $39,755.85. Claims against the County were examined and those found to be just, due and owing were allowed and those found to be not due and owing were disallowed, all as more fully set forth in the Claims and Allowance Docket of the County.

RE: HILLSIDE ACRES II – BAINBRIDGE TOWNSHIP

Surveyor Ken Brosmer, representing Duane C. and Jane E. Flannagan, the owners, appeared to present a plat proposed for Hillside Acres II in Bainbridge Township, immediately adjacent to the City of Jasper, in the west half of Section 27-T1S-R5W, consisting of 11.26 acres. The proposed plat has been previously approved by the Jasper Plan Commission and the Jasper Engineer and the petition has been filed to annex the area into the City of Jasper. On motion duly made and seconded, the plat was approved as submitted.

RE: MID-AMERICA SALES GROUP – MOTOR VEHICLE LICENSE

Ron Himsel of Ireland appeared to request that he be granted authority to relocate his used auto sales business from Third Avenue in Jasper, to his residence west of Ireland. The authority is required in order for the Bureau of Motor Vehicles to issue a Business License for the proposed site. He stated that there should be no objections from his sole neighbor. On motion duly made and seconded, the Commissioners approved the business location.

RE: COLE LAYER TRUMBLE CONTRACT

Ray Lueken, County Assessor, appeared to request approval of an annual Support Service Contract with the Cole Layer Trumble Company for providing technical advice as a professional appraisal for property appraisals. The Contract had been the subject of on-going negotiations and had been approved by the Township Assessors. On motion duly made and seconded, the Commissioners approved the revised agreement.

RE: ONYX – TRASH COMPACTOR LEASE

The Commissioners discussed the revised Service Agreement for trash compactors at three sites: Jasper, Huntingburg and Ireland. The change of terms from the original Agreement were discussed. Also, the location of the compactor at each site was discussed. The operation of the compactor was also discussed. Joe Sutton of Onyx appeared to discuss the contract and the compactor operation. On motion duly made and seconded, the Commissioners approved the Lease Agreement.

RE: HIGHWAY DEPARTMENT – FUND TRANSFER

In order to provide funds for proposed highway improvement projects, the Highway Clerk requested the transfer of funds, as follows:

From:	
Highway Fund – Bituminous Material	$196,000.00
Local Road and Street – Bituminous Material	$ 89,000.00
To:	
Highway Fund – Old Huntingburg Road	$99,000.00
St. Anthony Road West	$97,000.00
Local Road and Street Fund – County Road 300 North	$43,000.00
Rolling Hills Subdivision	$46,000.00

On motion duly made and seconded, the Commissioners approved the transfer of funds as proposed and directed that the same be submitted to the County Council.

RE: COUNTY HEALTH DEPARTMENT – VACCINE PURCHASE

Health Department Administrator Donna Oeding appeared to advise the Commissioners that with summer travel, extra demand is being placed on the Health Department for vaccine use and there is a need for additional vaccine inventory in the amount of $4,047.22. On motion duly made and seconded, the Commissioners approved the purchase.

RE: PROPERTY TAX BOARD OF APPEALS

County Assessor Lueken advised the Commissioners of the resignation of Vivian Fischer as a member of the County Property Tax Board of Appeals. On motion duly made and seconded, the Commissioners named Fred Hollinden as replacement member.

RE: LAW ENFORCEMENT MEMORIAL

Jeff Carie, representing the County Fraternal Order of Police organization, appeared to again request that the Commissioners reconsider placement of a monument for deceased law enforcement officers on the Courthouse lawn. In order to be considered on the Law Enforcement Memorial, the death must occur as a result of law enforcement duty. He stated that a monument at the County Security Center was not favored by the FOP. Lengthy discussion followed. Commissioner Burger made a motion to authorize the memorial on Courthouse grounds, but Commissioners Kemper and Vollmer requested time to consider the request. The motion died for lack of second.

RE: COUNTY SANITATION DEPARTMENT

With the retirement of the current Sanitation Supervisor as of July 1, 2004, the Commissioners discussed the reallocation of duties of that position. It was the determination of the Commissioners that the Highway Clerk should assume Sanitation Supervisor duties and that the replacement employee shall be assigned driver responsibilities. On motion duly made and seconded, it was agreed that the Supervisor duties of the Sanitation Department should be assigned to Highway Clerk Debbie Berger. After lengthy discussion, on motion duly made and seconded, the Commissioners named Duane Temple as an employee to fill the position as Sanitation truck driver.

RE: HIGHWAY DEPARTMENT

County Engineer Wendholt submitted to the Commissioners the report of the status of current projects of the County Highway Department, including: FERDINAND INDUSTRIAL ROAD (bid letting set for August 17; addendum to cost sharing agreement for $600,000 total contribution submitted); PORTERSVILLE ROAD (no report); MILL STREET EXTENSION (work has restarted after winter, request for partial release of retainage funds received from Knies. Earth Sources submits wetland mitigation plan, having a cost of $38,160.00, plus additional survey cost of $1,500.00. EPA

has visited site); MERIDIAN ROAD BRIDGE (bridge complete, cleanup required before road reopens); KESSNER BRIDGE (Phoenix has reimbursed the $920.00 permit fee); BRIDGE INSPECTION (invoice received for service); HIGHWAY STANDARDS GUIDE (the Engineer submitted a "Guide for Construction in Public Highway Right-of-Way" draft); MARIAH HILL ROAD (bridge replacement within next week).

RE: BRIDGE INVENTORY VALUATION

The Highway Engineer submitted a proposed inventory of bridges on County Roads which exceed 20 feet in length, showing a total cost of $5,004,297.67, with a net worth of $8,172,617.95 and a per square foot of $59.30. On motion duly made and seconded, the Commissioners accepted and approved the inventory as presented.

RE: MILL STREET EXTENSION

On motion duly made and seconded, the Commissioners authorized acceptance of proposals of Brosmer Surveying for $1,500.00 to do surveying on Mill Street wetland and of Earth Source, Inc. to provide services for wetland mitigation on the Mill Street project for $38,160.00.

RE: BRIDGE INSPECTION

On motion duly made and seconded, the Commissioners approved and authorized payment of $11,333.31 for services rendered on the County Bridge Inspection project.

RE: MILL STREET EXTENSION

On motion duly made and seconded, the Commissioners authorized release of $25,000.00 from contract retainage to Knies Construction on the Mill Street Extension project.

RE: BRIDGE BEAM PURCHASE

The Highway Engineer advised that the Highway Department has received the following proposals for purchase of beams required for replacement of Bridge #142:

Westfield Steel	$17,472.00
O'Neal Steel	$18,840.42
E & H Bridge	$23,652.00
Modern Welding	$34,980.88

On motion duly made and accepted, the Commissioners accepted the quote of Westfield Steel.

RE: BIRDSEYE DETOUR – STATE ROAD 64

The Engineer submitted a proposed letter of understanding from the Indiana Department of Transportation covering the use of Kings Ridge Road as a temporary detour during the period that State Road 64 is closed due to slide repair work required east of the County line near Birdseye. The letter provides by INDOT reimbursement to the County for road damage repairs. On motion duly made and seconded, the Commissioners approved the letter of understanding.

RE: INDIANA RAILROAD MUSEUM

On motion duly made and seconded, the Commissioners set a hearing of July 23, 2004, at 10:00 a.m. to receive public comments on the County's application for INDOT Enhancement grant funds filed on behalf of the Indiana Railroad Museum.

RE: DOGWOOD ANIMAL CLINIC CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment of a claim by Dogwood Animal Clinic for $136.90 for services rendered to two dogs delivered to the Clinic by the Sheriff's Department.

RE: JULY CLAIMS

On motion duly made and seconded, the Commissioners authorized the Auditor to review and pay on July 1, 2004, acceptable claims filed without prior Commissioners approval based upon the fact of the late meeting date of the Commissioners but directed subsequent submission of said claims to the Commissioners at their next subsequent meeting.

RE: DUBOIS RURITAN WALKING TRAIL

The Auditor submitted a proposed agreement prepared by Indiana 15 Regional relating to the proposed INDOT Enhancement grant for the Dubois Ruritan Walking/Bicycling Trail project, being for $231,597.00 with a 20% matching grant from Dubois Ruritan. The Agreement provides for the County to administer the funds so involved. On motion duly made and seconded, the Agreement was approved.

RE: GIS PROJECT – HOMELAND SECURITY

On motion duly made and seconded, the Commissioners authorized the County to participate in the Indiana Orthophotography project (GIS) under the State and Local Homeland Security grant at a cost to the County of approximately $27,000.00 with the balance of $65,284.00 for a one-foot orthophotography to be assumed by LEPC and the State and Local Homeland Security Grant. This participation is subject to approval of funding by the County Council.

RE: COUNTY EMPLOYEE PAYROLL

The Commissioners thereupon entered into an extended discussion regarding the payroll method used by the County and possible use of a 26 pay vs. the current 24 pay periods per year.

RE: CONTINUED JUNE MEETING

The continued June meeting of the Commissioners will be held June 28, 2004, at 9:00 a.m. in the Commissioners Room of the Courthouse Annex.

Lawrence M. Vollmer

James R. Kemper

John G. Burger

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

JUNE 28, 2004

The continued meeting of the Dubois County Commissioners was held in the Commissioners' Room of the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. on June 28, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Auditor Martha A. Wehr, County Surveyor Ken Brosmer, Highway Supervisor Steven L. Berg, Highway Engineer Norman Wendholt, Highway Clerk Debbie Berger and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was reopened for business by President Vollmer.

RE: COUNTY ROAD 950 NORTH – TOM EVERSMAN

Tom Eversman and Sam Eversman appeared to inquire into the status of County Road 950N, running between County Road 900E and Crystal Road North. They submitted a copy of an Order of the Commissioners dated April of 1950, in which the Commissioners vacated said road from the south line of Section 16 north to the center point of said Section 16. The road from Crystal Road North to Section 16 south line remains a County Road and east of the center of Section 16 remains a County Road. County policy is that the County will maintain existing County Roads in their current condition or status. The subject road is a dirt road with no recorded easement. Any improvement would be at owner's expense. Highway Supervisor to inspect.

RE: AMBULANCE RATES

Suzan Henke, County EMS Director, appeared to request adoption of a revised Ambulance fee schedule. She stated that the fees had been reviewed and approved by the Huntingburg and Ferdinand ambulance centers. On motion duly made and seconded, the Commissioners adopted the following revised schedule, effective July 1, 2004:

Run Type	Proposed Charge	Medicare Reimbursement
BLS Non-Emergency	$250.00	$166.43
BLS Emergency	$325.00	$266.29
ALS1 Non-Emergency	$350.00	$199.71
ALS1 Emergency	$450.00	$316.21
ALS2 Emergency	$550.00	$457.68
Skilled Care Transport	$625.00	$540.89
DOAs	$166.43	$166.43
Mileage 1-17	$ 10.00	$ 8.48
Mileage 18-50	$ 8.75	$ 5.65
Mileage over 50	$ 8.75	$ 5.65
Out/County Response	$ 50.00	
Out/County Intercept	$461.70	
Cancer Clinic	$150.00	
Community Event For Profit with Ambulance	$ 59.50/hr	
Community Event For Profit without Ambulance	$ 29.00/hr per person	
Helicopter Assist ¼ hour	$ 25.00	
BLS Helicopter Assist	$405.00	
ALS Helicopter Assist	$415.75	

RE: KESSNER BRIDGE

John Chappell and Orville Messmer, representing farmers in the Patoka River bottoms, appeared to advise the Commissioners that the legal proceedings against Phoenix Natural Resources has been completed and the farmers paid. They requested that the County use its influence to have the Coal Bridge removed by the Coal Company. The Highway Engineer stated that Phoenix has received a permit from IDNR to remove the bridge, which consists of three culverts covered with concrete. Commissioners to contact Coal Company.

RE: HIGHWAY DEPARTMENT – DEAD ANIMALS

The Highway Supervisor submitted a proposed Department policy for removal of dead animals along County roadway, providing that dead animals will remain in the general area of the kill. On motion duly made and seconded, the Commissioners approved Highway policy #0628-04.

RE: HIGHWAY DEPARTMENT – SUMMER EMPLOYEES

The Highway Supervisor requested authority to employ two summer employees to assist the Department in roadway weed control and clearing. On motion duly made and seconded, the Commissioners approved employment of two summer (part-time) employees, subject to approval by the County Council as to funding.

RE: HAC ROAD IMPROVEMENTS

It being 10:00 a.m., the time advertised for receipt of bids for HAC Overlay road improvements and notice having been read and proof of publication presented, the Commissioners received and opened in public the following bids:

Project		J. H. Rudolph & Co.	Calcar Quarries	Engineer Estimate
2004-05	County Rd 600E	$88,156.50		$103,355.00
2004-06	County Rd 600W	$42,908.90		$ 49,154.00
2004-07	County Rd 400W, 150N, 350W	$52,424.94		$ 59,302.00
2004-08	Ellsworth Rd	$41,070.30	$43,534.80	$ 48,094.00
2004-09	Shiloh Rd, County Rd 150 N	$38,079.70		$ 43,541.00
2004-10	County Rd 300N	$35,666.10		$ 40,822.00
2004-11	Old Huntingburg Rd	$82,246.40		$ 94,235.00
2004-12	Rolling Hills Subdivision	$40,420.20		$ 43,716.00
2004-13	St Anthony Rd	$77,658.00		$ 92,379.00
2004-14	Kalb-Zehr Rd	$37,165.00	$32,195.60	$ 37,524.00

The Commissioners requested the Highway Engineer to review the bids and took the same under advisement.

RE: HIGHWAY DEPARTMENT – CHANGE ORDERS

The Highway Department Clerk submitted the following proposed project change orders from J. H. Rudolph & Company:

Project 2004-02	County Road 500 East	Increase	$2275.16
Project 2004-03	Fairgrounds	Increase	$ 544.19
Project DR 2003-07	County Road 1025 East	Decrease	$ 466.40

Said changes were the result of varying field conditions. On motion duly made and seconded, the Commissioners approved the change orders.

RE: HIGHWAY DEPARTMENT – APPROPRIATION TRANSFERS

On motion duly made and seconded, the Commissioners authorized the following appropriation transfers, subject to County Council approval:

From:	
Highway Fund – Bituminous Material	$6,000.00
To:	
Highway Fund – Part-time Employees	$6,000.00
From:	
Sanitation Fund – Insurance, Liability	$375.00
To:	
Sanitation Fund – Equipment Repair	$375.00

RE: HIGHWAY DEPARTMENT – EARNED INTEREST APPROPRIATION

On motion duly made and seconded, the Commissioners approved the appropriation of $7,300.00 earned as interest on the Distressed Road Fund account, for use for road improvements, subject to approval of additional appropriation by the County Council.

RE: SOLID WASTE COLLECTION SITE LEASES

Highway Department Clerk Berger submitted a Lease renewal for the County Solid Waste Collection sites at Huntingburg, Ferdinand and Ireland. The Ireland site must be slightly relocated due to the highway project on State Road 56, and the Lease description was adjusted accordingly. Rental on the sites is as follows:

Huntingburg:	Daniel and Ruth Ann Lichlyter	$400.00 per year
Ferdinand:	Albert Dilger	$300.00 per year
Ireland:	Bishop of Diocese of Evansville	$300.00 per year

On motion duly made and seconded, the Commissioners approved the three Leases.

RE: COLLECTION SITES CLOSED JULY 6, 2004

On motion duly made and seconded, the Commissioners closed the Collection Sites at Jasper and Huntingburg on July 6, 2004, in order to complete improvements at those sites. Other sites otherwise open will be open on that date.

RE: JASPER STRASSENFEST

Angela Erny appeared to request that the Commissioners again allow use of the Courthouse lawn, porches and restrooms during the Jasper Strassenfest on August 5-8, 2004, and to allow hanging of pennants and garland during and prior to that period. The required Agreement has been submitted to the County. On motion duly made and seconded, the Commissioners approved the request and use of facilities.

RE: GIS PROJECT – ORTHOPHOTOGRAPHY

Lisa Gehlhausen, of Indiana 15 Regional, appeared to discuss with the Commissioners the participation by the County in the State Homeland Security Grant for the Orthophotography program with shared funding to be provided from State, County Emergency Management, and County sources. Cost of the project would be $65,284.00, to be shared $18,877.00, $20,000.00 and $26,407.00 respectively. Director Miller stated that additional Homeland Security funding may be received to reduce the County share. Gehlhausen discussed the "ground control" steps being taken by Region 15 using other fund sources. Commissioner Vollmer stated that he has discussed with representatives of Jasper and Huntingburg the possibility of the cities sharing in overall costs so as to allow purchase of six-inch resolution detail, rather than the one-foot resolution previously approved by the County Local Emergency Planning Committee. Additional funding from other sources should be known before the Commissioners July 19, 2004, meeting and commitment must be made to the State by July 31, 2004.

RE: FARBEST FOODS TAX APPEAL

The Commissioners reviewed a letter from Kirk Reller, Patoka Township Assessor, regarding an appeal by Farbest Foods of its tax assessment. On recommendation of the Township and County Assessors, the Commissioners authorized engaging Tax Management Associates to assist in study of the appeal, subject to an Additional Appropriation authorized by the Council. The Southwest Dubois School will share in the cost of the study and appeal process.

RE: FERDINAND INDUSTRIAL ROAD – CONTRACT ADDENDUM

On motion duly made and seconded, the Commissioners approved an Addendum to the Agreement with the Town of Ferdinand relating to the Ferdinand Industrial Road, increasing the maximum share of costs by the County from $300,000.00 to $600,000.00.

RE: BERNARDIN LOCHMUELLER CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment of a claim from Bernardin Lochmueller & Associates for $1,726.87 for services on the County Bridge Inspection project.

RE: HIGHWAY DEPARTMENT REPORT

Highway Engineer Wendholt submitted a report of the County Highway Department of the current status of Department projects, including: MILL STREET EXTENSION (work slowed by rain, survey on mitigation site completed and design started. Knies land requires appraisals for site purchase); MARIAH HILL ROAD BRIDGE (Old bridge removed, walls placed, due for completion two weeks from today); AIRPORT SEWER (the Airport Authority has request for easement for the sanitary sewer).

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

JUNE 28, 2004

RE: HAC ROAD IMPROVEMENT

Upon recommendation of the Highway Engineer, the Commissioners on motion duly made and seconded accepted the bids of J. H. Rudolph & Company on all HAC Road Improvement projects received earlier in the day except for Project 2004-14, for which the bid of Calcar is accepted, all accepted bids being the lowest bid.

RE: HIGHWAY DEPARTMENT – BRIDGE #142 REPLACEMENT

The Engineer advised that the following quotes have been received for piling required for Bridge #142:

O'Neal Steel	$3407.04
Westfield Steel	$3613.68
Action Steel	$3623.76
J. D. Fields	$3667.20

On motion duly made and seconded, the Commissioners accepted the quote of O'Neal Steel, being the low quote.

RE: HIGHWAY DEPARTMENT – BRIDGE #142 PILE DRIVING

The Engineer reported that the following quotes were received for pile driving on Bridge #142:

C.L.R. Inc.	$10,509.20
C.R.S.	$15,000.00
Rudolph	$16,920.00

On motion duly made and seconded, the Commissioners accepted the quote of CLR, Inc., being the low quote.

RE: HIGHWAY DEPARTMENT – SIGN PURCHASE

The Engineer reported that the following quotes were received for the purchase of highway signs:

Hall Signs	$1671.23
Stello Products	$1289.50
Fischer Signs	none

The Engineer reported that the Stello Products proposal did not satisfy the specifications of the Department and that a question existed as to the stability of the product. Therefore, on motion duly made and seconded, the Commissioners denied the proposal of Stello Products and accepted the proposal of Hall Signs.

RE: DUBOIS COUNTY AIRPORT AUTHORITY – SEWER PROJECT

The Huntingburg Engineer submitted to the Commissioners a request from the City of Huntingburg to construct a sanitary sewer line and lift station within the right-of-way of County roads in the Dubois County Airport Authority area as part of the process of providing sewers to the Airport facilities. An application for cuts and bore was submitted, consisting of approximately 2250 feet of cut. On motion duly made and seconded, the application was approved and permission granted.

RE: WAGE DETERMINATION – AIRPORT

At the request of the Dubois County Airport Authority, the Commissioners appointed Alan Werne as County appointee to the Wage Determination Committee for the Airport Sewer project with Norbert Olinger to serve as alternate in the event Werne is unable to serve.

RE: DOGWOOD ANIMAL CLINIC CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment of a claim in the amount of $68.45 filed by Dogwood Animal Clinic for service provided to a dog delivered to the Clinic by the Sheriff's Department.

RE: BOVINE BRUCELLOSIS TUBERCULOSIS CONTRACT

On motion duly made and seconded, the Commissioners approved renewal of the Bovine Brucellosis and Tuberculosis eradication program with the Indiana State Board of Animal Health at an annual cost of $1,000.00 per year.

RE: HEALTH DEPARTMENT – VACCINE PURCHASE

On motion duly made and seconded, the Commissioners authorized the Dubois County Health Department to purchase vaccine in the amount of $3,317.04 for use by the Health Department.

RE: ECONOMIC DEVELOPMENT SERVICE AGREEMENT

The County Attorney submitted a final draft of an Agreement for Professional Area Economic Development Services By and Between Dubois County and Dubois County Area Development Corporation. He explained that the Agreement had come through a number of revisions and that several agencies have approved the Agreement. On motion duly made and seconded, the Commissioners approved the final draft of the Agreement.

RE: HAYSVILLE RURITAN SOMMERFEST

Edgar Nigg, representing the Haysville Ruritan Club, advised by letter that the Haysville Sommerfest will be held on July 9 and July 10, 2004, and requests that Park Street be closed to through traffic from 4:00 p.m. until midnight on each evening. On motion duly made and seconded, the Commissioners approved closing of Park Street at the requested times on July 9 and 10, 2004, provided that signs are erected by the Club in the manner required by the Highway Supervisor.

RE: JULY MEETINGS

The regular meeting in July will be held on July 6, 2004, with a continued meeting on July 19, 2004, both beginning at 9:00 a.m. in the Commissioners Room of the Courthouse Annex.

RE: EXECUTIVE SESSION – 1:30 P.M.

The Commissioners thereupon entered into Executive Session for purpose of dealing with personnel.

Lawrence M. Vollmer

James R. Kemper

John G. Burger

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

DUBOIS COUNTY COUNCIL

JUNE 28, 2004

The Dubois County Council conducted its June meeting on June 28, 2004, at 4:30 p.m. in the Courthouse Annex. Present at the meeting were Board members Richard Eckerle, Gregory A. Kendall, Jerry Hunefeld, Mark A. Brescher, Leon J. Fleck, Donna L. Schroeder and County Auditor Martha A. Wehr. President Eckerle asked if there were any additions or corrections to the minutes of the last meeting. On motion by Leon J. Fleck and seconded by Donna L. Schroeder, the minutes were approved as written. Motion carried unanimously.

RE: PARK NON-REVERTING FUND ADDITIONAL APPROPRIATION

Jason Schmitt, President of Dubois County Park Board, appeared before the Council to request an additional appropriation in the amount of $12,000.00 in Capital Outlay for a one-time contribution to the Dubois Ruritan Trail at Dubois Park. A grant was awarded by the Indiana Department of Transportation for $231,597.00 which is an 80/20 matching grant. Auditor Wehr previously advertised for such additional appropriation. On motion by Gregory A. Kendall and seconded by Jerry Hunefeld, the Council approved such additional appropriation.

RE: ORTHOPHOTOGRAPHY PROGRAM – STATE AND LOCAL HOMELAND SECURITY GRANT

Lisa Gehlhausen, of Indiana 15 Regional Planning, appeared before the Council to inform members of the State and Local Homeland Security Grant which has been set aside for counties to participate in a statewide orthophotography program. Dubois County would receive an estimated $21,346.00 for 1 meter resolution and could buy-up from 1 meter to 1 foot for a cost estimate of $65,284.00. The cost estimate to buy-up from 1 meter to 6" would be $84,608.00. Mary Miller, Director of Emergency Management Agency, informed the Council that she received notification of grant approval in the amount of $18,877.00 and has $20,000.00 in Local Emergency Planning Category 7 monies, which could both supplement orthophotography. This would leave Dubois County with the cost of approximately $26,407.00 to buy-up to 1-foot resolution or $45,731.00 to buy-up to 6" resolution. The City of Jasper has 6" resolution and the City of Huntingburg has 1-meter resolution. Commissioner Vollmer stated that he would contact the City of Jasper and Huntingburg to determine if each would be willing to contribute $10,000.00 to receive the 6" resolution. Gehlhausen stated that it is expected to be flown in Spring, 2005 and completed by Spring, 2006. On motion by Gregory A. Kendall and seconded by Leon J. Fleck, the Council unanimously approved the funding of a 6" resolution by adding to the 2005 budget in the Economic Development Income Tax Fund.

RE: HIGHWAY FUND TRANSFER

Highway Clerk Debbie Berger appeared before the Council to request a transfer of funds as follows:

Highway Fund		
From:	Bituminous Materials	$196,000.00
To:	Old Huntingburg Rd. (04-11)	$ 99,000.00
	St. Anthony Rd. W. (04-13)	$ 97,000.00
		$196,000.00

On motion by Mark A. Brescher and seconded by Jerry Hunefeld, the Council approved such transfer.

RE: LOCAL ROAD AND STREET FUND TRANSFER

Highway Clerk Debbie Berger appeared before the Council to request a transfer of funds as follows:

Local Road and Street Fund		
From:	Bituminous Materials	$89,000.00
To:	300N (04-10)	$43,000.00
	Rolling Hills Subdivision (04-12)	$46,000.00
		$89,000.00

On motion by Leon J. Fleck and seconded by Donna L. Schroeder, the Council approved such transfer.

RE: SANITATION FUND TRANSFER

Highway Clerk Debbie Berger appeared before the Council to request a transfer of funds as follows:

Sanitation Fund		
From:	Insurance-Liability/Casualty	$375.00
To:	Equipment Repair	$375.00

On motion by Gregory A. Kendall and seconded by Jerry Hunefeld, the Council approved such transfer.

RE: HIGHWAY FUND TRANSFER

Highway Clerk Debbie Berger appeared before the Council to request a transfer of funds as follows:

Highway Fund		
From:	Bituminous Materials	$6,000.00
To:	Part-time Employees	$6,000.00

Highway Supervisor Steve Berg stated that two part-time employees would be paid at the rate of $9.00 per hour. On motion by Leon J. Fleck and seconded by Mark A. Brescher, the Council approved such transfer.

RE: COUNTY SANITATION DEPARTMENT

With the retirement of the current Sanitation Supervisor as of July 1, 2004, Highway Supervisor Steve Berg discussed the reallocation of duties of that position. It was recommended by the Commissioners that the Highway Clerk should assume Sanitation Supervisor duties and that the replacement employee, Duane Temple, shall be assigned truck driver responsibilities. On motion by Donna L. Schroeder and seconded by Leon J. Fleck, the Council approved that reallocation of Sanitation Supervisor duties to Highway Clerk Debbie Berger and approved the hiring of Duane Temple to fill the position of Sanitation truck driver.

RE: ECONOMIC DEVELOPMENT INCOME TAX FUND ADDITIONAL APPROPRIATION

Highway Clerk Debbie Berger appeared to request an additional appropriation in the Economic Development Income Tax (EDIT) Fund in Capital Outlay in the amount of $40,000.00 in Capital Outlay for the final surfacing of the Kalb-Zehr Road. Auditor Wehr previously advertised for such additional appropriation. On motion by Mark a. Brescher and seconded by Leon J. Fleck, the Council approved such additional appropriation.

RE: DISTRESSED ROAD FUND ADDITIONAL APPROPRIATION

Highway Clerk Debbie Berger appeared to request an additional appropriation in the Distressed Road Fund for Capital Outlay in the amount of $7,300.00, which is the interest earned on such fund. Council members expressed their feeling to continue to let the interest accumulate to help fund the

Distressed Road Repayment Fund. On motion by Mark A. Brescher and seconded by Leon J. Fleck, the Council denied the request for the additional appropriation.

RE: COMMUNITY CORRECTIONS CENTER GRANT BUDGET

Paul Eckert, Director of Community Corrections Center, appeared to present the budget for July 1, 2004, through June 30, 2005. Eckert explained that all positions have been realigned and the increase of salaries was based on salaries of other county employees and deputies. Eckert also stated that Community Correction employees will now pay for a portion of their health insurance. The Community Correction employees will receive another raise beginning July 1, 2005, based upon County raises given for 2005. Eckert stated that correctional officers are under the same policy as the jailers and the remainder of the employees are under the same policy as the other county employees. On motion by Jerry Hunefeld and seconded by Leon J. Fleck, the Council approved such budget.

RE: CUMULATIVE CAPITAL DEVELOPMENT FUND ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the amount of $69,000.00 in the Cumulative Capital Development Fund for Capital Outlay, $50,000.00 for Sheriff cars, $14,000.00 for Extension Service equipment and $5,000.00 for Courthouse repairs. On motion by Gregory A. Kendall and seconded by Donna L. Schroeder, the Council approved such additional appropriation.

RE: COUNTY GENERAL FUND

Auditor Wehr previously advertised for an additional appropriation in the amount of $10,000.00 in the General Fund for Other Services. Such amount is necessary to replace the time block for the computer consultant. On motion by Jerry Hunefeld and seconded by Mark A Brescher, the Council approved such additional appropriation.

RE: HUNTINGBURG LIBRARY BOARD

Auditor Wehr advised the Council that she is in receipt of a letter advising that Marjorie Renner has decided to retire from the Huntingburg Library Board at the end of her term, which term expires on July 1, 2004. Elizabeth Schwartz was recommended by the Director as a possible replacement. On motion by Gregory A. Kendall and seconded by Jerry Hunefeld, the Council appointed Elizabeth Schwartz to the Huntingburg Library Board to serve a four-year term beginning July 1, 2004.

RE: COUNTY GENERAL FUND TRANSFER – ELECTION BOARD

Kathy Hopf, Clerk of the Circuit and Superior Court, requests a transfer of funds as follows:

Election Board		
From:	Personal Services	$1,000.00
To:	Supplies	$1,000.00

On motion by Mark A. Brescher and seconded by Leon J. Fleck, the Council approved the transfer of funds

RE: PATOKA TOWNSHIP PERSONAL PROPERTY TAX APPEAL – FARBEST FOODS, INC.

Auditor Wehr advised the Council that the Commissioners made a motion to approve the hiring of Tax Management Associates, Inc. to carry out an audit of the appeal filed by Farbest Foods, Inc. Kirk Reller, Patoka Township Assessor, received a quote from Tax Management Associates, Inc. and believes that the cost for services would be approximately $10,000.00 to $12,000.00. It was the consensus of the Council to advertise for an additional appropriation in the amount of $12,000.00 in the Reassessment Fund.

RE: NEXT MEETING

With no further business to come before the Council, the next regular meeting will be held Monday, August 16, 2004, at 8:00 a.m. in the Council Chambers of the Courthouse Annex for the 2005 Budget Hearings. A July meeting will not be scheduled unless the necessity exists at a later date.

Leon J. Fleck

Jerry Hunefeld

Mark A. Brescher

Richard Eckerle, President

Gregory A. Kendall

Donna L. Schroeder

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

JULY 6, 2004

The regular monthly meeting of the Dubois County Commissioners was held in the Commissioner's Room of the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. on July 6, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Auditor Martha A. Wehr, Highway Engineer Norman Wendholt, Highway Supervisor Steven L. Berg, Highway Clerk Debbie Berger and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was opened for business by President Vollmer. Minutes of the June meetings of the Commissioners were approved as presented. The minutes were then signed. Income for the month of June, 2004, were as follows: Recorder $17,987.62; Health Department $19,759.15; Auditor $73.00; Clerk $45,497.56. Claims against the County were examined and those found to be just, due and owing were allowed and those found to be not due and owing were disallowed, all as more fully set forth in the Claims and Allowance Docket of the County.

RE: SOUTHERN HILLS COUNSELING CENTER – 2005 PROPOSED BUDGET

Don Aronoff, Director of Southern Hills Counseling Center, appeared to request the full statutory share of the Center's 2005 Budget. He acknowledged that the method on computation of the County's share has changed this year. He discussed programs offered last year which served 1175 individuals from Dubois County. He stated that the Center's greatest problem is the lack of space in the unit assigned at Memorial Hospital.

RE: 9-1-1 COMMUNICATIONS CENTER – 2005 PROPOSED BUDGET

Janice Love, County Communications Director, appeared to discuss the Department's general and surcharge budgets for 2005. The general budget is $100.00 higher than the 2004 budget and includes a $1,000.00 salary increase and an increase in the Schnellville tower rent to $2,500.00. The Commissioners discussed the fact that the current law is set up in a way that cell phone users are paying only approximately one-third of the fee paid by land phones.

RE: HIGHWAY DEPARTMENT – 2005 PROPOSED BUDGET

Highway Supervisor Berg submitted a proposed budget for the Highway Department for 2005, being in the total of $1,080,300.00 in the General Fund; $368,154.00 in the Local Road and Street Fund; $1,046,200.00 in the Cumulative Bridge Fund; $104,650.00 in the Sanitation Fund and $198,540.00 in the Solid Waste Collection Fund.

RE: SOLID WASTE COLLECTION SITES

The Highway Supervisor described to the Commissioners and showed drawings of the changes being made in the layout of the Jasper and Huntingburg collection sites. The changes are the result of the addition of compactors at the two sites.

RE: EMS – 2005 PROPOSED BUDGET

Suzan Henke, Director of County EMS, appeared to submit a proposed 2005 budget for the EMS Department. She stated that Huntingburg (St. Joseph's) Hospital has not submitted its income information even though requested for June 1, 2004. Memorial Hospital subsidy is set for $184,413.00, as compared to $166,163.00 for 2004 and $186,191.00 for 2003. The 2005 subsidy is based on income of $664,928.00 and expenses of $849,341.00. The units at Memorial Hospital made 2365 runs during 2004. Expenses from St. Joseph's Hospital are $424,503.00 with 1260 projected runs in 2005.

The Director also commented on the Government Acquisition program, which she reported, she is not currently pursuing.

RE: HIGHWAY DEPARTMENT REPORT

County Highway Engineer Wendholt submitted to the Commissioners a report of the current status of Department projects, including: FERDINAND INDUSTRIAL ROAD (bid letting has been delayed to September. Engineering claim filed); PORTERSVILLE BRIDGE (still working on agreement on old bridge. Delay will result in cost increase due to steel pieces); MILL STREET EXTENSION (major earthwork is being done, subgrade is soft sand, mitigation survey complete and design started; appraisals being obtained); BRIDGE INSPECTION (report to be delivered within the week); HAC PROJECTS (first round completed, second round ready to begin); MARIAH HILL ROAD BRIDGE (completed); KESSNER BRIDGE (Corps of Engineers permit delivered to Phoenix. DNR permit in process); KING RIDGE ROAD (detour road for State Road 64 during repairs, repair is needed in 600-foot area, discussion with INDOT for repair).

RE: FERDINAND INDUSTRIAL ROAD CLAIM

The Highway Engineer submitted a claim from the Town of Ferdinand for the County's share of engineering charges from Bernardin Lochmueller for services on the Industrial Road project in the amount of $2,195.68. On motion duly made and seconded, the Commissioners approved the claim and authorized payment.

RE: HIGHWAY DEPARTMENT STEEL REBAR

The Highway Engineer reported that rebar is required for replacement of Bridge #142 and that the following quotes were received:

Patriot Steel	$14,792.21
Modern Welding	$15,069.00
Westfield Steel	$15,534.54
O'Neal Steel	$15,911.60

On motion duly made and seconded, the Commissioners accepted the quote of Patriot Steel, being the lowest and authorized purchase.

RE: AUGUST MEETINGS

The Commissioners set its August meeting for August 2, 2004, with the continued meeting on August 16, 2004, both beginning at 9:00 a.m.

RE: COURTHOUSE – 2005 PROPOSED BUDGET

Courthouse Custodian Loveall appeared to discuss the 2005 Budget for the Courthouse and Annex operations.

RE: SOIL AND WATER CONSERVATION DISTRICT BUDGET

Judi Brown, representing the County Soil and Water Conservation District, submitted a 2005 Budget as approved by the District Board, having a wage increase and adding a full-time technical person, resulting in a total of $68,427.00 as compared to $40,044.00 in 2004.

She also distributed a summary sheet of incomes and expenses of the District, including grants and matching fund programs.

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

JULY 6, 2004

RE: OLDER AMERICAN CENTER – 2005 PROPOSED BUDGET

Mary Ann Smith, representing the Older American Center, appeared to discuss the Center's projects for 2005. She stated that the Budget for 2005 will be $156,200.00. Smith stated that the staff estimates that one-third of the visitors are from outside the City of Jasper. The request for 2005 is $40,000.00.

RE: 4-H COUNCIL – 2005 PROPOSED BUDGET

Kevin Wertman appeared to request continued funding in the amount of $125,000.00. The Council still has no answer as to how to dispose of waste which had accumulated prior to the public sewer system. Wertman stated that upon completion of the library additions at Dubois and Ferdinand, the County Library storage building at the Fairgrounds will be vacant and the Council would like to use the site for the County Extension Office. The cost estimated to renovate the building would be $45,000.00. Also discussed was the erection of a direction sign on State Road 162 at the new roadway and of stop signs on the new south road. The Engineer was requested to contact INDOT on the direction sign and on motion made and seconded, the Commissioners ordered the erection of stop signs on the new south access road, with the original (middle) road to be the through road.

RE: TRI-CAP RSVP – 2005 PROPOSED BUDGET

Becky Beckman, representing Tri-Cap, appeared to submit a proposed Budget for 2005 for Tri-Cap and requested a $6,000.00 contribution from the County. The total budget is $78,393.00 and RSVP volunteers have contributed $14,000.00 during 2004, at an estimated value of $231,560.00.

RE: WEED CONTROL BOARD – 2005 PROPOSED BUDGET

Jim Peter, representing the County Weed Control Board, appeared to request the same funding as in prior years. The Commissioners discussed the function and obligations of the Board and its members. The County contribution is $635.00.

Peter also requested that the Commissioners consider use of the library building at the Fairgrounds for 4-H purposes should the same revert to the County.

RE: SIRS – 2005 PROPOSED BUDGET

Kelly Mitchell, representing SIRS, appeared to request $37,000.00 from the County for the SIRS program. She stated that 119 individuals from the County were supported under the SIRS program, generated a $502,566.00 payroll and purchased $928,607.00 in services and supplies from within the County.

RE: SHERIFF'S DEPARTMENT – 2005 PROPOSED BUDGET

Sheriff Breeding presented his Department's Budget for 2005. He stated that all wages were increased by 5%. Additional funding is requested for medical expenses, which has exceeded prior appropriations. He is requesting no additional personnel.

RE: COUNTY CLERK – CREDIT CARD GPS PROGRAM

County Clerk Kathy Hopf advised the Commissioners that her office desires to accept credit cards in payment of court cost, fines and traffic tickets. Under the requested program the actual charge would be placed with Government Payment Services, Inc. by the person responsible for the payment and the person would pay a service fee direct to GPS, Inc. The County would receive the full amount due. The contact would be made by the person direct to GPS which would then confirm the charge to the Clerk and submit payment. On motion duly made and seconded, the Commissioners authorized the County Clerk to enroll in the GPS program, subject to contract review by the County Attorney.

RE: HOMELAND SECURITY GRANT

Mary Miller, County Emergency Management Director, advised the Commissioners that she has received notice from the State EMA office that the County application for Homeland Security and Law Enforcement Terrorism grant funds have been approved and that grant funds are available as follows: $21,346.00 for GIS; $11,111.00 for Agriculture Counter Terrorism; $133,363.00 for Homeland Securities and $24,041.00 for Law Enforcement Terrorism Prevention. She submitted a grant agreement for review, which must be accepted and returned to the State by the end of July.

RE: DISABLED AMERICAN VETERANS VAN

County Service Officer Joe Wagner appeared to request authority for the DAV van from Indianapolis to park on the west side of the Courthouse from 10:00 a.m. to 6:00 p.m. on September 16, 2004, to provide information and assist local veterans. On motion duly made and seconded, the Commissioners approved the request.

RE: DOGWOOD ANIMAL CLINIC CLAIM

The Auditor submitted to the Commissioners a claim from Dogwood Animal Clinic in the amount of $68.45 for one dog delivered to the Clinic for service by the Sheriff's Department. On motion duly made and seconded, the claim was approved and payment authorized.

RE: NEXT MEETING

The next regular meeting of the Commissioners will be held on August 2, 2004, with the continuation on August 16, 2004, both meetings to begin at 9:00 a.m. in the Commissioners Room of the Courthouse Annex.

Lawrence M. Vollmer

James R. Kemper

John G. Burger

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

JULY 19, 2004

The continued meeting of the Dubois County Commissioners was held in the Commissioners' Room of the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. on July 19, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Auditor Martha A. Wehr, County Surveyor Ken Brosmer, Highway Supervisor Steven L. Berg, Highway Engineer Norman Wendholt, Highway Clerk Debbie Berger and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was reopened for business by President Vollmer.

RE: COURTHOUSE ANNEX ROOF

The Custodian, Bill Loveall, appeared to discuss re-roofing of the three sections of the Annex building. The roofs are aged and have numerous leaks. The Custodian also reported that the Courthouse windows are in need of painting. After consideration, the Commissioners authorized the Custodian to proceed with the two projects by obtaining proposals and requesting an appropriation of funds through the County Council.

RE: COUNTY PARK

County Park Board President Jason Schmitt appeared to discuss road repairs at the County Park. Some of the roads are in need of repairs and a number of culverts are in need of replacement. Pending replacement of pavement, on motion duly made and seconded, the Commissioners directed the Highway Department to do patch repairs and culvert replacement as needed.

RE: VACATION OF ALLEY – HAYSVILLE

Linus Bauer, representing St. Paul's Evangelical Lutheran Church in Haysville, appeared on a Petition filed to vacate an alley between Lots #44 and 45 in the Original Town of Haysville. Publication of Notice was confirmed. Hearing was conducted and no member of the public appeared to object to the petitioned vacation. After review, it was determined that no member of the public or adjacent property owner would be adversely affected. On motion duly made and seconded, the Commissioners approved the Petition and vacation and unanimously adopted the following Ordinance 2004-06:

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF DUBOIS COUNTY, INDIANA, THAT:

Section 1. It is the finding of this Commission, after public hearing, that adequate reason exists for the vacation of the following portion of a public alley located in the Original Town of Haysville, in Dubois County, Indiana, to-wit:

> Part of the northeast quarter of the southwest quarter of Section 25, Township 1 North, Range 5 West, beginning at the northwest corner of Lot #44 in the Original Town of Haysville, and running thence south along the west Lot line to the southwest corner of said Lot #44, thence west 12 feet to the southeast corner of Lot #45 in said Original Town, thence north along the east Lot line to the northeast corner of said Lot #45, thence east 12 feet to the point of beginning.

That proper notice has been given of said hearing; that no member of the public has objected to vacation of said alley; no public benefit or purpose is to be derived from the continued existence of said public way; that the sole adjacent property owner on both sides of said alley has petitioned the vacation of said public way; that the vacation of said public way will not diminish the value of or hinder growth or development of any other real estate located in the vicinity thereof; and said alley is not necessary for access to any property; that no public utilities are known to exist within said easement, but that if any so exist said utility shall have an easement to remain in place; and that no reason exists of the continued existence of said public way and the same should now be vacated.

Section 2. That said public way as herein described shall be and is hereby vacated, subject however to a continuing perpetual easement as to any public utilities which may now be located within the boundaries thereof.

Section 3. That legal title in and to said real estate shall be and is hereby vested in the property owner, being St. Paul's Evangelical Lutheran Church of Haysville, Indiana.

Section 4. This Ordinance shall be in full force and effect from and after its adoption.

RE: HIGHWAY DEPARTMENT – RADIO SYSTEM

The Highway Supervisor reported to the Commissioners that during recent storms the Highway Department's radio system failed and many vehicles could not communicate with the Highway garage. The Commissioners also discussed the various towers and repeaters available to the County and the costs of the various alternatives. The Supervisor is to obtain information on various locations, equipment and costs.

RE: STATE OPERATION PULLOVER PROGRAM

Sheriff's Deputy Tanner appeared to submit a proposed application for a Governor's Council Grant of $6,000 to allow participation in the State Operation Pullover Program for seatbelt and impaired and dangerous driving enforcement. On motion duly made and seconded, the application was approved.

RE: COUNTY EMPLOYEE HEALTH PROGRAM

Jim Blessinger, a local insurance agent, appeared to request consideration of an employee health insurance program based on the Patoka Valley program. The County currently participates in the Sagamore program. He stated that the current program receives a 12½% discount at local hospitals whereas the Patoka Valley would have a local discount in excess of 26%. He discussed acceptance of the program in non-local markets. He stated that the program would be administered by Dunn & Associates. Colleen North of Dunn & Associates also appeared to discuss assistance available through the Dunn program, including Gateway and the Company's drug program. It was stated that physicians currently used by employees would be grandfathered under the program. They discussed the various local governmental agencies and employers participating in the Dunn program and actions which could be taken to reduce various costs, including schools. Blessinger stated that their Company is requesting the right to obtain information with which to submit a proposal of coverage, using the current benefit program.

RE: HIGHWAY DEPARTMENT – INSURANCE

Highway Clerk Berger appeared with Tim Bell of German American Insurance to discuss the Highway Department's floater (Special Coverage) insurance coverage on the Department's equipment. The Department currently has coverage on $758,400.00 of value with $250.00 of deductibility. The Department believes the current value is $923,500.00, while Cincinnati Insurance estimates value to be $1,049,500.00. The Commissioners discussed the possibility of substantially increasing the amount of deductibility to as high as $5,000.00 per item.

RE: HEALTH DEPARTMENT – VACCINE

Donna Oeding, Health Department Administrator, appeared to request permission to purchase additional vaccine for use in the Department in the amount of $3,361.33. On motion duly made and seconded, the Commissioners authorized the purchase.

RE: HEALTH DEPARTMENT – COORDINATOR

Donna Oeding, Health Department Administrator, also discussed with the Commissioners the employment of a Public Health Coordinator, financed using federal grant funds under the Homeland Security program. Oeding distributed a statement of the responsibilities of a Coordinator. The Commissioners stated that should funding terminate, the position would also be subject to termination and that the employee in that position should be so advised before employment. On motion duly made and seconded and subject to approval by the County Council, the Commissioners approved using grant funds to create the position.

RE: PURDUE COMMON WAGE SCALE COMMITTEE

The County Attorney advised the Commissioners that Purdue University has requested the appointment of a County representative to the Common Wage Scale Committee for construction of a facility at the Southern Indiana Agricultural Center at Patoka Lake. On motion duly made and seconded, the Commissioners appointed Ken Brosmer as the County representative to the Committee.

RE: PROSECUTOR OFFICE – COMPUTER

Mike Fritch, County Prosecutor, appeared to advise the Commissioners that his office is looking into the possibility of purchasing or leasing a computer server.

RE: HIGHWAY DEPARTMENT REPORT

Highway Engineer Wendholt submitted to the Commissioners the Highway Department's report of the status of current Department projects, including: MILL STREET EXTENSION (earthwork being done, subgrade drains will be installed and soil cement added to resolve soft subgrade problems. Change order submitted to cover additional work. Pay application submitted); BRIDGE INSPECTION (draft report delivered and being reviewed); BRIDGE #142 (replacement to begin this week and will require two months); KESSNER BRIDGE (DNR permit received and delivered to Phoenix).

RE: BERNARDIN LOCHMUELLER CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment of a claim from Bernardin Lochmueller for services on the County Bridge Inspection in the amount of $2,604.56.

RE: KNIES CONSTRUCTION – PAY APPLICATION

On motion duly made and seconded, the Commissioners approved and authorized payment of the Payment Application from Knies Construction on the Mill Street Project in the amount of $63,830.32.

RE: KING RIDGE ROAD – INDOT REPAIRS

The Highway Engineer submitted an Agreement with INDOT for reimbursement of expenses for the repair of King Ridge Road damaged while being used as a detour for State Road 64 while the highway was being repaired. The cost should be approximately $10,000.00. On motion duly made and seconded, the Agreement was approved.

RE: MILL STREET EXTENSION – CHANGE ORDER

The Highway Engineer submitted a proposed Change Order (#3) with Knies Construction, Inc. relating to the Mill Street Extension project to reflect additional services required to deal with subgrade problems, resulting in an increase of $166,234.30 in contract price. On motion duly made and seconded, the Commissioners approved Change Order #3.

RE: HANDICAP SIGNS POLICY

The Highway Department submitted a proposed policy (#0719-04) relating to placement of handicap signs along county roads. On motion duly made and seconded, the Policy was approved as follows:

> The purpose of this policy is to provide a guide for the placement of handicap signs along county roads. Handicap signs will be placed along county roads for the sight and hearing impaired upon request of the parent or appropriate guardian. Signs to be utilized include "BLIND CHILD AREA" or "DEAF CHILD AREA". Sign will be left in place until the individual reaches the age of 18 years old.

RE: HIGHWAY DEPARTMENT CHANGE ORDER

On motion duly made and seconded, the Commissioners approved a Change Order with J. H. Rudolph & Company on the Kellerville Road project (#DR 2003-06) in the decreased amount of $1,031.24, due to field condition variance at the time of construction.

RE: SPEED LIMITS ORDINANCE 2004-07

County Highway Engineer reported to the Commissioners regarding a study which he has conducted regarding various highway locations and his determination that certain highways are in need of more restrictive speed limits for public safety due to road conditions. He submitted a proposed Ordinance establishing speed limits on certain roads studied and recommended establishment of speed limits as set forth for the described roads. On motion duly made and seconded, the Commissioners unanimously adopted the following Ordinance #2004-07:

> WHEREAS, any person operating a motor vehicle on a public highway within Dubois County, Indiana, shall operate the same at a careful and prudent speed not greater than nor less than is reasonable and proper, having due regard to traffic, surface and width of roadway, and to other conditions then existing; but,
>
> WHEREAS, It is the determination of the Board of County Commissioners that limits shall be placed upon the maximum speed which shall be allowed when traveling such public highways; and,
>
> WHEREAS, As a result of study conducted and review made of road conditions at the following location, it has been determined that a more restrictive speed limit is required for the safety of the general public.
>
> NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF DUBOIS COUNTY, INDIANA, THAT:

1. Motor vehicles operated on Co. Rd. 200 West from Co. Rd. 700 North to Co. Rd. 600 North being a distance of approximately 1.03 miles, shall be restricted to a maximum speed of 45 miles per hour.
2. Motor vehicles operated on Co. Rd. 600 North from Co. Rd. 200 West to Old Road 45 being a distance of approximately 1.09 miles, shall be restricted to a maximum speed of 45 miles per hour.
3. Motor vehicles operated on Co. Rd. 650 West from Co. Rd. 100 South to 0.25 miles north of Co. Rd. 350 South being a distance of approximately 2.29 miles, shall be restricted to a maximum speed of 45 miles per hour.
4. Motor vehicles operated on Co. Rd. 750 West from Co. Rd. 900 South to Co. Rd. 800 South being a distance of approximately 1.03 miles, shall be restricted to a maximum speed of 45 miles per hour.
5. Motor vehicles operated on Co. Rd. 175 East from 0.75 miles north of Jasper-Dubois Road to Co. Rd. 300 North being a distance of approximately 1.03 miles, shall be restricted to a maximum speed of 45 miles per hour.
6. Motor vehicles operated on Kalb-Zehr Road from State Road 545 to 0.21 miles east of State Road 545 being a distance of approximately 0.21 miles, shall be restricted to a maximum speed of 35 miles per hour.
7. Motor vehicles operated on Fairgrounds Drive from State Road 162 to 0.10 miles west of State Road 162 being a distance of approximately 0.10 miles, shall be restricted to a maximum speed of 25 miles per hour.
8. Motor vehicles operated on St. Anthony Road West from Co. Rd. 350 South to Co. Rd. 250 South being a distance of 1.23 miles, shall be restricted to a maximum speed of 45 miles per hour.
9. Each such public highway shall be posted for such maximum speed limit.
10. Violation of this Ordinance shall be punishable in that manner prescribed by Indiana Statute and by prior Ordinance pertaining to speed limits heretofore adopted by this Board of County Commissioners.
11. This Ordinance shall be effective from and following its passage and proper posting of the described speed limit.

RE: DISTRESSED ROAD FUND INTEREST

The Highway Clerk reported that the County Council denied the Commissioners' request that interest earned on the Distressed Road Fund should be applied towards highway improvements, rather than applied against repayment of the Distressed Road Loan. The Commissioners questioned whether the Council fully understood the Commissioners' request in view of the fact that the Council had previously authorized use of interest for improvements. On motion duly made and seconded, the Commissioners again requested the County Council to consider authorization for use of DRF interest for DR highway improvements.

RE: 2005 PROPOSED AMBULANCE COST FOR ST. JOSEPH'S HOSPITAL

Commissioner Vollmer reported that St. Joseph's Hospital has informed the EMS Director that its ambulance cost estimate for the 2005 Department budget will be $165,426.00. The Auditor was instructed to insert this amount on the Commissioners 2005 Budget.

RE: GIS AND HOMELAND SECURITY PROGRAMS

On motion duly made and seconded, the Commissioners elected to participate in the Orthophotography program being conducted by the State Emergency Agency, having a six-inch resolution, appointed Lisa Gehlhausen of Indiana 15 Regional Planning Commission as the contact person and approved the Homeland Security Grant Agreement to provide funds for the GIS and other security-related programs.

RE: COMPENSATORY TIME

The County Auditor submitted to the Commissioners the information on compensatory time for all County employees as requested of government units by the State Board of Accounts. She stated that all Departments and offices had responded to the Auditor's request for the information except for one.

RE: AUGUST MEETINGS

The regular meeting in August will be held on August 2, 2004, with a continued meeting on August 16, 2004, both beginning at 9:00 a.m. in the Commissioners Room of the Courthouse Annex.

Lawrence M. Vollmer

James R. Kemper

John G. Burger

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

AUGUST 2, 2004

The regular monthly meeting of the Dubois County Commissioners was held in the Commissioner's Room of the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. on August 2, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Auditor Martha A. Wehr, Highway Engineer Norman Wendholt, Highway Supervisor Steven L. Berg, Highway Clerk Debbie Berger and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was opened for business by President Vollmer. Minutes of the July meetings of the Commissioners were approved as presented. The minutes were then signed. Income for the month of July, 2004, were as follows: Recorder $12,930.94; Health Department $19,712.80; Auditor $226.00; Clerk $38,667.40. Claims against the County were examined and those found to be just, due and owing were allowed and those found to be not due and owing were disallowed, all as more fully set forth in the Claims and Allowance Docket of the County.

RE: FAMILY FARM EXEMPTION – BRYAN KEITH FEHRIBACH

Ken Brosmer appeared on behalf of Bryan Keith and Debra Mae Fehribach to request an exemption from the County Subdivision Standards Ordinance based on a family farm transfer for a proposed transfer to his son, Chad Michael Fehribach, for a two-acre tract in §18-T1S-R4W. The Commissioners determined that the proposed transfer would qualify and the exemption was on motion duly made and seconded, granted.

RE: HIGHWAY DEPARTMENT – CASUALTY INSURANCE

Tim Bell, of German American Insurance, submitted to the Commissioners a Memorandum of the County's insurance coverage on Highway Department equipment, vehicles and trailers. The memo included data on current coverage and premium costs and a range of costs at other coverages. After discussion, on motion duly made and seconded, the Commissioners directed that the deductible rate for the Highway Department contractor equipment shall be set at $5,000.00.

RE: HIGHWAY DEPARTMENT – CHANGE ORDERS

Highway Department Clerk Debbie Berger submitted proposed Change Orders on three Department projects with J. H. Rudolph & Company:

Project		
DR 2003-09	Cuzco Road North	+ $167.31
2004-01	County Road 600 West	+ $ 38.14
2004-04	Cuzco Road South and Cuzco	- $786.65

Said changes were the result of varying field conditions. On motion duly made and seconded, the Change Orders were approved.

RE: HIGHWAY DEPARTMENT – TRANSFERS

The Highway Clerk also advised the Commissioners that a number of transfers of funds are required in appropriated funds. She submitted the following transfers:

From:	
Sanitation Fund	$500.00
To:	
Tires and Tubes	$500.00
From:	
Road Signs	$2,000.00
To:	
Paint	$2,000.00
From:	
Local Road and Street Fund – 600 West	$10,176.00
Fairgrounds	3,545.00
Highway Fund – 500 East	$ 1,855.00
Cuzco Road & Town	$18,919.00
	$34,495.00
To:	
Local Road and Street Fund – Bituminous Material	$13,721.00
Highway Fund – Bituminous Material	$20,774.00
	$34,495.00
From:	
Highway Fund – Bituminous Material	$553,000.00
To:	
Highway Fund – 720 West & 1075 South	$112,000.00
175 East	$ 65,000.00
750 West & 800 South	$ 79,000.00
600 North & 200 West	$158,000.00
Mentor Road South	$ 70,000.00
650 West	$ 69,000.00
	$553,000.00

After review by the Commissioners, on motion duly made and seconded, the transfers were approved and the Highway Clerk was directed to submit the same to the County Council.

RE: HIGHWAY DEPARTMENT REPORT

Highway Department Engineer Wendholt submitted to the Commissioners a report of the current status of Highway Department projects, including: FERDINAND INDUSTRIAL ROAD (bid letting in September); PORTERSVILLE BRIDGE (Engineer submits memorandum with DNR and State Historical Preservation Officer, to be submitted to Daviess County for review); MILL STREET EXTENSION (major earthwork in process, plans for wetland restoration received, design for mitigation site in process, appraisals being received, road vacation of Old Meridian Road required for mitigation, contract needed for mitigation work); BRIDGE INSPECTION (comments submitted and corrections being made); BRIDGE #142 (Old bridge removed and west piling done, expected completion in two months).

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

AUGUST 2, 2004

RE: FAMILY FARM EXEMPTION – ALLEN C. SEGER

Allen C. and Lila J. Seger appeared to request an exemption from the County Subdivision Standards Ordinance, based on a family farm transfer for a proposed transfer to son, Clint A. Seger, for a four-acre tract in §13-T2S-R5W. The Commissioners determined that the proposed transfer would qualify, and the exception was on motion duly made and seconded, granted.

RE: REAL ESTATE TRANSFERS – AUDITOR'S OFFICE

The Commissioners discussed with Auditor Wehr and Chris Hopf, Deputy Auditor, the procedure to be followed for transfer of tracts in the County transfer records and plat books.

RE: NORTH MILL STREET EXTENSION – MITIGATION

The Commissioners authorized the Highway Engineer to negotiate with Knies Construction for a change order on the contract for the North Mill Street Extension project to include work required at the mitigation site on Meridian Road. The proposed change order is to be submitted to the Commissioners for review and approval.

RE: ORDINANCE NUMBER 2004-08 THROUGH 2004-11 – STOP SIGN ORDINANCE

County Highway Engineer reported to the Commissioners regarding studies which he has conducted on road intersections located in Bainbridge, Boone, Ferdinand and Marion Townships and his determination as to which intersecting road should be treated as the preferential road and which road should be required to be considered as a stop road, for safety purposes. He submitted the proposed Ordinances to establish the preferential (thru) road and the road on which traffic is required to stop at intersections within the listed Townships. On motion duly made and seconded, the Ordinances were unanimously adopted as follows:

ORDINANCE NO. 2004-08 FERDINAND TOWNSHIP

AN ORDINANCE AMENDING ALL ORDINANCES AMENDATORY THEREOF, BEING AN ORDINANCE IMPOSING RESTRICTION UPON VEHICLES OPERATED ON COUNTY ROADS IN FERDINAND TOWNSHIP IN DUBOIS COUNTY, INDIANA

WHEREAS, the Board of Commissioners of Dubois County, Indiana, after having received a report on and considered an engineering and traffic investigation conducted by the County Highway Engineer regarding the affected intersections, and having the jurisdiction and responsibility to establish rules and regulations for the operation of vehicles and traffic on the following highways in said County, and;

WHEREAS, the Board of Commissioners now find that it is in the best interests of the citizens of said County and required for public safety to establish rules and regulations for the operation of vehicles in the use of the streets and highways hereinafter designated.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF DUBOIS, STATE OF INDIANA:

The provisions of this ordinance relate to preferential highways and stop signs on certain highways in Dubois County, Indiana.

1. At the intersection of County Road 825 South and County Road 250 East (FE1), County Road 825 South shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 250 East with County Road 825 South.
2. At the intersection of Club Road and County Road 725 South (FE2), Club Road shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 725 South with Club Road.
3. At the intersection of County Road 500 East and County Road 825 South (FE3), County Road 500 East shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 825 South with County Road 500 East.
4. At the intersection of County Road 600 East and County Road 700 South (FE4), County Road 600 East shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 700 South with County Road 600 East.
5. At the intersection of County Road 600 East and County Road 750 South (FE5), County Road 600 East shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 750 South with County Road 600 East.
6. At the intersection of Ferdinand Road Northwest and County Road 850 South (FE6), Ferdinand Road Northwest shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 850 South with Ferdinand Road Northwest.
7. At the intersection of County Road 75 East and Holiday Lake Road (FE7), County Road 75 East shall be the preferential highway and a stop sign shall be placed on the east approach of Holiday Lake Road with County Road 75 East.
8. At the intersection of County Road 75 East and County Road 850 South (FE8), County Road 75 East shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 850 South with County Road 75 East.
9. At the intersection of Holiday Lake Road and County Road 815 South (FE9), Holiday Lake Road shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 815 South with Holiday Lake Road.
10. At the intersection of Club Road and County Road 825 South (FE10), Club Road shall be the preferential highway and a stop sign shall be placed on the east and west approaches of County Road 825 South with Club Road.
11. At the intersection of County Road 825 South and County Road 350 East (FE11), County Road 825 South shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 350 East with County Road 825 South.
12. At the intersection of County Road 450 East and County Road 825 South (FE12), County Road 450 East and the west approach of County Road 825 South shall be the preferential highways and a stop sign shall be placed on the north approach of County Road 825 South with County Road 450 East and the west approach of County Road 825 South.
13. At the intersection of County Road 925 South and Ferdinand Road Northwest (FE13), County Road 925 South and the east approach of Ferdinand Road Northwest shall be the preferential highways and a stop sign shall be placed on the north approach of Ferdinand Road Northwest with County Road 925 South and the east approach of Ferdinand Road Northwest.
14. At the intersection of Ferdinand Road Northwest and County Road 75 East (FE14), Ferdinand Road Northwest shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 75 East with Ferdinand Road Northwest.
15. At the intersection of Ferdinand Road Northwest and County Road 1000 South (FE15), Ferdinand Road Northwest shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 1000 South with Ferdinand Road Northwest.
16. At the intersection of County Road 475 East, County Road 1000 South and Convent Road (FE16), County Road 475 East shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 1000 South and on the west approach of Convent Road with County Road 475 East.

17. At the intersection of Ferdinand Road Northwest and 23rd Street (FE17), Ferdinand Road Northwest shall be the preferential highway and a stop sign shall be placed on the north approach of 23rd Street with Ferdinand Road Northwest.

18. At the intersection of County Road 1100 South and Mariah Hill Road (FE18), County Road 1100 South shall be the preferential highway and a stop sign shall be placed on the south approach of Mariah Hill Road with County Road 1000 South.

19. At the intersection of Convent Road and County Road 350 East (FE19), Convent Road shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 350 East with Convent Road.

20. At the intersection of Mariah Hill Road and County Road 80 East (FE20), Mariah Hill Road shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 80 East with Mariah Hill Road.

21. At the intersection of County Road 285 East and County Road 1160 South (FE21), County Road 285 East shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 1160 South with County Road 285 East.

22. At the intersection of Ferdinand Road East and County Road 350 East (FE22), Ferdinand Road East shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 350 East with Ferdinand Road East.

23. At the intersection of Ferdinand Road East and County Road 475 East (FE23), Ferdinand Road East shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 475 East with Ferdinand Road East.

24. At the intersection of County Road 1150 South and County Road 540 East (FE24), County Road 1150 South and the west approach of County Road 540 East shall be the preferential highways and a stop sign shall be placed on the north approach of County Road 540 East with County Road 1150 South and the west approach of County Road 540 East.

25. At the intersection of Ferdinand Road East and County Road 540 East (FE25), Ferdinand Road East shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 540 East with Ferdinand Road East.

Violation of this ordinance shall be punishable in that manner prescribed by Indiana statute and by prior Ordinance pertaining to preferential roads heretofore adopted by this Board of County Commissioners.

This Ordinance shall be effective from and following its passage and publication and upon completion of any other requirement required by law.

ORDINANCE NO. 2004-09 MARION TOWNSHIP

AN ORDINANCE AMENDING ALL ORDINANCES AMENDATORY THEREOF, BEING AN ORDINANCE IMPOSING RESTRICTION UPON VEHICLES OPERATED ON COUNTY ROADS IN MARION TOWNSHIP IN DUBOIS COUNTY, INDIANA

WHEREAS, the Board of Commissioners of Dubois County, Indiana, after having received a report on and considered an engineering and traffic investigation conducted by the County Highway Engineer regarding the affected intersections, and having the jurisdiction and responsibility to establish rules and regulations for the operation of vehicles and traffic on the following highways in said County, and;

WHEREAS, the Board of Commissioners now find that it is in the best interests of the citizens of said County and required for public safety to establish rules and regulations for the operation of vehicles in the use of the streets and highways hereinafter designated.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF DUBOIS, STATE OF INDIANA:

The provisions of this ordinance relate to preferential highways and stop signs on certain highways in Dubois County, Indiana.

1. At the intersection of Sycamore Street and Hemmerlein Street in the community of Dubois (MR1), Sycamore Street shall be the preferential highway and a stop sign shall be placed on the south approach of Hemmerlein Street with Sycamore Street.

2. At the intersection of Sycamore Street and Short Street in the community of Dubois (MR2), Sycamore Street shall be the preferential highway and a stop sign shall be placed on the north approach of Short Street with Sycamore Street.

3. At the intersection of Sycamore Street and 2nd Street in the community of Dubois (MR3), Sycamore Street shall be the preferential highway and a stop sign shall be placed on the north and south approaches of 2nd Street with Sycamore Street.

4. At the intersection of Sycamore Street and 3rd Street in the community of Dubois (MR4), Sycamore Street shall be the preferential highway and a stop sign shall be placed on the north and south approaches of 3rd Street with Sycamore Street.

5. At the intersection of 4th Street and Sycamore Street in the community of Dubois (MR5), 4th Street shall be the preferential highway and a stop sign shall be placed on the west approach of Sycamore Street with 4th Street.

6. At the intersection of Jackson Street and Hemmerlein Street in the community of Dubois (MR6), Jackson Street shall be the preferential highway and a stop sign shall be placed on the north approach of Hemmerlein Street with Jackson Street.

7. At the intersection of Jackson Street and 2nd Street in the community of Dubois (MR7), Jackson Street shall be the preferential highway and a stop sign shall be placed on the north and south approaches of 2nd Street with Jackson Street.

8. At the intersection of Jackson Street and 3rd Street in the community of Dubois (MR8), Jackson Street shall be the preferential highway and a stop sign shall be placed on the north and south approaches of 3rd Street with Jackson Street.

9. At the intersection of 4th Street and Jackson Street in the community of Dubois (MR9), 4th Street shall be the preferential highway and a stop sign shall be placed on the west approach of Jackson Street with 4th Street.

10. At the intersection of 4th Street and St. Raphael Street in the community of Dubois (MR10), 4th Street shall be the preferential highway and a stop sign shall be placed on the east approach of St. Raphael Street with 4th Street.

11. At the intersection of 3rd Street and Payne Street in the community of Dubois (MR11), 3rd Street shall be the preferential highway and a stop sign shall be placed on the east and west approaches of Payne Street with 3rd Street.

12. At the intersection of 3rd Street and Liberty Street in the community of Dubois (MR12), 3rd Street shall be the preferential highway and a stop sign shall be placed on the east approach of Liberty Street with 3rd Street.

13. At the intersection of 3rd Street and Church Street in the community of Dubois (MR13), 3rd Street shall be the preferential highway and a stop sign shall be placed on the east approach of Church Street with 3rd Street.

14. At the intersection of 4th Street and Church Street in the community of Dubois (MR14), 4th Street shall be the preferential highway and a stop sign shall be placed on the west approach of Church Street with 4th Street.

15. At the intersection of Waterworks Street and 3rd Street in the community of Dubois (MR15), Waterworks Street shall be the preferential highway and a stop sign shall be placed on the north approach of 3rd Street with Waterworks Street.

16. At the intersection of 4th Street and Waterworks Street in the community of Dubois (MR16), 4th Street shall be the preferential highway and a stop sign shall be placed on the west approach of Waterworks Street with 4th Street.

17. At the intersection of County Road 175 East and County Road 300 North (MR17), County Road 175 East shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 300 North with County Road 175 East.

18. At the intersection of County Road 300 North and County Road 125 East (MR18), County Road 300 North shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 125 East with County Road 300 North.

19. At the intersection of County Road 175 East and County Road 300 North (MR19), County Road 300 North and the north approach of County Road 175 East shall be the preferential highways and a stop sign shall be placed on the south approach of County Road 175 East with County Road 300 North and the north approach of County Road 175 East.

20. At the intersection of County Road 300 North and County Road 325 East (MR20), County Road 325 East and the east approach of County Road 300 North shall be the preferential highways and a stop sign shall be placed on the west approach of County Road 300 North with County Road 325 East and the east approach of County Road 300 North.

21. At the intersection of County Road 325 East and County Road 300 North (MR21), there shall be no preferential highway and a stop sign shall be placed on the north and south approaches of County Road 325 East and on the west approach of County Road 300 North.

22. At the intersection of County Road 175 East and County Road 200 North (MR22), County Road 175 East shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 200 North with County Road 175 East.

23. At the intersection of Jasper-Dubois Road and County Road 325 East (MR23), Jasper-Dubois Road shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 325 East with Jasper-Dubois Road.

24. At the intersection of Jasper-Dubois Road and Beaver Lake Road (MR24), Jasper-Dubois Road shall be the preferential highway and a stop sign shall be placed on the south approach of Beaver Lake Road with Jasper-Dubois Road.

25. At the intersection of Jasper-Dubois Road and County Road 300 North (MR25), Jasper-Dubois Road shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 300 North with Jasper-Dubois Road.

26. At the intersection of Jasper-Dubois Road and Steinbottom Road (MR26), Jasper-Dubois Road shall be the preferential highway and a stop sign shall be placed on the east approach of Steinbottom Road with Jasper-Dubois Road.

27. At the intersection of Jasper-Dubois Road and County Road 190 North (MR27), Jasper-Dubois Road shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 190 North with Jasper-Dubois Road.

28. At the intersection of Jasper-Dubois Road and County Road 175 East (MR28), Jasper-Dubois Road shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 175 East with Jasper-Dubois Road.

29. At the intersection of Greener Road and County Road 330 East (MR29), Greener Road and the south approach of County Road 330 East shall be the preferential highways and a stop sign shall be placed on the northeast approach of County Road 330 East with Greener Road and the south approach of County Road 330 East.

30. At the intersection of Hall Creek Road and County Road 500 East (MR30), Hall Creek Road shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 500 East with Hall Creek Road.

31. At the intersection of Santine Road and Hall Creek Road (MR31), Santine Road shall be the preferential highway and a stop sign shall be placed on the west approach of Hall Creek Road with Santine Road.

32. At the intersection of Schnellville Road and St. Anthony Road West (MR32), Schnellville Road shall be the preferential highway and a stop sign shall be placed on the south approach of St. Anthony Road West with Schnellville Road.

33. At the intersection of Schnellville Road and Rustic Acres Road (MR33), Schnellville Road shall be the preferential highway and a stop sign shall be placed on the north approach of Rustic Acres Road with Schnellville Road.

34. At the intersection of St. Anthony Road West and County Road 230 South (MR34), St. Anthony Road West shall be the preferential highway and a stop sign shall be placed on the east and west approaches of County Road 230 South with St. Anthony Road West.

35. At the intersection of Schnellville Road, County Road 330 East and St. Anthony Road North (MR35), Schnellville Road shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 330 East and on the south approach of St. Anthony Road North with Schnellville Road.

36. At the intersection of St. Anthony Road North and County Road 230 South (MR36), St. Anthony Road North shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 230 South with St. Anthony Road North.

37. At the intersection of County Road 400 East and Hall Creek Road (MR37), County Road 400 East shall be the preferential highway and a stop sign shall be placed on the east approach of Hall Creek Road with County Road 400 East.

38. At the intersection of Schnellville Road and County Road 400 East (MR38), Schnellville Road shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 400 East with Schnellville Road.

39. At the intersection of Schnellville Road and Santine Road (MR39), Schnellville Road shall be the preferential highway and a stop sign shall be placed on the north and south approaches of Santine Road with Schnellville Road.

Violation of this ordinance shall be punishable in that manner prescribed by Indiana statute and by prior Ordinance pertaining to preferential roads heretofore adopted by this Board of County Commissioners.

This Ordinance shall be effective from and following its passage and publication and upon completion of any other requirement required by law.

ORDINANCE NO. 2004-10 BAINBRIDGE TOWNSHIP

AN ORDINANCE AMENDING ALL ORDINANCES AMENDATORY THEREOF, BEING AN ORDINANCE IMPOSING RESTRICTION UPON VEHICLES OPERATED ON COUNTY ROADS IN BAINBRIDGE TOWNSHIP IN DUBOIS COUNTY, INDIANA

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

AUGUST 2, 2004

WHEREAS, the Board of Commissioners of Dubois County, Indiana, after having received a report on and considered an engineering and traffic investigation conducted by the County Highway Engineer regarding the affected intersections, and having the jurisdiction and responsibility to establish rules and regulations for the operation of vehicles and traffic on the following highways in said County, and;

WHEREAS, the Board of Commissioners now find that it is in the best interests of the citizens of said County and required for public safety to establish rules and regulations for the operation of vehicles in the use of the streets and highways hereinafter designated.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF DUBOIS, STATE OF INDIANA:

The provisions of this ordinance relate to preferential highways and stop signs on certain highways in Dubois County, Indiana.

1. At the intersection of Portersville Road and Ann Lane (BA1), Portersville Road shall be the preferential highway and a stop sign shall be placed on the west approach of Ann Lane with Portersville Road.

2. At the intersection of Beth Lane and Todd Lane (BA2), Beth Lane shall be the preferential highway and a stop sign shall be placed on the east approach of Todd Lane with Beth Lane.

3. At the intersection of Ackerman Road and Beth Lane (BA3), Ackerman Road shall be the preferential highway and a stop sign shall be placed on the north approach of Beth Lane with Ackerman Road.

4. At the intersection of Ackerman Road and Meadowlark Lane (BA4), Ackerman Road shall be the preferential highway and a stop sign shall be placed on the south approach of Meadowlark Lane with Ackerman Road.

5. At the intersection of Ackerman Road and Apple Blossom Lane (BA5), Ackerman Road shall be the preferential highway and a stop sign shall be placed on the south approach of Apple Blossom Lane with Ackerman Road.

6. At the intersection of Meadowlark Lane and Clover Street (BA6), Meadowlark Lane shall be the preferential highway and a stop sign shall be placed on the east approach of Clover Street with Meadowlark Lane.

7. At the intersection of Apple Blossom Lane and Clover Street (BA7), Apple Blossom Lane shall be the preferential highway and a stop sign shall be placed on the west approach of Clover Street with Apple Blossom Lane.

8. At the intersection of Meadowlark Lane and Magnolia Drive (BA8), Meadowlark Lane shall be the preferential highway and a stop sign shall be placed on the east approach of Magnolia Drive with Meadowlark Lane.

9. At the intersection of Apple Blossom Lane and Magnolia Drive (BA9), Apple Blossom Lane shall be the preferential highway and a stop sign shall be placed on the west approach of Magnolia Drive with Apple Blossom Lane.

10. At the intersection of Apple Blossom Lane and Maple Street (BA10), Apple Blossom Lane shall be the preferential highway and a stop sign shall be placed on the west approach of Maple Street with Apple Blossom Lane.

11. At the intersection of Kellerville Road and County Road 330 North (BA11), Kellerville Road shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 330 North with Kellerville Road.

12. At the intersection of Kellerville Road and County Road 300 North (BA12), Kellerville Road shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 300 North with Kellerville Road.

13. At the intersection of County Road 300 North and County Road 50 East (BA13), County Road 300 North shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 50 East with County Road 300 North.

14. At the intersection of 36th Street, County Road 300 North and County Road 350 West (BA14), 36th Street and County Road 300 North shall be the preferential highways and a stop sign shall be placed on the south approach of County Road 350 West with 36th Street and County Road 300 North.

15. At the intersection of County Road 350 West and Schuetter Road (BA15), County Road 350 West shall be the preferential highway and a stop sign shall be placed on the east approach of Schuetter Road with County Road 350 West.

16. At the intersection of Meridian Road and 15th Street (BA16), Meridian Road shall be the preferential highway and a stop sign shall be placed on the west approach of 15th Street with Meridian Road.

17. At the intersection of Whoderville Road and Scherle Lane (BA17), Whoderville Road shall be the preferential highway and a stop sign shall be placed on the east approach of Scherle Lane with Whoderville Road.

18. At the intersection of Whoderville Road and Abell Road (BA18), Whoderville Road shall be the preferential highway and a stop sign shall be placed on the west approach of Abell Road with Whoderville Road.

19. At the intersection of Wright Road and Backbone Lane (BA19), Wright Road shall be the preferential highway and a stop sign shall be placed on the north approach of Backbone Lane with Wright Road.

20. At the intersection of Whoderville Road and Wright Road (BA20), Whoderville Road shall be the preferential highway and a stop sign shall be placed on the west approach of Wright Road with Whoderville Road.

21. At the intersection of Whoderville Road and Burger Road (BA21), Burger Road and north approach of Whoderville Road shall be the preferential highways and a stop sign shall be placed on the southeast approach of Whoderville Road with Burger Road and north approach of Whoderville Road.

22. At the intersection of Old Huntingburg Road and County Road 100 South (BA22), Old Huntingburg Road shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 100 South with Old Huntingburg Road.

23. At the intersection of A Street and St. James Avenue (BA23), A Street shall be the preferential highway and a stop sign shall be placed on the west approach of St. James Avenue with A Street.

24. At the intersection of Hill Road and Highland Street (BA24), Hill Road shall be the preferential highway and a stop sign shall be placed on the north approach of Highland Street with Hill Road.

25. At the intersection of Hill Road, Raymond Street and C Street (BA25), there shall be no preferential highway and a stop sign shall be placed on the east and west approach of Hill Road, north approach of Raymond Street and south approach of C Street.

26. At the intersection of Hill Road and B Street (BA26), Hill Road shall be the preferential highway and a stop sign shall be placed on the south approach of B Street with Hill Road.

27. At the intersection of A Street and Hill Road (BA27), A Street shall be the preferential highway and a stop sign shall be placed on the west approach of Hill Road with A Street.

28. At the intersection of Hillbrook Road and B Street (BA28), Hillbrook Road shall be the preferential highway and a stop sign shall be placed on the north approach of B Street with Hillbrook Road.

29. At the intersection of Old Huntingburg Road, County Road 350 West and County Road 150 South (BA29), there shall be no preferential highway and a stop sign shall be placed on the east and south approaches of Old Huntingburg Road, north approach of County Road 350 West and west approach of County Road 150 South.

30. At the intersection of Old Huntingburg Road and County Road 200 South (BA30), Old Huntingburg Road shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 200 South with Old Huntingburg Road.

31. At the intersection of Meridian Road and Mendel Lane (BA31), Meridian Road shall be the preferential highway and a stop sign shall be placed on the west approach of Mendel Lane with Meridian Road.

32. At the intersection of Old Huntingburg Road and County Road 250 South (BA32), Old Huntingburg Road shall be the preferential highway and a stop sign shall be placed on the east and west approaches of County Road 250 South with Old Huntingburg Road.

33. At the intersection of WITZ Road and County Road 225 South (BA33), WITZ Road shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 225 South with WITZ Road.

34. At the intersection of County Road 130 West and County Road 250 South (BA34), County Road 130 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 250 South with County Road 130 West.

35. At the intersection of County Road 130 West and Meridian Road (BA35), County Road 130 West shall be the preferential highway and a stop sign shall be placed on the east approach of Meridian Road with County Road 130 West.

36. At the intersection of Timberlin Lane and Cedar Court (BA36), Timberlin Lane shall be the preferential highway and a stop sign shall be placed on the south approach of Cedar Court with Timberlin Lane.

37. At the intersection of Timberlin Lane and Timberlin Drive (BA37), Timberlin Lane shall be the preferential highway and a stop sign shall be placed on the north approach of Timberlin Drive with Timberlin Lane.

38. At the intersection of County Road 230 South and Timberlin Lane (BA38), County Road 230 South shall be the preferential highway and a stop sign shall be placed on the west approach of Timberlin Lane with County Road 230 South.

Violation of this ordinance shall be punishable in that manner prescribed by Indiana statute and by prior Ordinance pertaining to preferential roads heretofore adopted by this Board of County Commissioners.

This Ordinance shall be effective from and following its passage and publication and upon completion of any other requirement required by law.

ORDINANCE NO. 2004-11 BOONE TOWNSHIP

AN ORDINANCE AMENDING ALL ORDINANCES AMENDATORY THEREOF, BEING AN ORDINANCE IMPOSING RESTRICTION UPON VEHICLES OPERATED ON COUNTY ROADS IN BOONE TOWNSHIP IN DUBOIS COUNTY, INDIANA

WHEREAS, the Board of Commissioners of Dubois County, Indiana, after having received a report on and considered an engineering and traffic investigation conducted by the County Highway Engineer regarding the affected intersections, and having the jurisdiction and responsibility to establish rules and regulations for the operation of vehicles and traffic on the following highways in said County, and;

WHEREAS, the Board of Commissioners now find that it is in the best interests of the citizens of said County and required for public safety to establish rules and regulations for the operation of vehicles in the use of the streets and highways hereinafter designated.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF DUBOIS, STATE OF INDIANA:

The provisions of this ordinance relate to preferential highways and stop signs on certain highways in Dubois County, Indiana.

1. At the intersection of Portersville Road East and Portersville Road (BO1), the east approach of Portersville Road East and the south approach of Portersville Road shall be the preferential highways and a stop sign shall be placed on the north approach of Portersville Road and the west approach of Portersville Road East with the south approach of Portersville Road and the east approach of Portersville Road East.

2. At the intersection of Portersville Road East and Portersville Road North (BO2), Portersville Road East shall be the preferential highway and a stop sign shall be placed on the north approach of Portersville Road North with Portersville Road East.

3. At the intersection of Portersville Road and Portersville Road West (BO3), Portersville Road shall be the preferential highway and a stop sign shall be placed on the west approach of Portersville Road West with Portersville Road.

4. At the intersection of Portersville Road West and County Road 900 West (BO4), Portersville Road West shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 900 West with Portersville Road West.

5. At the intersection of Portersville Road West and Himsel Road (BO5), Portersville Road West shall be the preferential highway and a stop sign shall be placed on the north approach of Himsel Road with Portersville Road West.

6. At the intersection of Portersville Road West and County Road 800 West (BO6), Portersville Road West shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 800 West with Portersville Road West.

7. At the intersection of Portersville Road West and County Road 750 West (BO7), Portersville Road West shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 750 West with Portersville Road West.

8. At the intersection of Portersville Road West and County Road 700 West (BO8), Portersville Road West shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 700 West with Portersville Road West.

9. At the intersection of Portersville Road West and County Road 660 West (BO9), Portersville Road West shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 660 West with Portersville Road West.

10. At the intersection of Portersville Road West and County Road 550 West (BO10), Portersville Road West shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 550 West with Portersville Road West.

11. At the intersection of Portersville Road West and County Road 500 West (BO11), Portersville Road West shall be the preferential highway and a stop sign shall be placed on the north and south approaches of County Road 500 West with Portersville Road West.

12. At the intersection of County Road 550 West and County Road 700 North (BO12), County Road 550 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 700 North with County Road 550 West.

13. At the intersection of Portersville Road and County Road 700 North (BO13), Portersville Road shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 700 North with Portersville Road.

14. At the intersection of Haysville Road West and County Road 200 West (BO14), County Road 200 West and the east approach of Haysville Road West shall be the preferential highways and a stop sign shall be placed on the west approach of Haysville Road West with the east approach of Haysville Road West and County Road 200 West.

15. At the intersection of County Road 200 West and County Road 700 North (BO15), County Road 200 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 700 North with County Road 200 West.

16. At the intersection of County Road 900 West and County Road 650 North (BO16), County Road 900 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 650 North with County Road 900 West.

17. At the intersection of County Road 800 West and County Road 650 North (BO17), County Road 800 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 650 North with County Road 800 West.

18. At the intersection of County Road 500 West and County Road 675 North (BO18), County Road 500 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 675 North with County Road 500 West.

19. At the intersection of County Road 500 West and County Road 600 North (BO19), County Road 500 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 600 North with County Road 500 West.

20. At the intersection of Portersville Road and County Road 675 North (BO20), Portersville Road shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 675 North with Portersville Road.

21. At the intersection of Portersville Road and County Road 600 North (BO21), Portersville Road shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 600 North with Portersville Road.

22. At the intersection of County Road 200 West and County Road 600 North (BO22), County Road 200 West and the east approach of County Road 600 North shall be the preferential highways and a stop sign shall be placed on the west approach of County Road 600 North with County Road 200 West and the east approach of County Road 600 North.

23. At the intersection of County Road 900 West and County Road 560 North (BO23), County Road 900 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 560 North with County Road 900 West.

24. At the intersection of County Road 800 West and County Road 580 North (BO24), County Road 800 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 580 North with County Road 800 West.

25. At the intersection of County Road 800 West and County Road 560 North (BO25), County Road 800 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 560 North with County Road 800 West.

26. At the intersection of County Road 750 West and County Road 580 North (BO26), County Road 750 West shall be the preferential highway and a stop sign shall be placed on the east and west approaches of County Road 580 North with County Road 750 West.

27. At the intersection of County Road 580 North and County Road 700 West (BO27), County Road 580 North shall be the preferential highway and a stop sign shall be placed on the north and south approaches of County Road 700 West with County Road 580 North.

28. At the intersection of County Road 580 North and County Road 600 West (BO28), County Road 580 North shall be the preferential highway and a stop sign shall be placed on the north and south approaches of County Road 600 West with County Road 580 North.

29. At the intersection of County Road 550 West and County Road 600 North (BO29), County Road 550 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 600 North with County Road 550 West.

30. At the intersection of County Road 550 West and County Road 580 North (BO30), County Road 550 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 580 North with County Road 550 West.

31. At the intersection of County Road 500 West and County Road 570 North (BO31), County Road 500 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 570 North with County Road 500 West.

32. At the intersection of County Road 550 West and County Road 500 North (BO32), County Road 550 West shall be the preferential highway and a stop sign shall be placed on the east and west approaches of County Road 500 North with County Road 550 West.

33. At the intersection of County Road 570 North and County Road 400 West (BO33), County Road 570 North and the south approach of County Road 400 West shall be the preferential highways and a stop sign shall be placed on the north approach of County Road 400 West with County Road 570 North and the south approach of County Road 400 West.

34. At the intersection of County Road 500 North and County Road 500 West (BO34), County Road 500 North shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 500 West with County Road 500 North.

35. At the intersection of County Road 500 North and County Road 425 West (BO35), County Road 500 North shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 425 West with County Road 500 North.

36. At the intersection of County Road 500 North and County Road 400 West (BO36), County Road 500 North shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 400 West with County Road 500 North.

37. At the intersection of Portersville Road and County Road 600 North (BO37), Portersville Road shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 600 North with Portersville Road.

38. At the intersection of Portersville Road and County Road 500 North (BO38), Portersville Road shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 500 North with Portersville Road.

39. At the intersection of Old Petersburg Road and County Road 900 West (BO39), Old Petersburg Road shall be the preferential highway and a stop sign shall be placed on the north and south approaches of County Road 900 West with Old Petersburg Road.

40. At the intersection of County Road 800 West and County Road 450 North (BO40), County Road 800 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 450 North with County Road 800 West.

41. At the intersection of County Road 750 West and County Road 450 North (BO41), County Road 750 West shall be the preferential highway and a stop sign shall be placed on the east and west approaches of County Road 450 North with County Road 750 West.

42. At the intersection of County Road 700 West and County Road 500 North (BO42), County Road 700 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 500 North with County Road 700 West.

43. At the intersection of County Road 700 West, County Road 600 West and County Road 450 North (BO43), County Road 700 West and County Road 600 West shall be the preferential highways and a stop sign shall be placed on the west approach of County Road 450 North with County Road 700 West and County Road 600 West.

44. At the intersection of County Road 550 West and County Road 425 North (BO44), County Road 550 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 425 North with County Road 550 West.

45. At the intersection of County Road 400 North, County Road 500 West and County Road 425 West (BO45), County Road 400 North and County Road 500 West shall be the preferential highways and a stop sign shall be placed on the north approach of County Road 425 West with County Road 400 North and County Road 500 West.

46. At the intersection of Portersville Road and 47th Street (BO46), Portersville Road shall be the preferential highway and a stop sign shall be placed on the east and west approaches of 47th Street with Portersville Road.

47. At the intersection of 47th Street and Harvest Lane (BO47), 47th Street shall be the preferential highway and a stop sign shall be placed on the south approach of Harvest Lane with 47th Street.

48. At the intersection of 47th Street and Commissioners Drive (BO48), 47th Street shall be the preferential highway and a stop sign shall be placed on the south approach of Commissioners Drive with 47th Street.

Violation of this ordinance shall be punishable in that manner prescribed by Indiana statute and by prior Ordinance pertaining to preferential roads heretofore adopted by this Board of County Commissioners.

This Ordinance shall be effective from and following its passage and publication and upon completion of any other requirement required by law.

RE: HEALTH DEPARTMENT – SURPLUS EQUIPMENT

Donna Oeding, Administrator of the County Health Department, appeared to request authority to dispose of surplus furniture and equipment from the Health Department. She was instructed to attempt to dispose of the items by transfer to other Departments and to report back to the Commissioners of any items which should be classified as scrap.

RE: HIGHWAY DEPARTMENT – PAVEMENT MARKING QUOTES

The Highway Engineer submitted quotes received for highway pavement markings to be used on newly paved railroad crossings. Quotes received were:

Stello Products	$7,548.16	Hall Signs	$12,447.36
3M	$6,525.72	Stello Products	$ 9,362.94
Hall Signs	No Quote	3M	$ 8,093.40

On recommendation of the Highway Engineer and on motion duly made and seconded, the Commissioners approved and authorized purchase of the 3M quote for $6,525.72.

RE: HIGHWAY DEPARTMENT – RADIO SYSTEM

Supervisor Berg advised the Commissioners on the report of the capacity tests and proposals received. The best coverage for the Highway Department's radio system is from Advanced Communications for $117.00 per month, including tower rental and equipment rental with the County to own the FCC license. The contract would be for five years. On motion duly made and seconded, the Commissioners authorized acceptance of the Advanced Communications proposal.

RE: HIGHWAY DEPARTMENT – EXCAVATOR REPLACEMENT

On motion duly made and seconded, the Commissioners authorized the Highway Supervisor to receive bids on a replacement excavator for use with the bridge crew.

RE: STORM DAMAGES

The Highway Supervisor reported that as a result of the most recent round of storms, the Department had extra clean-up expenses of $12,667.00. There was no actual structure or road damages.

RE: DOGWOOD ANIMAL CLINIC CLAIM

The Auditor submitted claims from Dogwood Animal Clinic for services rendered to three dogs delivered by the Sheriff's Department to the Clinic for service. On motion duly made and seconded, the Commissioners approved the claims and authorized payment in the amount of $205.35.

RE: INDIANA 15 REGIONAL PLANNING COMMISSION – ORTHOPHOTOGRAPHY

The Auditor submitted a proposed Contract For Services with Indiana 15 Regional Planning Commission for provision of services relating to the Homeland Security Orthophotography project, having a total cost of $1,500.00. The Commissioners requested change in the Contract as to custody of the data resulting from the project.

RE: JASPER SOUTHSIDE CONNECTOR ROAD – STATE ROAD 162

The Highway Engineer reported on a meeting with the City on allocation of final expenses on the Jasper Southside Connector Road project. The State will be reimbursing the local government entities approximately $11,000.00 for approved expenses.

RE: SEPTEMBER AND OCTOBER MEETINGS

The Commissioners set the future regular meetings for September 7, 2004, and October 1, 2004, and for the continued meetings on September 20, 2004, and October 18, 2004, all meetings to start at 9:00 a.m.

RE: DUBOIS COUNTY CONTRACTUAL PUBLIC LIBRARY BOARD APPOINTMENT

On motion duly made and seconded, the Commissioners appointed Beverly A. Beckman to the Dubois County Contractual Public Library Board. Beckman's term will be for four years expiring June 30, 2008.

RE: CONTINUED AUGUST MEETING

The continued August meeting of the Commissioners will be held August 16, 2004, at 9:00 a.m. in the Commissioners Room of the Courthouse Annex.

Lawrence M. Vollmer | James R. Kemper | John G. Burger | Attest: Martha A. Wehr, Auditor

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

AUGUST 16, 2004

The continued meeting of the Dubois County Commissioners was held in the Commissioners' Room of the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. on August 16, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Deputy Auditor Janice M. Sermersheim, County Surveyor Ken Brosmer, Highway Supervisor Steven L. Berg, Highway Engineer Norman Wendholt, Highway Clerk Debbie Berger and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was reopened for business by President Vollmer.

RE: AFLAC INSURANCE

Laurel Seger, representing AFLAC Insurance, appeared to advise the status of insurance participants under the County program. She stated that AFLAC has been participating in the County program for over five years and currently over half of the County employees participate in the program. She informed the Commissioners that AFLAC currently offers a personal accident indemnity plan covering any accident, whether on or off the job. She explained the benefits offered under the plan and the monthly premium costs. She also informed the Commissioners as to her policy on contacting employees during non-work hours.

RE: FAMILY FARM EXEMPTION – THOMAS HOFFMAN

Thomas Hoffman of East 36th Street, Jasper, appeared to request a family farm exemption for his daughter. Mr. Hoffman was advised that his area was within the Jasper Zoning jurisdiction and he was referred to the Jasper Planning Commission.

RE: HIGHWAY DEPARTMENT SUPERVISOR

The Highway Supervisor reported on repairs being made to railroad crossings within the County at various sites; County road striping should be completed today on roads to be done this year; the Supervisor was questioned on the quality of resurface work done on County Road 600W and County Road 750W.

RE: HIGHWAY DEPARTMENT REPORT

County Highway Engineer Wendholt reported on the current status of projects at the Highway Department, including: FERDINAND INDUSTRIAL ROAD (bid letting set for September); PORTERSVILLE BRIDGE (Daviess County approved State Agreement regarding old bridge, discussion on storage of old bridge; after hearing, Crossroads can start final drawings); MILL STREET EXTENSION (heavy dirt work complete, subsurface drains being installed, soil cement within several weeks; pay request #8 received, need appraisals on Meridian Road mitigation site); BRIDGE INSPECTION (doing final report, pay application filed); BRIDGE #142 (bridge removed, pile driving completed, east foundation done); RAILROAD PAVEMENT MARKING (markings received and will be installed); COAL BRIDGE (coal company has engaged Lechner, Inc. to remove the coal bridge in Madison Township, otherwise known as Kessner Bridge).

RE: MILL STREET EXTENSION – KNIES CONSTRUCTION

On motion duly made and seconded, the Commissioners approved and authorized payment of Pay Application #8 from Knies Construction on the Mill Street Extension for $37,173.15.

RE: BERNARDIN LOCHMUELLER & ASSOCIATES CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment of a claim from Bernardin Lochmueller and Associates for $4,575.24 on the bridge inspection project.

RE: LAW ENFORCEMENT BLOCK GRANT APPLICATION

On recommendation of Deputy Tanner, the Commissioners approved an Application for a Local Law Enforcement Block Grant for the Sheriff's Department. Funds would be used for Department equipment.

RE: PORTERSVILLE BRIDGE REPLACEMENT

On motion duly made and seconded, the Commissioners approved a Memorandum of Agreement regarding preservation of the old Portersville Bridge for a period through September 1, 2014. The Agreement also requires the approval of Daviess County.

RE: PATOKA REGIONAL WAGE COMMITTEE APPOINTMENT

At the request of the Patoka Regional Water and Sewer District, the Commissioners appointed Lowell Glendening and alternate Kevin Knies as the County appointee to a Wage Determination Committee for a District project.

RE: ORDINANCE NUMBER 2004-12 THROUGH 2004-15 – STOP SIGN ORDINANCE

County Highway Engineer reported to the Commissioners regarding studies which he has conducted on road intersections located in Columbia, Cass, Jefferson and Patoka Townships and his determination as to which intersecting road should be treated as the preferential road and which road should be required to be considered as a stop road for safety purposes. He submitted the proposed Ordinances to establish the preferential (thru) road and the road on which traffic is required to stop at intersections within the listed Townships. On motion duly made and seconded, the Ordinances were unanimously adopted as follows:

ORDINANCE NO. 2004-12 CASS TOWNSHIP

AN ORDINANCE AMENDING ALL ORDINANCES AMENDATORY THEREOF, BEING AN ORDINANCE IMPOSING RESTRICTION UPON VEHICLES OPERATED ON COUNTY ROADS IN CASS TOWNSHIP IN DUBOIS COUNTY, INDIANA

WHEREAS, the Board of Commissioners of Dubois County, Indiana, after having received a report on and considered an engineering and traffic investigation conducted by the County Highway Engineer regarding the affected intersections, and having the jurisdiction and responsibility to establish rules and regulations for the operation of vehicles and traffic on the following highways in said County, and;

WHEREAS, the Board of Commissioners now find that it is in the best interests of the citizens of said County and required for public safety to establish rules and regulations for the operation of vehicles in the use of the streets and highways hereinafter designated.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF DUBOIS, STATE OF INDIANA:

The provisions of this ordinance relate to preferential highways and stop signs on certain highways in Dubois County, Indiana.

1. At the intersection of County Road 825 West and County Road 675 South (CA1), County Road 825 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 675 South with County Road 825 West.

2. At the intersection of County Road 800 West and County Road 700 South (CA2), County Road 800 West and the west approach of County Road 700 South shall be the preferential highways and a stop sign shall be placed on the east approach of County Road 700 South with County Road 800 West and the west approach of County Road 700 South.

3. At the intersection of County Road 750 West and County Road 650 South (CA3), County Road 750 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 650 South with County Road 750 West.

4. At the intersection of County Road 750 West and County Road 700 South (CA4), County Road 750 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 700 South with County Road 750 West.

5. At the intersection of County Road 650 South and County Road 625 West (CA5), County Road 650 South shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 625 West with County Road 650 South.

6. At the intersection of Old Road 64 and County Road 900 West (CA6), Old Road 64 shall be the preferential highway and a stop sign shall be placed on the north and south approaches of County Road 900 West with Old Road 64.

7. At the intersection of Zoar Church Road and County Road 900 West (CA7), Zoar Church Road shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 900 West with Zoar Church Road.

8. At the intersection of Old Road 64 and Zoar Church Road (CA8), Old Road 64 shall be the preferential highway and a stop sign shall be placed on the south approach of Zoar Church Road with Old Road 64.

9. At the intersection of Old Road 64 and County Road 860 West (CA9), Old Road 64 shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 860 West with Old Road 64.

10. At the intersection of Old Road 64 and County Road 850 West (CA10), Old Road 64 shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 850 West with Old Road 64.

11. At the intersection of Old Road 64 and County Road 800 West (CA11), Old Road 64 shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 800 West with Old Road 64.

12. At the intersection of Old Road 64 and County Road 750 West (CA12), Old Road 64 shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 750 West with Old Road 64.

13. At the intersection of Old Road 64 and County Road 750 West (CA13), Old Road 64 shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 750 West with Old Road 64.

14. At the intersection of County Road 750 West and County Road 800 South (CA14), there shall be no preferential highway and a stop sign shall be placed on the north and south approaches of County Road 750 West and on the east approach of County Road 800 South.

15. At the intersection of Old Road 64 and County Road 625 West (CA15), Old Road 64 shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 625 West with Old Road 64.

16. At the intersection of County Road 900 South and County Road 850 West (CA16), County Road 900 South shall be the preferential highway and a stop sign shall be placed on the north and south approaches of County Road 850 West with County Road 900 South.

17. At the intersection of County Road 900 South and County Road 775 West (CA17), County Road 900 South shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 775 West with County Road 900 South.

18. At the intersection of County Road 900 South and County Road 750 West (CA18), County Road 900 South shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 750 West with County Road 900 South.

19. At the intersection of County Road 500 West and County Road 900 South (CA19), County Road 500 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 900 South with County Road 500 West.

20. At the intersection of County Road 900 South and County Road 450 West (CA20), County Road 900 South shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 450 West with County Road 900 South.

21. At the intersection of County Road 900 South and County Road 400 West (CA21), County Road 900 South shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 400 West with County Road 900 South.

22. At the intersection of County Road 900 South and County Road 375 West (CA22), County Road 900 South shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 375 West with County Road 900 South.

23. At the intersection of Airport Road and County Road 900 South (CA23), Airport Road shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 900 South with Airport Road.

24. At the intersection of County Road 900 South and Airport Road (CA24), there shall be no preferential highway and a stop sign shall be placed on the east and west approaches of County Road 900 South and on the south approach of Airport Road.

25. At the intersection of County Road 200 West and County Road 900 South (CA25), County Road 200 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 900 South with County Road 200 West.

26. At the intersection of County Road 850 West and County Road 950 South (CA26), County Road 850 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 950 South with County Road 850 West.

27. At the intersection of County Road 1000 South and County Road 850 West (CA27), County Road 1000 South shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 850 West with County Road 1000 South.

28. At the intersection of Holland Road Southwest and County Road 1000 South (CA28), County Road 1000 South and the north approach of Holland Road Southwest shall be the preferential highways and a stop sign shall be placed on the south approach of Holland Road Southwest with County Road 1000 South and the north approach of Holland Road Southwest.

29. At the intersection of Holland Road Southwest and County Road 800 West (CA29), Holland Road Southwest shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 800 West with Holland Road Southwest.

30. At the intersection of Holland Road Southwest and County Road 775 West (CA30), Holland Road Southwest shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 775 West with Holland Road Southwest.

31. At the intersection of County Road 720 West and Holland Road Southwest (CA31), County Road 720 West shall be the preferential highway and a stop sign shall be placed on the west approach of Holland Road Southwest with County Road 720 West.

32. At the intersection of Holland Road East and County Road 600 West (CA32), Holland Road East shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 600 West with Holland Road East.

33. At the intersection of Holland Road East and County Road 1025 South (CA33), Holland Road East shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 1025 South with Holland Road East.

34. At the intersection of Holland Road East and County Road 500 West (CA34), Holland Road East shall be the preferential highway and a stop sign shall be placed on the north and south approaches of County Road 500 West with Holland Road East.

35. At the intersection of Holland Road East and County Road 375 West (CA35), Holland Road East shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 375 West with Holland Road East.

36. At the intersection of County Road 200 West and County Road 950 South (CA36), County Road 200 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 950 South with County Road 200 West.

37. At the intersection of County Road 200 West and County Road 1000 South (CA37), County Road 200 West shall be the preferential highway and a stop sign shall be placed on the east and west approaches of County Road 1000 South with County Road 200 West.

38. At the intersection of County Road 100 West and County Road 925 South (CA38), County Road 100 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 925 South with County Road 100 West.

39. At the intersection of County Road 100 West and County Road 950 South (CA39), County Road 100 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 950 South with County Road 100 West.

40. At the intersection of County Road 1000 South and County Road 100 West (CA40), County Road 1000 South shall be the preferential highway and a stop sign shall be placed on the north and south approaches of County Road 100 West with County Road 1000 South.

41. At the intersection of County Road 1075 South, Holland Road Southwest, and County Road 850 West (CA41), County Road 1075 South shall be the preferential highway and a stop sign shall be placed on the north approach of Holland Road Southwest and on the south approach of County Road 850 West with County Road 1075 South.

42. At the intersection of County Road 1075 South and County Road 800 West (CA42), County Road 1075 South shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 800 West with County Road 1075 South.

43. At the intersection of County Road 720 West and County Road 1025 South (CA43), County Road 720 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 1025 South with County Road 720 West.

44. At the intersection of County Road 1075 South and County Road 720 West (CA44), County Road 1075 South and the north approach of County Road 720 West shall be the preferential highways and a stop sign shall be placed on the south approach of County Road 720 West with County Road 1075 South and the north approach of County Road 720 West.

45. At the intersection of County Road 600 West and County Road 1025 South (CA45), County Road 600 West shall be the preferential highway and a stop sign shall be placed on the east and west approaches of County Road 1025 South with County Road 600 West.

46. At the intersection of County Road 1100 South and West Street in the Community of Saint Henry (CA46), County Road 1100 South shall be the preferential highway and a stop sign shall be placed on the north and south approaches of West Street with County Road 1100 South.

47. At the intersection of County Road 1100 South and Market Street in the Community of Saint Henry (CA47), County Road 1100 South shall be the preferential highway and a stop sign shall be placed on the south approach of Market Street with County Road 1100 South.

48. At the intersection of Clay Street and West Street in the Community of Saint Henry (CA48), Clay Street and the north approach of West Street shall be the preferential highways and a stop sign shall be placed on the south approach of West Street with Clay Street and the north approach of West Street.

49. At the intersection of County Road 1100 South and County Road 100 West (CA49), County Road 1100 South shall be the preferential highway and a stop sign shall be placed on the north and south approaches of County Road 100 West with County Road 1100 South.

50. At the intersection of County Road 1200 South and County Road 850 West (CA50), County Road 1200 South shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 850 West with County Road 1200 South.

51. At the intersection of County Road 720 West and County Road 1150 South (CA51), the north approach of County Road 720 West and County Road 1150 South shall be the preferential highways and a stop sign shall be placed on the south approach of County Road 720 West.

52. At the intersection of County Road 720 and West County Road 1200 South (CA52), County Road 720 and the west approach of County Road 1200 South shall be the preferential highways and a stop sign shall be placed on the east approach of County Road 1200 South with County Road 720 and the west approach of County Road 1200 South.

53. At the intersection of County Road 600 West and County Road 1150 South (CA53), County Road 600 West shall be the preferential highway and a stop sign shall be placed on the east and west approaches of County Road 1150 South with County Road 600 West.

54. At the intersection of County Road 1200 South and County Road 600 West (CA54), County Road 1200 South shall be the preferential highway and a stop sign shall be placed on the north and south approaches of County Road 600 West with County Road 1200 South.

55. At the intersection of County Road 500 West and County Road 1150 South (CA55), County Road 500 West shall be the preferential highway and a stop sign shall be placed on the east and west approaches of County Road 1150 South with County Road 500 West.

56. At the intersection of County Road 1200 South and County Road 500 West (CA56), County Road 1200 South shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 500 West with County Road 1200 South.

57. At the intersection of County Road 1100 South and County Road 200 West (CA57), County Road 1100 South shall be the preferential highway and a stop sign shall be placed on the north and south approaches of County Road 200 West with County Road 1100 South.

58. At the intersection of County Road 200 West and County Road 1200 South (CA58), County Road 200 West and the west approach of County Road 1200 South shall be the preferential highways and a stop sign shall be placed on the east approach of County Road 1200 South with County Road 200 West and the west approach of County Road 1200 South.

Violation of this ordinance shall be punishable in that manner prescribed by Indiana statute and by prior Ordinance pertaining to preferential roads heretofore adopted by this Board of County Commissioners.

This Ordinance shall be effective from and following its passage and publication and upon completion of any other requirement required by law.

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

AUGUST 16, 2004

ORDINANCE NO. 2004-13 COLUMBIA TOWNSHIP

AN ORDINANCE AMENDING ALL ORDINANCES AMENDATORY THEREOF, BEING AN ORDINANCE IMPOSING RESTRICTION UPON VEHICLES OPERATED ON COUNTY ROADS IN COLUMBIA TOWNSHIP IN DUBOIS COUNTY, INDIANA

WHEREAS, the Board of Commissioners of Dubois County, Indiana, after having received a report on and considered an engineering and traffic investigation conducted by the County Highway Engineer regarding the affected intersections, and having the jurisdiction and responsibility to establish rules and regulations for the operation of vehicles and traffic on the following highways in said County, and;

WHEREAS, the Board of Commissioners now find that it is in the best interests of the citizens of said County and required for public safety to establish rules and regulations for the operation of vehicles in the use of the streets and highways hereinafter designated.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF DUBOIS, STATE OF INDIANA:

The provisions of this ordinance relate to preferential highways and stop signs on certain highways in Dubois County, Indiana.

1. At the intersection of County Road 900 North and County Road 575 East (CO1), there shall be no preferential highway and a stop sign shall be placed on the east and west approaches of County Road 900 North and on the south approach of County Road 575 East.

2. At the intersection of County Road 900 North and County Road 675 East (CO2), County Road 900 North shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 675 East with County Road 900 North.

3. At the intersection of County Road 900 North, Crystal Road North and County Road 750 East (CO3), County Road 900 North and Crystal Road North shall be the preferential highways and a stop sign shall be placed on the north approach of County Road 750 East with County Road 900 North and Crystal Road North.

4. At the intersection of County Road 900 East and County Road 990 North (CO4), County Road 900 East shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 990 North with County Road 900 East.

5. At the intersection of County Road 900 East and County Road 950 North (CO5), County Road 900 East shall be the preferential highway and a stop sign shall be placed on the east and west approaches of County Road 950 North with County Road 900 East.

6. At the intersection of Hillham Road Northwest and Wininger Cemetery Road (CO6), Hillham Road Northwest shall be the preferential highway and a stop sign shall be placed on the west approach of Wininger Cemetery Road with Hillham Road Northwest.

7. At the intersection of County Road 1100 East and County Road 990 North (CO7), County Road 1100 East shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 990 North with County Road 1100 East.

8. At the intersection of Crystal Road North and County Road 825 North (CO8), Crystal Road North shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 825 North with Crystal Road North.

9. At the intersection of Cuzco Road North and Old Road 56 (CO9), Cuzco Road North shall be the preferential highway and a stop sign shall be placed on the west approach of Old Road 56 with Cuzco Road North.

10. At the intersection of Hillham Road South and County Road 875 North (CO10), Hillham Road South shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 875 North with Hillham Road South.

11. At the intersection of Hillham Road South, Cuzco Norton Road and County Road 780 North (CO11), Hillham Road South and Cuzco Norton Road shall be the preferential highways and a stop sign shall be placed on the east approach of County Road 780 North with Hillham Road South and Cuzco Norton Road.

12. At the intersection of Cuzco Norton Road and County Road 750 North (CO12), Cuzco Norton Road shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 750 North with Cuzco Norton Road.

13. At the intersection of County Road 735 East and Dubois Road Northeast (CO13), County Road 735 East and the south approach of Dubois Road Northeast shall be the preferential highways and a stop sign shall be placed on the north approach of Dubois Road Northeast with County Road 735 East and the south approach of Dubois Road Northeast.

14. At the intersection of County Road 925 East and Cuzco Road West (CO14), County Road 925 East and the south approach of Cuzco Road West shall be the preferential highways and a stop sign shall be placed on the west approach of Cuzco Road West with County Road 925 East and the south approach of Cuzco Road West.

15. At the intersection of Sycamore Street and Cuzco Road West in the Community of Cuzco (CO15), Sycamore Street and the west approach of Cuzco Road West shall be the preferential highways and a stop sign shall be placed on the east approach of Cuzco Road West with Sycamore Street and the west approach of Cuzco Road West.

16. At the intersection of Main Street and Cuzco Road West in the Community of Cuzco (CO16), Main Street shall be the preferential highway and a stop sign shall be placed on the west approach of Cuzco Road West with Main Street.

17. At the intersection of Cuzco Road North, Cuzco Road South, Main Street and 2nd Street in the Community of Cuzco (CO17), Cuzco Road North and Cuzco Road South shall be the preferential highways and a stop sign shall be placed on the north approach of Main Street and on the west approach of 2nd Street with Cuzco Road North and Cuzco Road South.

18. At the intersection of Cuzco Road South and Dubois-Cuzco Road (CO18), Cuzco Road South shall be the preferential highway and a stop sign shall be placed on the west approach of Dubois-Cuzco Road with Cuzco Road South.

19. At the intersection of Cuzco Road North and Cuzco Norton Road (CO19), Cuzco Road North shall be the preferential highway and a stop sign shall be placed on the east approach of Cuzco Norton Road with Cuzco Road North.

20. At the intersection of Cuzco Road North and County Road 1050 East (CO20), Cuzco Road North shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 1050 East with Cuzco Road North.

21. At the intersection of County Road 625 North, County Road 1125 East and County Road 650 North (CO21), County Road 625 North and County Road 1125 East shall be the preferential highways and a stop sign shall be placed on the north approach of County Road 650 North with County Road 625 North and County Road 1125 East.

22. At the intersection of County Road 650 North and County Road 1150 East (CO22), County Road 650 North shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 1150 East with County Road 650 North.

23. At the intersection of Dubois-Cuzco Road and County Road 850 East (CO23), Dubois-Cuzco Road shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 850 East with Dubois-Cuzco Road.

24. At the intersection of County Road 1125 East and County Road 475 North (CO24), County Road 1125 East and the west approach of County Road 475 North shall be the preferential highways and a stop sign shall be placed on the east approach of County Road 475 North with County Road 1125 East and the west approach of County Road 475 North.

25. At the intersection of Purdue Farm Road and County Road 475 North (CO25), Purdue Farm Road shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 475 North with Purdue Farm Road.

26. At the intersection of Dubois-Cuzco Road and County Road 735 East (CO26), Dubois-Cuzco Road shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 735 East with Dubois-Cuzco Road.

27. At the intersection of Dubois-Cuzco Road and County Road 760 East (CO27), Dubois-Cuzco Road shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 760 East with Dubois-Cuzco Road.

28. At the intersection of Dubois-Cuzco Road and County Road 450 North (CO28), Dubois-Cuzco Road shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 450 North with Dubois-Cuzco Road.

29. At the intersection of Cuzco Road South and County Road 475 North (CO29), Cuzco Road South shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 475 North with Cuzco Road South.

30. At the intersection of Cuzco Road South and County Road 450 North (CO30), Cuzco Road South shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 450 North with Cuzco Road South.

31. At the intersection of Purdue Farm Road and County Road 1050 East (CO31), Purdue Farm Road shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 1050 East with Purdue Farm Road.

32. At the intersection of Cuzco Road South and Purdue Farm Road (CO32), Cuzco Road South shall be the preferential highway and a stop sign shall be placed on the east approach of Purdue Farm Road with Cuzco Road South.

33. At the intersection of County Road 475 North and County Road 1050 East (CO33), County Road 475 North shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 1050 East with County Road 475 North.

Violation of this ordinance shall be punishable in that manner prescribed by Indiana statute and by prior Ordinance pertaining to preferential roads heretofore adopted by this Board of County Commissioners.

This Ordinance shall be effective from and following its passage and publication and upon completion of any other requirement required by law.

ORDINANCE NO. 2004-14 JEFFERSON TOWNSHIP

AN ORDINANCE AMENDING ALL ORDINANCES AMENDATORY THEREOF, BEING AN ORDINANCE IMPOSING RESTRICTION UPON VEHICLES OPERATED ON COUNTY ROADS IN JEFFERSON TOWNSHIP IN DUBOIS COUNTY, INDIANA

WHEREAS, the Board of Commissioners of Dubois County, Indiana, after having received a report on and considered an engineering and traffic investigation conducted by the County Highway Engineer regarding the affected intersections, and having the jurisdiction and responsibility to establish rules and regulations for the operation of vehicles and traffic on the following highways in said County, and;

WHEREAS, the Board of Commissioners now find that it is in the best interests of the citizens of said County and required for public safety to establish rules and regulations for the operation of vehicles in the use of the streets and highways hereinafter designated.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF DUBOIS, STATE OF INDIANA:

The provisions of this ordinance relate to preferential highways and stop signs on certain highways in Dubois County, Indiana.

1. At the intersection of Schnellville Road and Market Street in the Community of Schnellville (JE1), Schnellville Road shall be the preferential highway and a stop sign shall be placed on the west approach of Market Street with Schnellville Road.

2. At the intersection of Market Street and Elm Street in the Community of Schnellville (JE2), Market Street shall be the preferential highway and a stop sign shall be placed on the south approach of Elm Street with Market Street.

3. At the intersection of Schnellville Road and Pine Ridge Road in the Community of Schnellville (JE3), Schnellville Road shall be the preferential highway and a stop sign shall be placed on the south approach of Pine Ridge Road with Schnellville Road.

4. At the intersection of Schnellville Road and Elm Street in the Community of Schnellville (JE4), Schnellville Road shall be the preferential highway and a stop sign shall be placed on the north approach of Elm Street with Schnellville Road.

5. At the intersection of County Road 800 East and Market Street in the Community of Schnellville (JE5), County Road 800 East shall be the preferential highway and a stop sign shall be placed on the east and west approaches of Market Street with County Road 800 East.

6. At the intersection of Schnellville Road and County Road 800 East in the Community of Schnellville (JE6), Schnellville Road shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 800 East with Schnellville Road.

7. At the intersection of Schnellville Road and Walnut Street in the Community of Schnellville (JE7), Schnellville Road shall be the preferential highway and a stop sign shall be placed on the north approach of Walnut Street with Schnellville Road.

8. At the intersection of Schnellville Road and Main Street in the Community of Schnellville (JE8), Schnellville Road shall be the preferential highway and a stop sign shall be placed on the east approach of Main Street with Schnellville Road.

9. At the intersection of Schnellville Road and County Road 820 East (JE9), Schnellville Road shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 820 East with Schnellville Road.

10. At the intersection of Schnellville Road and Schnell Road (JE10), Schnellville Road shall be the preferential highway and a stop sign shall be placed on the south approach of Schnell Road with Schnellville Road.

11. At the intersection of Pine Ridge Road and County Road 400 South (JE11), Pine Ridge Road and the east approach of County Road 400 South shall be the preferential highways and a stop sign shall be placed on the west approach of County Road 400 South with Pine Ridge Road and the east approach of County Road 400 South.

12. At the intersection of Pine Ridge Road and County Road 400 South (JE12), Pine Ridge Road and the west approach of County Road 400 South shall be the preferential highways and a stop sign shall be placed on the east approach of County Road 400 South with Pine Ridge Road and the west approach of County Road 400 South.

13. At the intersection of Schnell Road and County Road 400 South (JE13), Schnell Road shall be the preferential highway and a stop sign shall be placed on the east and west approaches of County Road 400 South with Schnell Road.

14. At the intersection of Schnellville Road and County Road 975 East (JE14), Schnellville Road shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 975 East with Schnellville Road.

15. At the intersection of Schnellville Road and County Road 1025 East (JE15), Schnellville Road shall be the preferential highway and a stop sign shall be placed on the north and south approaches of County Road 1025 East with Schnellville Road.

16. At the intersection of County Road 1025 East and Mentor Cemetery Road (JE16), County Road 1025 East shall be the preferential highway and a stop sign shall be placed on the west approach of Mentor Cemetery Road with County Road 1025 East.

17. At the intersection of Kings Ridge Road and County Road 350 South (JE17), County Road 350 South and the west approach of Kings Ridge Road shall be the preferential highways and a stop sign shall be placed on the south approach of Kings Ridge Road with County Road 350 South and the west approach of Kings Ridge Road.

18. At the intersection of Harts Gravel Road and Kings Ridge Road (JE18), Harts Gravel Road and the south approach of Kings Ridge Road shall be the preferential highways and a stop sign shall be placed on the northeast approach of Kings Ridge Road with Harts Gravel Road and the south approach of Kings Ridge Road.

19. At the intersection of Pine Ridge Road and County Road 490 South (JE19), Pine Ridge Road and the east approach of County Road 490 South shall be the preferential highways and a stop sign shall be placed on the west approach of County Road 490 South with Pine Ridge Road and the east approach of County Road 490 South.

20. At the intersection of Schnell Road and County Road 500 South (JE20), Schnell Road shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 500 South with Schnell Road.

21. At the intersection of County Road 1000 East and County Road 450 South (JE21), County Road 1000 East shall be the preferential highway and a stop sign shall be placed on the northeast approach of County Road 450 South with County Road 1000 East.

22. At the intersection of County Road 1175 East and County Road 425 South (JE22), County Road 1175 East shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 425 South with County Road 1175 East.

23. At the intersection of Conservation Club Road and County Road 1100 East (JE23), Conservation Club Road shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 1100 East with Conservation Club Road.

24. At the intersection of Conservation Club Road and County Road 1025 East (JE24), Conservation Club Road shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 1025 East with Conservation Club Road.

25. At the intersection of Kyana Road and County Road 625 South (JE25), Kyana Road shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 625 South with Kyana Road.

26. At the intersection of Kyana Road and County Road 700 South (JE26), Kyana Road shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 700 South with Kyana Road.

27. At the intersection of Schnell Road and County Road 625 South (JE27), Schnell Road shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 625 South with Schnell Road.

28. At the intersection of Conservation Club Road and Mentor Road South (JE28), Conservation Club Road and the north approach of Mentor Road South shall be the preferential highways and a stop sign shall be placed on the south approach of Mentor Road South with Conservation Club Road and the north approach of Mentor Road South.

29. At the intersection of Kyana Road and Schnell Road (JE29), Kyana Road and the north approach of Schnell Road shall be the preferential highways and a stop sign shall be placed on the south approach of Schnell Road with Kyana Road and the north approach of Schnell Road.

30. At the intersection of Schnell Road and Mentor Road South (JE30), Schnell Road shall be the preferential highway and a stop sign shall be placed on the east approach of Mentor Road South with Schnell Road.

31. At the intersection of Mentor Road South and Taylor Hollow Road (JE31), Mentor Road South shall be the preferential highway and a stop sign shall be placed on the south approach of Taylor Hollow Road with Mentor Road South.

32. At the intersection of Taylor Hollow Road and County Road 880 East (JE32), Taylor Hollow Road shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 880 East with Taylor Hollow Road.

33. At the intersection of Taylor Hollow Road and Spencer Cemetery Road (JE33), Taylor Hollow Road shall be the preferential highway and a stop sign shall be placed on the east approach of Spencer Cemetery Road with Taylor Hollow Road.

34. At the intersection of Mentor Road South and County Road 575 South (JE34), Mentor Road South shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 575 South with Mentor Road South.

Violation of this ordinance shall be punishable in that manner prescribed by Indiana statute and by prior Ordinance pertaining to preferential roads heretofore adopted by this Board of County Commissioners.

This Ordinance shall be effective from and following its passage and publication and upon completion of any other requirement required by law.

ORDINANCE NO. 2004-15 PATOKA TOWNSHIP

AN ORDINANCE AMENDING ALL ORDINANCES AMENDATORY THEREOF, BEING AN ORDINANCE IMPOSING RESTRICTION UPON VEHICLES OPERATED ON COUNTY ROADS IN PATOKA TOWNSHIP IN DUBOIS COUNTY, INDIANA

WHEREAS, the Board of Commissioners of Dubois County, Indiana, after having received a report on and considered an engineering and traffic investigation conducted by the County Highway Engineer regarding the affected intersections, and having the jurisdiction and responsibility to establish rules and regulations for the operation of vehicles and traffic on the following highways in said County, and;

WHEREAS, the Board of Commissioners now find that it is in the best interests of the citizens of said County and required for public safety to establish rules and regulations for the operation of vehicles in the use of the streets and highways hereinafter designated.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF DUBOIS, STATE OF INDIANA:

The provisions of this ordinance relate to preferential highways and stop signs on certain highways in Dubois County, Indiana.

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

AUGUST 16, 2004

1. At the intersection of County Road 350 South and County Road 800 West (PA1), County Road 350 South shall be the preferential highway and a stop sign shall be placed on the north and south approaches of County Road 800 West with County Road 350 South.

2. At the intersection of County Road 350 South and County Road 720 West (PA2), County Road 350 South shall be the preferential highway and a stop sign shall be placed on the north and south approaches of County Road 720 West with County Road 350 South.

3. At the intersection of County Road 650 West and 2nd Street in the Community of Duff (PA3), County Road 650 West shall be the preferential highway and a stop sign shall be placed on the east approach of 2nd Street with County Road 650 West.

4. At the intersection of County Road 350 South and Nicholas Street in the Community of Duff (PA4), County Road 350 South shall be the preferential highway and a stop sign shall be placed on the north approach of Nicholas Street with County Road 350 South.

5. At the intersection of County Road 650 West and County Road 350 South in the Community of Duff (PA5), County Road 650 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 350 South with County Road 650 West.

6. At the intersection of County Road 600 West and County Road 350 South (PA6), County Road 600 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 350 South with County Road 600 West.

7. At the intersection of County Road 600 West and County Road 400 South (PA7), County Road 600 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 400 South with County Road 600 West.

8. At the intersection of County Road 550 West and Voelkel Road (PA8), County Road 550 West shall be the preferential highway and a stop sign shall be placed on the east approach of Voelkel Road with County Road 550 West.

9. At the intersection of County Road 400 South and County Road 550 West (PA9), County Road 400 South shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 550 West with County Road 400 South.

10. At the intersection of County Road 400 South and County Road 400 South Extension (PA10), County Road 400 South shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 400 South Extension with County Road 400 South.

11. At the intersection of County Road 400 South and North Cherry Street (PA11), County Road 400 South shall be the preferential highway and a stop sign shall be placed on the south approach of North Cherry Street with County Road 400 South.

12. At the intersection of County Road 130 West and County Road 375 South (PA12), County Road 130 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 375 South with County Road 130 West.

13. At the intersection of County Road 75 West and County Road 375 South (PA13), County Road 75 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 375 South with County Road 75 West.

14. At the intersection of Patoka Road and County Road 350 South (PA14), Patoka Road shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 350 South with Patoka Road.

15. At the intersection of Patoka Road and County Road 400 South (PA15), Patoka Road shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 400 South with Patoka Road.

16. At the intersection of County Road 875 West and County Road 450 South (PA16), County Road 875 West and the east approach of County Road 450 South shall be the preferential highways and a stop sign shall be placed on the west approach of County Road 450 South with County Road 875 West and the east approach of County Road 450 South.

17. At the intersection of County Road 450 South and County Road 800 West (PA17), County Road 450 South shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 800 West with County Road 450 South.

18. At the intersection of County Road 650 West, Duff Road Southeast and County Road 450 South (PA18), County Road 650 West shall be the preferential highway and a stop sign shall be placed on the east approach of Duff Road Southeast and on the west approach of County Road 450 South with County Road 650 West.

19. At the intersection of Duff Road Southeast and County Road 600 West (PA19), Duff Road Southeast shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 600 West with Duff Road Southeast.

20. At the intersection of County Road 500 South, Duff Road Southeast and County Road 525 West (PA20), County Road 500 South and Duff Road Southeast shall be the preferential highways and a stop sign shall be placed on the south approach of County Road 525 West with County Road 500 South and Duff Road Southeast.

21. At the intersection of Patoka Road and County Road 450 South (PA21), Patoka Road shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 450 South with Patoka Road.

22. At the intersection of County Road 850 West and County Road 825 West (PA22), the north approach of County Road 850 West and the east approach of County Road 825 West shall be the preferential highways and a stop sign shall be placed on the south approach of County Road 850 West and on the west approach of County Road 825 West with the north approach of County Road 850 West and the east approach of County Road 825 West.

23. At the intersection of Patoka Road and Old Road 64 (PA23), Patoka Road shall be the preferential highway and a stop sign shall be placed on the west approach of Old Road 64 with Patoka Road.

24. At the intersection of County Road 585 West and County Road 650 South (PA24), County Road 585 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 650 South with County Road 585 West.

25. At the intersection of County Road 500 West and County Road 630 South (PA25), County Road 500 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 630 South with County Road 500 West.

26. At the intersection of County Road 700 South and County Road 500 West (PA26), County Road 700 South and the north approach of County Road 500 West shall be the preferential highways and a stop sign shall be placed on the south approach of County Road 500 West with County Road 700 South and the north approach of County Road 500 West.

27. At the intersection of Old Road 64 and County Road 700 South (PA27), Old Road 64 shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 700 South with Old Road 64.

28. At the intersection of Old Road 64 and County Road 400 West (PA28), Old Road 64 shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 400 West with Old Road 64.

29. At the intersection of Old Road 64 and County Road 630 South (PA29), Old Road 64 shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 630 South with Old Road 64.

30. At the intersection of County Road 400 West and Sunset Drive (PA30), County Road 400 West shall be the preferential highway and a stop sign shall be placed on the east approach of Sunset Drive with County Road 400 West.

31. At the intersection of Cherry Street, Ferdinand Road Northwest, County Road 200 West and Sunset Drive (PA31), there shall be no preferential highway and a stop sign shall be placed on the north approach of Cherry Street, on the east approach of Ferdinand Road Northwest, on the south approach of County Road 200 West, and on the west approach of Sunset Drive.

32. At the intersection of County Road 75 West and 1st Street (PA32), County Road 75 West shall be the preferential highway and a stop sign shall be placed on the west approach of 1st Street with County Road 75 West.

33. At the intersection of County Road 75 West and County Road 660 South (PA33), County Road 75 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 660 South with County Road 75 West.

34. At the intersection of County Road 75 West and County Road 700 South (PA34), County Road 75 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 700 South with County Road 75 West.

35. At the intersection of Old Road 64 and County Road 585 West (PA35), Old Road 64 shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 585 West with Old Road 64.

36. At the intersection of Old Road 64 and Holland Road Northeast (PA36), Old Road 64 shall be the preferential highway and a stop sign shall be placed on the south approach of Holland Road Northeast with Old Road 64.

37. At the intersection of Old Road 64 and County Road 500 West (PA37), Old Road 64 shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 500 West with Old Road 64.

38. At the intersection of Old Road 64 and County Road 750 South (PA38), the west approach of Old Road 64 shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 750 South and on the northeast approach of Old Road 64 with the west approach of Old Road 64.

39. At the intersection of County Road 800 South and Holland Road Northeast (PA39), County Road 800 South and the east approach of Holland Road Northeast shall be the preferential highways and a stop sign shall be placed on the south approach of Holland Road Northeast with County Road 800 South and the east approach of Holland Road Northeast.

40. At the intersection of County Road 750 South and County Road 500 West (PA40), County Road 750 South shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 500 West with County Road 750 South.

41. At the intersection of County Road 750 South and County Road 400 West (PA41), County Road 750 South shall be the preferential highway and a stop sign shall be placed on the north and south approaches of County Road 400 West with County Road 750 South.

42. At the intersection of Ferdinand Road Northwest and County Road 700 South (PA42), Ferdinand Road Northwest shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 700 South with Ferdinand Road Northwest.

43. At the intersection of Ferdinand Road Northwest and County Road 100 West (PA43), Ferdinand Road Northwest shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 100 West with Ferdinand Road Northwest.

44. At the intersection of Ferdinand Road Northwest and County Road 75 West (PA44), Ferdinand Road Northwest shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 75 West with Ferdinand Road Northwest.

45. At the intersection of County Road 650 West and County Road 350 South in the Community of Duff (PA45), County Road 650 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 350 South with County Road 650 West.

Violation of this ordinance shall be punishable in that manner prescribed by Indiana statute and by prior Ordinance pertaining to preferential roads heretofore adopted by this Board of County Commissioners.

This Ordinance shall be effective from and following its passage and publication and upon completion of any other requirement required by law.

RE: HAC ROAD IMPROVEMENTS

It being 10:00 a.m., the time advertised for receipt of bids for HAC Overlay road improvements and notice having been read and proof of publication presented, the Commissioners received and opened in public the following bids:

Project		J. H. Rudolph & Co.	Tri-County Paving	Engineers Estimate
2004-15	County Rd 720 W & 1075 S	$105,537.65		$106,937.00
2004-16	County Rd 175 E	$ 60,242.80	$64,428.28	$ 62,130.00
2004-17	County Rd 750 W & 800 S	$ 72,939.00		$ 74,770.00
2004-18	County Rd 600 N & 200 W	$143,111.10		$150,405.00
2004-19	Mentor Rd S	$ 65,282.20		$ 67,074.00
2004-20	County Rd 650 W	$ 61,691.10		$ 65,858.00

The Engineer advised that he had also requested proposals on one small HAC project and the following proposals were received:

Project		J. H. Rudolph & Co.	Tri-County Paving
2004-21	County Rd 350 W & 300 N	$8,957.70	$8,470.00

RE: CLAIMS

On motion duly made and seconded, the Commissioners authorized and directed the Auditor to pay claims against the County during the first week of September insofar as the Commissioners will not meet until September 7, 2004. The Auditor shall submit payments made to the Commissioners on September 7, 2004.

RE: DOGWOOD ANIMAL CLINIC CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment of a claim by Dogwood Animal Clinic in the amount of $136.90 for services rendered to two dogs delivered to the Clinic by the Sheriff's Department.

RE: JASPER DOWNTOWN MERCHANTS

On motion duly made and seconded, the Commissioners authorized the Greater Jasper Downtown Business Association to use the basement restrooms in the Courthouse on September 11, 2004, from 7:00 a.m. to 5:00 p.m. and during the Jasper Car Show on October 2, 2004, from 8:00 a.m. to 2:00 p.m. during Kids Day.

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

AUGUST 16, 2004

RE: HAC ROAD IMPROVEMENT BIDS

Highway Engineer Wendholt reported that he had reviewed bids received by the Commissioners earlier in the day and that he had determined the bids to be acceptable. On motion duly made and seconded, the Commissioners accepted the following bids:

Project		
2004-15	County Rd 720 W & 1075 S	$105,537.65
2004-16	County Rd 175 E	$ 60,242.80
2004-17	County Rd 750 W & 800 S	$ 72,939.00
2004-18	County Rd 600 N & 200 W	$143,111.10
2004-19	Mentor Rd S	$ 65,282.20
2004-20	County Rd 650 W	$ 61,691.10

The Engineer also advised that a math error was found in the Tri-County Paving proposal which caused a reduction of the Tri-County proposal to $8,254.00. On motion duly made and seconded, the Commissioners accepted the Tri-County proposal.

RE: AFLAC INSURANCE

On motion duly made and seconded, the Commissioners authorized the AFLAC Insurance Company to sell personal accident indemnity insurance as part of its County employee offering.

RE: SEPTEMBER MEETINGS

The regular meeting in September will be held on September 7, 2004, with a continued meeting on September 20, 2004, both beginning at 9:00 a.m. in the Commissioners Room of the Courthouse Annex.

Lawrence M. Wallace

James R Benner

John A Berger

Attest: Martha A. Wehr
Mar Wehr, Auditor

DUBOIS COUNTY COUNCIL

AUGUST 16, 2004

The Dubois County Council conducted its August meeting on August 16, 2004, at 8:00 a.m. in the Courthouse Annex. Present at the meeting were Board members Richard Eckerle, Gregory A. Kendall, Jerry Hunefeld, Scott Knies, Mark A. Brescher, Leon J. Fleck, Donna L. Schroeder and County Auditor Martha A. Wehr. President Eckerle opened the meeting by asking for any additions or corrections to the minutes of the previous meeting. On a motion by Gregory A. Kendall and seconded by Leon J. Fleck, the minutes were approved as written. Motion carried unanimously.

RE: SANITATION FUND TRANSFER

Highway Clerk Debbie Berger appeared before the Council to request a transfer of funds as follows:

Sanitation Fund		
From:	Forms	$500.00
To:	Tires & Tubes	$500.00

On motion by Gregory A. Kendall and seconded by Jerry Hunefeld, the Council approved such transfer of funds.

RE: HIGHWAY FUND TRANSFER

Highway Clerk Debbie Berger appeared before the Council to request a transfer of funds as follows:

Highway Fund		
From:	Road Signs	$2,000.00
To:	Paint	$2,000.00

On motion by Gregory A. Kendall and seconded by Donna L. Schroeder, the Council approved such transfer of funds.

RE: LOCAL ROAD AND STREET AND HIGHWAY FUND TRANSFERS

Highway Clerk Debbie Berger appeared before the Council to request a transfer of funds as follows:

Local Road and Street Fund		
From:	600 W	$ 10,176.00
	Fairgrounds Drive	$ 3,545.00
		$ 13,721.00
To:	Bituminous Materials	$ 13,721.00
Highway Fund		
From:	500 E	$ 1,855.00
	Cuzco Road S & Town of Cuzco	$ 18,919.00
		$ 20,774.00
To:	Bituminous Materials	$ 20,774.00

On motion by Gregory A. Kendall and seconded by Leon J. Fleck, the Council approved such transfer of funds.

RE: HIGHWAY FUND TRANSFER

Highway Clerk Debbie Berger appeared before the Council to request a transfer of funds as follows:

Highway Fund		
From:	Bituminous Materials	$553,000.00
To:	720 W & 1075 S (04-15)	$112,000.00
	175 E (04-16)	$ 65,000.00
	750 W & 800 S (04-17)	$ 79,000.00
	600 N & 200 W (04-18)	$158,000.00
	Mentor Road South (04-19)	$ 70,000.00
	650 W (04-20)	$ 69,000.00
		$553,000.00

On motion by Donna L. Schroeder and seconded by Mark A. Brescher, the Council approved such transfer of funds.

RE: DISTRESSED ROAD ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the amount of $7,300.00 in Capital Outlay for interest earned on the loan for distressed roads. On motion by Leon J. Fleck and seconded by Mark A. Brescher, the Council approved such additional appropriation.

RE: ECONOMIC DEVELOPMENT INCOME TAX ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the amount of $300,000.00 in Capital Outlay for the North Mill Street project. On motion by Gregory A. Kendall and seconded by Mark A. Brescher, the Council approved such additional appropriation.

RE: CLERK'S PERPETUATION FUND ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the amount of $6,500.00 in Capital Outlay for a copier for the Clerk's office and books for the Records Library. On motion by Mark A. Brescher and seconded by Leon J. Fleck, the Council approved such additional appropriation.

RE: CUMULATIVE CAPITAL FUND ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the amount of $25,000.00 in Capital Outlay for repairs to the Annex roof. On motion by Jerry Hunefeld and seconded by Scott Knies, the Council approved such additional appropriation.

RE: PROPERTY REASSESSMENT FUND ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the amount of $12,000.00 in Other Services for the appeal audit in Patoka Township. On motion by Gregory A. Kendall and seconded by Donna L. Schroeder, the Council approved such additional appropriation.

RE: FAMILY AND CHILDREN'S FUND – RESOLUTION REQUESTING AN EXCESS LEVY

Susan Lesko appeared to request an excess levy for the Family and Children's Fund in the amount of $354,285.00. This would make the total funds raised by property taxes for the Family and Children's Fund to be $865,336.00 for 2005. On motion by Gregory A. Kendall and seconded by Jerry Hunefeld, the Council approved the following resolution requesting an excess levy which will be submitted to the Department of Local Government Finance for final approval:

> Be it resolved that the County Council finds that the money to raised by the 2005 property tax lexy for the Family and Children's Fund will be insufficient to meet the necessary expenditures of that fund.
>
> Therefore, the County Council approves an excess levy under the authority of IC 6-1.1-18.6-3 for the Family and Children's Fund in the amount of $354,285.00. This would make the total funds raised by property taxes for the Family and Children's Fund $856,336.00 for the year 2005. The County Auditor is directed to forward a coy of the resolution to the Department of Local Government Finance, no later than October 1, 2004.

RE: MEMORIAL HOSPITAL AND ST. JOSEPH HOSPITAL 2005 BUDGET

Suzan Henke appeared before the Council to discuss the 2005 budget request of Memorial Hospital and St. Joseph Hospital. Ray Stroud, a representative from St. Joseph Hospital, was also present.

RE: PUBLIC HEARING MEETING

With no further business to come before the Council, the next meeting will be held Tuesday, September 7, 2004, at 7:00 p.m. in the Council Chambers of the Courthouse Annex for the Public Hearing on the 2005 Budget requests.

Leon J. Fleck

Jerry Hunefeld

Mark A. Brescher

Richard Eckerle, President

Gregory A. Kendall

Donna L. Schroeder

Scott Knies

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

SEPTEMBER 7, 2004

The regular monthly meeting of the Dubois County Commissioners was held in the Commissioner's Room of the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. on September 7, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Auditor Martha A. Wehr, Highway Engineer Norman Wendholt, Highway Supervisor Steven L. Berg, Highway Clerk Debbie Berger and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was opened for business by President Vollmer. Minutes of the August meetings of the Commissioners were approved as presented. The minutes were then signed. Income for the month of August, 2004, were as follows: Recorder $16,297.64; Health Department $20,678.22; Auditor $46.00; Clerk $44,059.60. Claims against the County were examined and those found to be just, due and owing were allowed and those found to be not due and owing were disallowed, all as more fully set forth in the Claims and Allowance Docket of the County.

RE: CLERK'S OFFICE – COPY MACHINE

County Clerk Kathy Hopf appeared to request authority to replace the copy machine in her office. The current machine is almost ten years old and has over a 500,000-copy count. A replacement would cost $5,135.00. On motion duly made and seconded, the purchase was approved.

The Clerk also discussed access to voting locations.

RE: COURTHOUSE ANNEX ROOF

Courthouse Custodian Loveall appeared to submit proposals for replacement of the Courthouse Annex roof (three sections). Three proposals were requested and the following two were received:

Hedinger Roofing	$24,870.00
Schmidt Contracting	$28,520.00

On motion duly made and seconded, the Commissioners accepted the Hedinger Roofing proposal.

RE: COURTHOUSE TOWER

The Commissioners also reviewed a proposal to replace the access ladders to the Courthouse clock tower. It is believed that the current ladders are the original ladders from 1910. On motion duly made and seconded, the Commissioners accepted the proposal of Jasper Lumber Company for $6,350.00 for replacement of tower ladders, subject to appropriation of funds by the County Council from the Cumulative Capital Fund.

RE: SOIL CEMENT PROJECTS

The Highway Supervisor reported on several road projects using soil cement including Mill Street Extension and County Road 650 West.

RE: ELLSWORTH ROAD AND CELESTINE ROAD SOUTH IMPROVEMENTS

The Highway Supervisor submitted proposals from J. H. Rudolph & Company for improvements required on the Ellsworth Road and Celestine Road South. On motion duly made and seconded, the Commissioners accepted the proposal of J. H. Rudolph & Company of $10,768.00 for repairs of Celestine Road South and $2,195.00 for the Ellsworth Road-Celestine Road North intersection, subject to appropriation of funds by the County Council from the Economic Development Fund.

RE: HIGHWAY DEPARTMENT INSURANCE

Tim Bell, of German American Insurance, appeared to submit additional information regarding insurance coverage on Highway Department equipment. After review of the information, on motion duly made and seconded, the Commissioners approved providing collision insurance on all Highway Department trucks being 2-1/2 ton and higher and on the newest model compactor truck, using a $1,000.00 deductible.

RE: HIGHWAY DEPARTMENT – ADDITIONAL APPROPRIATION

The Highway Clerk submitted a proposed appropriation in the Highway Fund for gas, oil and diesel in the amount of $20,000.00. On motion duly made and seconded, the Commissioners approved the additional appropriation and directed that the same be submitted to the County Council.

RE: HIGHWAY DEPARTMENT – TRANSFERS

The Highway Clerk also submitted two proposed transfer resolutions within the Highway Department Fund as follows:

From:	
Repairs, Building and Grounds	$3,500.00
To:	
Printing and Advertising	$3,500.00
From:	
Truck Drivers	$6,500.00
To:	
Part-time Employees	$6,500.00

On motion duly made and seconded, the Commissioners approved the transfers.

RE: HIGHWAY DEPARTMENT PROJECTS

County Highway Engineer Wendholt appeared to report on the current status of Highway Department projects, including: FERDINAND INDUSTRIAL ROAD (bids set for September 14, 2004, remaining appropriation is $496,365.24; PORTERSVILLE BRIDGE (Bridge agreement with INDOT AND DNR has been signed by Daviess County); MILL STREET EXTENSION (major earthwork complete, drain installed, soil cement in process, K drains and driveway pipes within several weeks, paving in late September, reply being prepared for County Soil and Water Board, appraisals of wetland replacement in process, old Meridian Road vacation in process); BRIDGE #142 REPLACEMENT (abutment walls near completion, project done in three weeks); RAILROAD PAVEMENT MARKINGS (installed on County Road 600E, 500E, 600W and Kyana Road); OLD STATE ROAD 64 (Engineer recommends increase in speed limit from 35 MPH to 45 MPH); STEINBOTTOM ROAD DRIVEWAY PERMIT (requested for logging operation, not adequate site distance. Commissioners expressed no objections conditioned upon limited length, use of caution signs, use of flagman, agreement for road repair); US 231 BY-PASS AT KELLERVILLE ROAD (Engineer poses question about intersection of CR 300N, Kellerville Road and proposed US 231 By-pass).

RE: MILL STREET EXTENSION – CHANGE ORDER #4

On motion duly made and seconded, the Commissioners approved Change Order #4 from Knies Construction for $14,477.33 for changes required by Corps of Engineers and IDNR.

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

SEPTEMBER 7, 2004

RE: ORDINANCE NUMBER 2004-16 AND 2004-17 – STOP SIGN ORDINANCE

County Highway Engineer Wendholt reported to the Commissioners regarding studies which he has conducted on road intersections located in Jackson and Hall Townships and his determination as to which intersecting road should be treated as the preferential road and which road should be required to be considered as a stop road for safety purposes. He submitted the proposed Ordinances to establish the preferential (thru) road and the road on which traffic is required to stop at intersections within the listed Townships. On motion duly made and seconded, the Ordinances were unanimously adopted as follows:

ORDINANCE NO. 2004-16 HALL TOWNSHIP

AN ORDINANCE AMENDING ALL ORDINANCES AMENDATORY THEREOF, BEING AN ORDINANCE IMPOSING RESTRICTION UPON VEHICLES OPERATED ON COUNTY ROADS IN HALL TOWNSHIP IN DUBOIS COUNTY, INDIANA

WHEREAS, the Board of Commissioners of Dubois County, Indiana, after having received a report on and considered an engineering and traffic investigation conducted by the County Highway Engineer regarding the affected intersections, and having the jurisdiction and responsibility to establish rules and regulations for the operation of vehicles and traffic on the following highways in said County, and;

WHEREAS, the Board of Commissioners now find that it is in the best interests of the citizens of said County and required for public safety to establish rules and regulations for the operation of vehicles in the use of the streets and highways hereinafter designated.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF DUBOIS, STATE OF INDIANA:

The provisions of this ordinance relate to preferential highways and stop signs on certain highways in Dubois County, Indiana.

1. At the intersection of County Road 330 North and County Road 760 East (HL1), County Road 330 North shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 760 East with County Road 330 North.
2. At the intersection of County Road 330 North and County Road 960 East (HL2), County Road 330 North shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 960 East with County Road 330 North.
3. At the intersection of Cuzco Road South and County Road 330 North (HL3), Cuzco Road South shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 330 North with Cuzco Road South.
4. At the intersection of Dubois Road Southeast and County Road 720 East (HL4), Dubois Road Southeast and the north approach of County Road 720 East shall be the preferential highways and a stop sign shall be placed on the southwest approach of County Road 720 East with Dubois Road Southeast and the north approach of County Road 720 East.
5. At the intersection of Celestine Road North and County Road 720 East (HL5), Celestine Road North shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 720 East with Celestine Road North.
6. At the intersection of Ellsworth Road and Dubois Road Southeast (HL6), Ellsworth Road shall be the preferential highway and a stop sign shall be placed on the north approach of Dubois Road Southeast with Ellsworth Road.
7. At the intersection of Ellsworth Road and County Road 820 West (HL7), Ellsworth Road shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 820 West with Ellsworth Road.
8. At the intersection of Ellsworth Road and County Road 900 East (HL8), Ellsworth Road shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 900 East with Ellsworth Road.
9. At the intersection of Celestine Road North and Highland Boulevard in the Community of Celestine (HL9), Celestine Road North shall be the preferential highway and a stop sign shall be placed on the east approach of Highland Boulevard with Celestine Road North.
10. At the intersection of Highland Boulevard and Montana Drive West in the Community of Celestine (HL10), Highland Boulevard shall be the preferential highway and a stop sign shall be placed on the north approach of Montana Drive West with Highland Boulevard.
11. At the intersection of Montana Drive East and Highland Boulevard in the Community of Celestine (HL11), Montana Drive East and the south approach of Highland Boulevard shall be the preferential highways and a stop sign shall be placed on the west approach of Highland Boulevard with Montana Drive East and the south approach of Highland Boulevard.
12. At the intersection of Celestine Road North and Mundy Boulevard in the Community of Celestine (HL12), Celestine Road North shall be the preferential highway and a stop sign shall be placed on the east approach of Mundy Boulevard with Celestine Road North.
13. At the intersection of Mundy Boulevard and Messmer Drive in the Community of Celestine (HL 13), Mundy Boulevard shall be the preferential highway and a stop sign shall be placed on the south approach of Messmer Drive with Mundy Boulevard.
14. At the intersection of Mundy Boulevard and Kempf Avenue in the Community of Celestine (HL 14), Mundy Boulevard shall be the preferential highway and a stop sign shall be placed on the south approach of Kempf Avenue with Mundy Boulevard.
15. At the intersection of Mundy Boulevard and Highland Boulevard in the Community of Celestine (HL 15), Mundy Boulevard shall be the preferential highway and a stop sign shall be placed on the north approach of Highland Boulevard with Mundy Boulevard.
16. At the intersection of Ellsworth Road and Mundy Boulevard in the Community of Celestine (HL16), Ellsworth Road shall be the preferential highway and a stop sign shall be placed on the west approach of Mundy Boulevard with Ellsworth Road.
17. At the intersection of Celestine Road North and Ellsworth Road in the Community of Celestine (HL17), Celestine Road North shall be the preferential highway and a stop sign shall be placed on the east and west approaches of Ellsworth Road with Celestine Road North.
18. At the intersection of Ellsworth Road and De La Hailandiere Street in the Community of Celestine (HL18), Ellsworth Road shall be the preferential highway and a stop sign shall be placed on the south approach of De La Hailandiere Street with Ellsworth Road.
19. At the intersection of Celestine Road North and Bishop Street in the Community of Celestine (HL19), Celestine Road North shall be the preferential highway and a stop sign shall be placed on the east approach of Bishop Street with Celestine Road North.
20. At the intersection of De La Hailandiere Street and Bishop Street in the Community of Celestine (HL20), De La Hailandiere Street shall be the preferential highway and a stop sign shall be placed on the west approach of Bishop Street with De La Hailandiere Street.
21. At the intersection of Celestine Road North and St. Charles Street in the Community of Celestine (HL21), Celestine Road North shall be the preferential highway and a stop sign shall be placed on the east and west approaches of St. Charles Street with Celestine Road North.
22. At the intersection of De La Hailandiere Street and St. Charles Street in the Community of Celestine (HL22), De La Hailandiere Street shall be the preferential highway and a stop sign shall be placed on the east and west approaches of St. Charles Street with De La Hailandiere Street.

23. At the intersection of Celestine Road South and St. Marys Street in the Community of Celestine (HL23), Celestine Road South shall be the preferential highway and a stop sign shall be placed on the east and west approaches of St. Marys Street with Celestine Road South.

24. At the intersection of De La Hailandiere Street and St. Marys Street in the Community of Celestine (HL24), De La Hailandiere Street shall be the preferential highway and a stop sign shall be placed on the west approach of St. Marys Street with De La Hailandiere Street.

25. At the intersection of Main Cross Street and De La Hailandiere Street in the Community of Celestine (HL25), Main Cross Street shall be the preferential highway and a stop sign shall be placed on the north approach of De La Hailandiere Street with Main Cross Street.

26. At the intersection of Ellsworth Road and County Road 725 East (HL26), Ellsworth Road shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 725 East with Ellsworth Road.

27. At the intersection of Ellsworth Road and County Road 775 East (HL27), Ellsworth Road shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 775 East with Ellsworth Road.

28. At the intersection of County Road 820 East and County Road 75 North (HL28), County Road 820 East shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 75 North with County Road 820 East.

29. At the intersection of County Road 900 East and County Road 75 North (HL29), County Road 900 East shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 75 North with County Road 900 East.

30. At the intersection of Robert Drive and Glennwood Terrace Lane (HL30), Robert Drive shall be the preferential highway and a stop sign shall be placed on the east and west approaches of Glennwood Terrace Lane with Robert Drive.

31. At the intersection of Glennwood Terrace Lane and Charmwood Drive (HL31), Glennwood Terrace Lane shall be the preferential highway and a stop sign shall be placed on the south approach of Charmwood Drive with Glennwood Terrace Lane.

32. At the intersection of Lakeview Drive and Glennwood Terrace Lane (HL32), Lakeview Drive shall be the preferential highway and a stop sign shall be placed on the west approach of Glennwood Terrace Lane with Lakeview Drive.

33. At the intersection of Robert Drive and Dogwood Court (HL33), Robert Drive shall be the preferential highway and a stop sign shall be placed on the west approach of Dogwood Court with Robert Drive.

34. At the intersection of Gramwood Drive and Robert Drive (HL34), Gramwood Drive shall be the preferential highway and a stop sign shall be placed on the north and south approaches of Robert Drive with Gramwood Drive.

35. At the intersection of Gramwood Drive and Charmwood Drive (HL35), Gramwood Drive shall be the preferential highway and a stop sign shall be placed on the north approach of Charmwood Drive with Gramwood Drive.

36. At the intersection of Lakeview Drive and Gramwood Drive (HL36), Lakeview Drive shall be the preferential highway and a stop sign shall be placed on the west approach of Gramwood Drive with Lakeview Drive.

37. At the intersection of County Road 1000 East, Pleasant View Lane, and Gramwood Drive (HL37), County Road 1000 East and Pleasant View Lane shall be the preferential highways and a stop sign shall be placed on the north and south approaches of Gramwood Drive with County Road 1000 East and Pleasant View Lane.

38. At the intersection of Pleasant View Lane and Robert Drive (HL38), Pleasant View Lane shall be the preferential highway and a stop sign shall be placed on the north approach of Robert Drive with Pleasant View Lane.

39. At the intersection of Gramwood Drive and Maria Court (HL39), Gramwood Drive shall be the preferential highway and a stop sign shall be placed on the east approach of Maria Court with Gramwood Drive.

40. At the intersection of Maria Court and Bertwood Court (HL40), Maria Court shall be the preferential highway and a stop sign shall be placed on the south approach of Bertwood Court with Maria Court.

41. At the intersection of County Road 1025 East and Merkel Road (HL41), County Road 1025 East shall be the preferential highway and a stop sign shall be placed on the east approach of Merkel Road with County Road 1025 East.

42. At the intersection of Celestine Road South and County Road 100 South (HL42), Celestine Road South shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 100 South with Celestine Road South.

43. At the intersection of County Road 820 East and County Road 900 East (HL43), County Road 820 East shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 900 East with County Road 820 East.

44. At the intersection of County Road 820 East and County Road 175 South (HL44), County Road 820 East shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 175 South with County Road 820 East.

45. At the intersection of County Road 1025 East and County Road 175 South (HL45), County Road 1025 East shall be the preferential highway and a stop sign shall be placed on the east and west approaches of County Road 175 South with County Road 1025 East.

46. At the intersection of County Road 175 South and County Road 1100 East (HL46), County Road 175 South shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 1100 East with County Road 175 South.

47. At the intersection of Celestine Road South and Main Cross Street in the Community of Celestine (HL47), Celestine Road South shall be the preferential highway and a stop sign shall be placed on the east approach of Main Cross Street with Celestine Road South.

Violation of this ordinance shall be punishable in that manner prescribed by Indiana statute and by prior Ordinance pertaining to preferential roads heretofore adopted by this Board of County Commissioners.

This Ordinance shall be effective from and following its passage and publication and upon completion of any other requirement required by law.

ORDINANCE NO. 2004-17 JACKSON TOWNSHIP

AN ORDINANCE AMENDING ALL ORDINANCES AMENDATORY THEREOF, BEING AN ORDINANCE IMPOSING RESTRICTION UPON VEHICLES OPERATED ON COUNTY ROADS IN JACKSON TOWNSHIP IN DUBOIS COUNTY, INDIANA

WHEREAS, the Board of Commissioners of Dubois County, Indiana, after having received a report on and considered an engineering and traffic investigation conducted by the County Highway Engineer regarding the affected intersections, and having the jurisdiction and responsibility to establish rules and regulations for the operation of vehicles and traffic on the following highways in said County, and;

WHEREAS, the Board of Commissioners now find that it is in the best interests of the citizens of said County and required for public safety to establish rules and regulations for the operation of vehicles in the use of the streets and highways hereinafter designated.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF DUBOIS, STATE OF INDIANA:

The provisions of this ordinance relate to preferential highways and stop signs on certain highways in Dubois County, Indiana.

1. At the intersection of St. Anthony Road West and County Road 250 South (JA1), St. Anthony Road West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 250 South with St. Anthony Road West.

2. At the intersection of St. Anthony Road North and County Road 250 South (JA2), St. Anthony Road North shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 250 South with St. Anthony Road North.

3. At the intersection of Schnellville Road and County Road 600 East (JA3), Schnellville Road shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 600 East with Schnellville Road.

4. At the intersection of Schnellville Road and Celestine Road South (JA4), Schnellville Road shall be the preferential highway and a stop sign shall be placed on the north approach of Celestine Road South with Schnellville Road.

5. At the intersection of Schnellville Road and County Road 700 East (JA5), Schnellville Road shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 700 East with Schnellville Road.

6. At the intersection of County Road 400 South, County Road 75 East and County Road 50 East (JA6), County Road 400 South and County Road 75 East shall be the preferential highways and a stop sign shall be placed on the south approach of County Road 50 East with County Road 400 South and County Road 75 East.

7. At the intersection of Countrywood Estates Road and Countrywood Estates Road (JA7), the east and west approaches of Countrywood Estates Road shall be the preferential highways and a stop sign shall be placed on the south approach of Countrywood Estates Road with the east and west approaches of Countrywood Estates Road.

8. At the intersection of Countrywood Estates Road and Countrywood Estates Road (JA8), the west and north approaches of Countrywood Estates Road shall be the preferential highways and a stop sign shall be placed on the east approach of Countrywood Estates Road with the west and north approaches of Countrywood Estates Road.

9. At the intersection of County Road 350 South and St. Anthony Road West (JA9), County Road 350 South and the south approach of St. Anthony Road West shall be the preferential highways and a stop sign shall be placed on the north approach of St. Anthony Road West with County Road 350 South and the south approach of St. Anthony Road West.

10. At the intersection of Santine Road and County Road 400 South (JA10), Santine Road shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 400 South with Santine Road.

11. At the intersection of County Road 400 South, County Road 600 East and County Road 650 East (JA11), there shall be no preferential highway and a stop sign shall be placed on the east and west approaches of County Road 400 South, north approach of County Road 600 East and south approach of County Road 650 East.

12. At the intersection of County Road 700 East and County Road 400 South (JA12), there shall be no preferential highway and a stop sign shall be placed on the north and south approaches of County Road 700 East and east and west approaches of County Road 400 South.

13. At the intersection of County Road 50 East and County Road 450 South (JA13), County Road 50 East shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 450 South with County Road 50 East.

14. At the intersection of County Road 420 South and County Road 170 East (JA14), County Road 420 South shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 170 East with County Road 420 South.

15. At the intersection of St. Anthony Road West and County Road 450 South (JA15), St. Anthony Road West and the east approach of County Road 450 South shall be the preferential highways and a stop sign shall be placed on the west approach of County Road 450 South with St. Anthony Road West and the east approach of County Road 450 South.

16. At the intersection of Club Road and County Road 550 South (JA16), Club Road shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 550 South with Club Road.

17. At the intersection of Santine Road, St. Anthony Road North and Ohio Street in the Community of St. Anthony (JA17), Santine Road shall be the preferential highway and a stop sign shall be placed on the north approach of St. Anthony Road North and on the south approach of Ohio Street with Santine Road.

18. At the intersection of Cross Street, Santine Road and Indiana Street in the Community of St. Anthony (JA18), Cross Street and Santine Road shall be the preferential highways and a stop sign shall be placed on the east and west approaches of Indiana Street with Cross Street and Santine Road.

19. At the intersection of Ohio Street and Indiana Street in the Community of St. Anthony (JA19), Ohio Street shall be the preferential highway and a stop sign shall be placed on the west approach of Indiana Street with Ohio Street.

20. At the intersection of County Road 450 South and St. Johns Street in the Community of St. Anthony (JA20), the east approach of County Road 450 South shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 450 South and the south approach of St. Johns Street with the east approach of County Road 450 South.

21. At the intersection of County Road 450 South and St. Joseph Street in the Community of St. Anthony (JA21), County Road 450 South shall be the preferential highway and a stop sign shall be placed on the south approach of St. Joseph Street with County Road 450 South.

22. At the intersection of Cross Street and County Road 450 South in the Community of St. Anthony (JA22), there shall be no preferential highway and a stop sign shall be placed on the north and south approaches of Cross Street and the east and west approaches of County Road 450 South.

23. At the intersection of Ohio Street and County Road 450 South in the Community of St. Anthony (JA23), Ohio Street and the west approach of County Road 450 South shall be the preferential highways and a stop sign shall be placed on the east approach of County Road 450 South with Ohio Street and the west approach of County Road 450 South.

24. At the intersection of County Road 450 South and Sycamore Street in the Community of St. Anthony (JA24), the west approach of County Road 450 South shall be the preferential highway and a stop sign shall be placed on the north approach of Sycamore Street and on the east approach of County Road 450 South with the west approach of County Road 450 South.

25. At the intersection of County Road 450 South and County Road 450 East (JA25), County Road 450 South shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 450 East with County Road 450 South.

26. At the intersection of South Street and St. Anthony Road South in the Community of St. Anthony (JA26), South Street shall be the preferential highway and a stop sign shall be placed on the south approach of St. Anthony Road South with South Street.

27. At the intersection of South Street and St. Johns Street in the Community of St. Anthony (JA27), South Street shall be the preferential highway and a stop sign shall be placed on the north approach of St. Johns Street with South Street.

28. At the intersection of South Street and St. Joseph Street in the Community of St. Anthony (JA28), South Street shall be the preferential highway and a stop sign shall be placed on the north approach of St. Joseph Street with South Street.

29. At the intersection of Cross Street and South Street in the Community of St. Anthony (JA29), the south approach of Cross Street shall be the preferential highway and a stop sign shall be placed on the north approach of Cross Street and the west approach of South Street with the south approach of Cross Street.

30. At the intersection of County Road 450 East and Chestnut Street in the Community of St. Marks (JA30), County Road 450 East shall be the preferential highway and a stop sign shall be placed on the east approach of Chestnut Street with County Road 450 East.

31. At the intersection of 3rd Street and Chestnut Street in the Community of St. Marks (JA31), 3rd Street shall be the preferential highway and a stop sign shall be placed on the east and west approaches of Chestnut Street with 3rd Street.

32. At the intersection of 3rd Street and Main Street in the Community of St. Marks (JA32), 3rd Street shall be the preferential highway and a stop sign shall be placed on the east approach of Main Street with 3rd Street.

33. At the intersection of Chestnut Street and 2nd Street in the Community of St. Marks (JA33), Chestnut Street and the south approach of 2nd Street shall be the preferential highways and a stop sign shall be placed on the north approach of 2nd Street with Chestnut Street and the south approach of 2nd Street.

34. At the intersection of County Road 500 East and Front Street in the Community of St. Marks (JA34), County Road 500 East and the east approach of Front Street shall be the preferential highways and a stop sign shall be placed on the west approach of Front Street with County Road 500 East and the east approach of Front Street.

35. At the intersection of 2nd Street and Main Street in the Community of St. Marks (JA35), 2nd Street shall be the preferential highway and a stop sign shall be placed on the west approach of Main Street with 2nd Street.

36. At the intersection of County Road 650 East and County Road 450 South (JA36), County Road 650 East shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 450 South with County Road 650 East.

37. At the intersection of County Road 700 East and County Road 650 East (JA37), County Road 700 East shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 650 East with County Road 700 East.

38. At the intersection of County Road 550 South and County Road 100 East (JA38), County Road 550 South shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 100 East with County Road 550 South.

39. At the intersection of Old Road 162 and Old Road 162 in the Community of Bretzville (JA39), the south and west approaches of Old Road 162 shall be the preferential highways and a stop sign shall be placed on the north approach of Old Road 162 with the south and west approaches of Old Road 162.

40. At the intersection of County Road 550 South and County Road 245 East (JA40), County Road 550 South shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 245 East with County Road 550 South.

41. At the intersection of Club Road and County Road 600 South (JA41), Club Road shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 600 South with Club Road.

42. At the intersection of County Road 600 East and County Road 650 South (JA42), County Road 600 East shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 650 South with County Road 600 East.

43. At the intersection of County Road 700 South, County Road 75 East and County Road 660 South (JA43), County Road 700 South and County Road 75 East shall be the preferential highways and a stop sign shall be placed on the west approach of County Road 660 East with County Road 700 South and County Road 75 East.

44. At the intersection of Maple Drive and Oak Lane (JA44), Maple Drive and the south approach of Oak Lane shall be the preferential highways and a stop sign shall be placed on the north approach of Oak Lane with Maple Drive and the south approach of Oak Lane.

45. At the intersection of Maple Drive and Hickory Lane (JA45), Maple Drive shall be the preferential highway and a stop sign shall be placed on the south approach of Hickory Lane with Maple Drive.

46. At the intersection of Hickory Lane and Walnut Drive (JA46), Hickory Lane and the west approach of Walnut Drive shall be the preferential highways and a stop sign shall be placed on the east approach of Walnut Drive with Hickory Lane and the west approach of Walnut Drive.

47. At the intersection of County Road 600 South and County Road 245 East (JA47), County Road 600 South and the north approach of County Road 245 East shall be the preferential highways and a stop sign shall be placed on the south approach of County Road 245 East with County Road 600 South and the north approach of County Road 245 East.

48. At the intersection of Old Road 162 and County Road 660 South (JA48), Old Road 162 shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 660 South with Old Road 162.

49. At the intersection of Old Road 162 and Old Road 162 Extension (JA49), the north and south approaches of Old Road 162 shall be the preferential highways and a stop sign shall be placed on the southeast approach of Old Road 162 Extension with the north and south approaches of Old Road 162.

50. At the intersection of Club Road and County Road 650 South (JA50), Club Road shall be the preferential highway and a stop sign shall be placed on the east and west approaches of County Road 650 South with Club Road.

51. At the intersection of County Road 650 South and County Road 400 East (JA51), County Road 650 South shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 400 East with County Road 650 South.

52. At the intersection of Club Road and County Road 675 South (JA52), Club Road shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 675 South with Club Road.

53. At the intersection of County Road 650 South and County Road 500 East (JA53), there shall be no preferential highway and a stop sign shall be placed on the east and west approaches of County Road 650 South and the north and south approaches of County Road 500 East.

54. At the intersection of Kyana Road and Kyana Road Extension (JA54), Kyana Road shall be the preferential highway and a stop sign shall be placed on the east approach of Kyana Road Extension with Kyana Road.

55. At the intersection of Old Road 162 and Old Road 162 Extension (JA54), Old Road 162 shall be the preferential highway and a stop sign shall be placed on the northwest approach of Old Road 162 Extension with Old Road 162.

56. At the intersection of County Road 500 East and County Road 450 East in the Community of St. Marks (JA56), County Road 500 East shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 450 East with County Road 500 East.

57. At the intersection of Front Street and County Road 450 East in the Community of St. Marks (JA57), Front Street and the north approach of County Road 450 East shall be the preferential highways and a stop sign shall be placed on the south approach of County Road 450 East with Front Street and the north approach of County Road 450 East.

58. At the intersection of St. Anthony Road South and County Road 450 East in the Community of St. Marks (JA58), St. Anthony Road South and the east approach of County Road 450 East shall be the preferential highways and a stop sign shall be placed on the north approach of County Road 450 East with St. Anthony Road South and the east approach of County Road 450 East.

Violation of this ordinance shall be punishable in that manner prescribed by Indiana statute and by prior Ordinance pertaining to preferential roads heretofore adopted by this Board of County Commissioners.

This Ordinance shall be effective from and following its passage and publication and upon completion of any other requirement required by law.

RE: COURTHOUSE ANNEX ENTRY DOOR KEYS

The Commissioners determined that both outside and inside door key distribution should be on a highly restricted level for non-employees and directed that lower level door locks should be changed with limited distribution of new keys.

RE: EMERGENCY RESPONSE

The Commissioners discussed the liability problems which could be associated with the establishment of an emergency response team under the Local Emergency Planning Commission. Also discussed was liability should the County participate in the State (IDEM) Brownfield program.

RE: SCHNEIDER CORPORATION – GIS

Andrew Harrison and Kate Zale, representing Schneider Corporation of Indianapolis, appeared to discuss a County GIS system. Harrison stated that accuracy will be based on USDA fly-over and may have as much of a 33-foot variance. He presented a computer program showing use of GIS in other Indiana counties.

RE: DOGWOOD ANIMAL CLINIC CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment of a claim from Dogwood Animal Clinic in the amount of $68.45 for services rendered to a dog delivered to the Clinic by the Sheriff's Department.

RE: HEALTH DEPARTMENT – EQUIPMENT

The County Auditor submitted a list of Department equipment disposed by delivery to the Highway Department and Courthouse and a request that a number of other items be declared surplus for storage and as unserviceable for disposal as trash or recycling. On motion duly made and seconded, the list and disposition in the manner set forth therein were approved.

RE: AMERICAN APPRAISAL ASSOCIATES – INVENTORY VALUATION

On motion duly made and seconded, the Commissioners approved a professional service agreement with American Appraisal Associates, Inc. for the valuation of all County assets in excess of $1,000.00.

RE: PAYROLL DISTRIBUTION

The County Auditor reported to the Commissioners that the County Council has denied her request for an additional employee to cover the extra work resulting from change in method of payroll, as previously approved by the Commissioners. She stated that with cooperation of Department Heads, the original methods used could be retained,
the delay at the Highway Department could be reduced to one week and payment could be made one day after the 15th and the 30th day of the month, except for weekends or holidays. Lengthy discussion followed. Motion was made to retain the original payment method (bi-monthly), effective January 1, 2005, with one week delay at the Highway Department and with payment one day after the 15th and after the 30th of the month, except for weekends or holidays, which motion was seconded. The motion was adopted by a vote of two in favor and one against.

RE: JASPER DOWNTOWN MERCHANTS

On motion duly made and seconded, the Commissioners corrected its minutes of August 16, 2004, granting authority to the Jasper Downtown Merchants to use the basement restrooms in the Courthouse for September 11, 2004, from 7:00 a.m. to 5:00 p.m. during the Jasper Car Show and on October 2, 2004, from 8:00 a.m. to 2:00 p.m. during Kids Day.

RE: COMMUNITY CORRECTIONS BUILDING

On motion duly made and seconded, the Commissioners authorized the release of all remaining retainage funds on the Community Corrections Building to the contractor, ARC Construction.

RE: EMERGENCY POWER SOURCE

The Highway Supervisor submitted proposals for the purchase by the Department of an emergency power source (generator). The lowest proposal was that of IPT in the amount of $22,991.00. On motion duly made and seconded, the Commissioners accepted the IPT proposal. The Commissioners also authorized the Supervisor to engage the services of Fischer Electric to install necessary connector cards, plugs and breakers for the price of $2,090.00. All funding is to come from the Homeland Security Grant.

RE: CONTINUED SEPTEMBER MEETING

The continued September meeting of the Commissioners will be held September 20, 2004, at 9:00 a.m. in the Commissioners Room of the Courthouse Annex.

Lawrence M. Vollmer James R. Kemper John H. Berger Attest: Martha A. Wehr, Auditor

DUBOIS COUNTY COUNCIL

SEPTEMBER 7, 2004

The Dubois County Council conducted a Public Hearing meeting on the 2005 Budget for all County offices and Departments on September 7, 2004, at 7:00 p.m. in the Courthouse Annex as advertised. Present at the meeting were Board members Richard Eckerle, Jerry Hunefeld, Leon J. Fleck, Donna L. Schroeder, and County Auditor Martha A. Wehr. President Eckerle asked if there were any comments from the public. After no comments from the general public, on motion by Donna L. Schroeder and seconded by Jerry Hunefeld, the Council then closed the Public Hearing meeting.

RE: NEXT MEETING

The next meeting will be held Monday, September 20, 2004, at 4:30 p.m. for the Adoption of the 2005 Budget and for a regular meeting.

Leon J. Fleck

Jerry Hunefeld

Richard Eckerle, President

Donna L. Schroeder

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS
SEPTEMBER 20, 2004

The continued meeting of the Dubois County Commissioners was held in the Commissioners' Room of the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. on September 20, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Auditor Martha A. Wehr, County Surveyor Ken Brosmer, Highway Supervisor Steven L. Berg, Highway Engineer Norman Wendholt, Highway Clerk Debbie Berger and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was reopened for business by President Vollmer.

RE: ST. ANTHONY COMMUNITY CENTER

Max Kreilein, representing the St. Anthony Community Center, appeared to request the closing of certain roads for a parade route in St. Anthony on October 29, 2004, from 6:00 p.m. to 7:00 p.m. for the Community Halloween Parade. The parade would be on Ohio Street from the School to Indiana Street, on Indiana Street to Cross Street, on Cross Street to County Road 450S, on County Road 450S to Ohio Street and to the School. On motion duly made and seconded, the Commissioners approved closing of the above named Streets with the Community Center to be responsible for the erection of proper signs, providing proper warning lights and security for the children involved.

RE: 2004 HOMELAND SECURITY GRANT

Mary Miller, County EMA Director, appeared to submit a revised Agreement for Subgrant application. The Agreement had been previously approved by the Commissioners, but due to change in federal law, an ethics clause has been added. On motion duly made and seconded, the revised Agreement was approved and the President authorized to execute.

The EMA Director also submitted a proposed Annual Statement of Work to be submitted to the State EMA. On motion duly made and seconded, the Statement was approved.

RE: MULTI-COUNTY INCINERATOR

Bill Bridge of Holland, Indiana, appeared to recommend to the Commissioners that the County participate in a Multi-County Incinerator to replace use of a landfill. He informed the Commissioners of current operations in Indianapolis and at Ft. Myers, Florida. He stated that the waste is reduced to 10% of the original waste volume. He was questioned the population size required to support such an operation.

RE: COUNTY HIGHWAY SUPERVISOR REPORT

The Highway Supervisor reported that Department machine operator Randy Leistner will be leaving County employment on September 24, 2004, for other employment. He also reported on a meeting which he attended held by FEMA relating to reimbursement of 75% of May storm damage. He also reported on a complaint regarding the Ellsworth Road/Mundy Blvd intersection, and the Highway Engineer was instructed to review and comment on the safety of the intersection.

RE: JAIL COMPLAINT – GABBY MILES

Gabby Miles of Jasper appeared to complain of a problem at the Dubois County Security Center regarding the dispensing of prescription drugs at the Center. She suggested employment of a registered nurse at the jail.

RE: MT. CARMEL SAND & GRAVEL CLAIM

The Highway Supervisor submitted a statement from Mt. Carmel Sand & Gravel for $79,278.60 for materials required for soil cement for the projects on County Road 650/Duff. On motion duly made and seconded, the Commissioners approved the claim and authorized payment.

RE: WHEELED HYDRAULIC EXCAVATOR BIDS

It being 10:00 a.m., and proof of publication submitted, the following bids were received and opened for purchase by the County of one wheeled Hydraulic Excavator, with trade-in:

Southeastern:	2002 Used Gradall	$165,000 less $19,500 trade-in
	2004 Gradall	$189,000 less $19,500 trade-in
Wayne Supply:	2004 Caterpillar	$134,938 less $35,000 trade-in

The bids were taken under advisement and submitted to the Highway Supervisor for review. A bid from Rudd Equipment was not received by mail until 10:35 a.m.

RE: TRUCK CHASSIS AND DUMP BODY BIDS

It being 10:15 a.m. and proof of publication submitted, the following bids were received and opened for the purchase by the County of four truck chassis and one dump body:

Dump Body			
Meyer	$6,732.00		
Chassis			
Uebelhor & Son	$38,546.00	Base less $11,200.00	$142,984.00
Hasenour Motor	$38,127.48	Base less $15,000.00	$137,509.92

RE: SUBDIVISION ORDINANCE EXCEPTION

Scott Rottet appeared with Ken Brosmer to discuss a project in Section 18-T2S-R4W near Maltersville which was established in 1989 and does not comply with the current Subdivision Ordinance. It was the determination of the Commissioners that the project, which consists of installed utilities and paved road, pre-existed the Ordinance and is exception thereto. The Auditor was instructed to accept deeds for tracts in the project.

The Commissioners also discussed tracts which had been divided into separate smaller tracts, each with separate deeds, prior to adoption of the Subdivision Ordinance. After discussion, the Commissioners directed that each such tract be treated as a separate property, grandfathered from and excepted from the Ordinance.

RE: HIGHWAY DEPARTMENT CHANGE ORDERS

The Highway Clerk submitted the following proposed Change Orders on Department projects, resulting from changes in field conditions:

2004-11	Old Huntingburg Road	$1,480.63
2004-13	St. Anthony Road West	$ 85.02

On motion duly made and seconded, the Change Orders were approved.

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

SEPTEMBER 20, 2004

RE: HIGHWAY DEPARTMENT TRANSFER

The Highway Clerk submitted a proposed transfer of funds as follows:

From:	
Highway Fund – Kellerville Road	$121,592.00
Old Huntingburg Road	$ 15,272.00
St. Anthony Road West	$ 19,256.00
	$156,120.00
To:	
Highway Fund – Bituminous Material	$156,120.00

On motion duly made and seconded, the Commissioners approved the transfer, subject to approval of the County Council.

RE: PLEXIS GROUP – GIS

John Kosinski, representing Plexis Group of Indianapolis, appeared before the Commissioners to advise that his Company is interested in providing GIS services to the County.

RE: HIGHWAY DEPARTMENT REPORT

County Highway Engineer Wendholt submitted the report of the County Highway Department as to the status of current projects, including: FERDINAND INDUSTRIAL ROAD (bids received with low bid being Gohmann for $3,566,000); PORTERSVILLE BRIDGE (Louisville newspaper reports that bridge will be moved to Charlestown State Park); MILL STREET EXTENSION (soil cement and K drain completed, wetland restoration completed, concrete curbing and drives next week, paving in October); BRIDGE INSPECTION (project complete, bill received); BRIDGE #142 REPLACEMENT (beams set, deck to be poured this week, completed in two weeks); US 231 BY-PASS (preparing letter to Tony Jones of Earth Tech); STEINBOTTOM ROAD DRIVEWAY PERMIT (inspection shows lack of sight distance).

RE: CLAIMS

On motion duly made and seconded, the Commissioners approved and authorized payment of the following claims:

- Town of Ferdinand for 10% of construction costs, to be posted with State $356,600.00
- Bernardin Lochmueller & Associates for Bridge Inspection $ 1,189.30
- Knies Construction for Application #9 on Mill Street Extension Construction $ 81,785.25

RE: OLD ROAD 64 SPEED LIMIT – ORDINANCE 2004-18

The Highway Engineer advised the Commissioners that he had conducted a study of conditions on Old Road 64 and based upon his study, it is his recommendation that the speed limit be increased from 35 mph to 45 mph on that portion of old State Road 64 from State Road 161 to Pike County line. Based upon recommendation of the Engineer, on motion duly made and seconded, the Commissioners unanimously adopted Ordinance 2004-18, as follows:

WHEREAS, any person operating a motor vehicle on a public highway within Dubois County, Indiana, shall operate the same at a careful and prudent speed not greater than nor less than is reasonable and proper, having due regard to traffic, surface and width of roadway, and to other conditions then existing; but,

WHEREAS, It is the determination of the Board of County Commissioners that limits shall be placed upon the maximum speed which shall be allowed when traveling such public highways; and,

WHEREAS, As a result of study conducted and review made of road conditions at the following location, it has been determined that a more restrictive speed limit is required for the safety of the general public.

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

1. Motor vehicles operated on Old Road 64 from State Road 161 to Pike County line being a distance of approximately 2.27 miles, shall be restricted to a maximum speed of 45 miles per hour.
2. Each such public highway shall be posted for such maximum speed limit.
3. Violation of this Ordinance shall be punishable in that manner prescribed by Indiana Statute and by prior Ordinance pertaining to speed limits heretofore adopted by this Board of County Commissioners.
4. This Ordinance shall be effective from and following its passage and proper posting of the described speed limit.

ADOPTED: September 20, 2004

RE: EMPLOYEE PAY POLICY – ORDINANCE 2004-19

The Auditor submitted a proposed Ordinance reflecting the change in process for employee compensation paychecks, as approved at the first meeting in September. After extended discussion, on motion duly made and seconded, the Ordinance 2004-19 was adopted with two votes in favor and one vote (by Burger) opposed.

WHEREAS, Section III (M) of the Dubois County Employee Policy, as amended by Ordinance #99-12, and by Ordinance #01-08 has heretofore established that employee compensation would be issued annually in 24 payments on the 15th and 30th day of each month; and,

WHEREAS, The State Board of Accounts has objected to payment of compensation on the same date as the last day of each pay period; and,

WHEREAS, It is the determination of the Board of County Commissioners that the County may best satisfy its obligation to both Indiana statute and its employees by adopting a pay schedule which follows the last day of each pay period;

NOW, THEREFORE, BE IT ORDAINED, that the Pay Periods provision, as contained in Section III (M) of the Dubois County Employee Policy Handbook shall be amended to provide for two payments of employee compensation per month, on the first workday following the end of each pay period, and shall be amended to hereafter read as follows:

"M. PAY PERIODS

All supervisors are required to accurately record all hours worked by employees on their time record each week. Your net pay (after deductions for State and Federal Income Taxes, Social Security Tax, and any deductions authorized by you) will be issued annually in 24 payments, normally on the first workday following the 15th and 30th days of each month; provided, however that in any month having fewer than 30 days then on the first workday following the last day of said month; and provided further that the net pay for the last work day of December of each year shall be paid on said last workday of December. You will receive a record of your gross pay, deductions and net pay each pay period. Any problem regarding your pay should be directed to your supervisor.

Discrepancies will be corrected and any adjustment will be reflected on the next regular payday. "Workday" shall be defined as being a day when the Dubois County Courthouse is open for regular business."

The foregoing policy and amendment to the Employee Handbook shall become effective on January 1, 2005.

Adopted by the Board of County Commissioners of Dubois County, Indiana this 20th day of September, 2004.

RE: DOGWOOD ANIMAL CLINIC CLAIMS

On motion duly made and seconded, the Commissioners approved and authorized payment of two claims from Dogwood Animal Clinic for services rendered to six dogs delivered to the Clinic by the Sheriff's Department, in the total amount of $410.70.

RE: INDIANA 15 REGIONAL PLANNING COMMISSION – ORTHOPHOTOGRAPHY

The Auditor presented a proposed Contract for Services between the County and Indiana 15 Regional Planning Commission for services to assist the County on the Homeland Security grant on Orthophotography Project, for total compensation of $500.00 in 2005 and $1,000.00 in 2006. On motion duly made and seconded, the Contract was approved.

RE: SOLID WASTE HEARINGS

The Commissioners set November 1, 2004, at 4:00 p.m. to hold hearings on violations of County Ordinance relating to alleged unlawful disposal of solid waste.

RE: HIGHWAY EQUIPMENT BIDS

The Highway Supervisor reported to the Commissioners that he had completed his review of the bids for highway equipment submitted earlier in the day. Based on his recommendation, the Commissioners on motion duly made and seconded, accepted the low bid for each item, as follows:

EXCAVATOR
Wayne Supply for $134,938.00 less $35,000.00 for trade-in;

DUMP BODY
Meyer for $6,732.00;

CHASSIS
Hasenour Motors for $137,509.92

RE: OCTOBER MEETINGS

The regular meeting in October will be held on Friday, October 1, 2004, with a continued meeting on Monday, October 18, 2004, both beginning at 9:00 a.m. in the Commissioners Room of the Courthouse Annex.

Lawrence M. Vollmer

James R. Kemper

John G. Burger

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

DUBOIS COUNTY COUNCIL

SEPTEMBER 20, 2004

The Dubois County Council conducted the 2005 Budget Adoption meeting on September 20, 2004, at 4:30 p.m. in the Council Chambers of the Courthouse Annex. Present at the meeting were Board members Richard Eckerle, Gregory A. Kendall, Mark A. Brescher, Jerry Hunefeld, Scott J. Knies, Leon J. Fleck, Donna L. Schroeder and County Auditor Martha A. Wehr. President Eckerle asked if there were any additions or corrections to the minutes of the August 16, 2004, and the September 7, 2004 meetings. On motion by Leon J. Fleck and seconded by Jerry Hunefeld, the minutes were approved as written. Motion carried unanimously.

RE: 2005 BUDGET ADOPTION

President Eckerle asked if there were any comments from any public residents in attendance. Scott Knies requested that Highway Supervisor Steve Berg's salary be increased another $500.00 for 2005. After lengthy discussion, on motion by Gregory A. Kendall and seconded by Jerry Hunefeld, the Council agreed to increase the Highway Supervisor's salary an additional $300.00, totalling a $1200.00 increase for the year 2005. The Council agreed to re-evaluate the Highway Supervisor's salary in 2005 for the 2006 budget. On motion by Jerry Hunefeld and seconded by Leon J. Fleck, the Council unanimously approved the adoption of the 2005 Budget.

RE: HIGHWAY FUND ADDITIONAL APPROPRIATION

Steve Berg, Highway Supervisor, appeared to request an additional appropriation in the Highway Fund in Supplies for gas, oil and diesel in the amount of $20,000.00. Auditor Wehr previously advertised for such additional appropriation. On motion by Mark A. Brescher and seconded by Donna L. Schroeder, the Council approved such additional appropriation.

RE: HIGHWAY TRANSFER

Steve Berg, Highway Supervisor, appeared to request a transfer in the Highway Fund as follows:

Highway Fund		
From:	Kellerville Road	$121,592.00
	Old Huntingburg Road	$ 15,272.00
	St. Anthony Road West	$ 19,256.00
		$156,120.00
To:	Bituminous Materials	$156,120.00

On motion by Leon J. Fleck and seconded by Jerry Hunefeld, the Council approved such transfer.

RE: ECONOMIC DEVELOPMENT INCOME TAX TRANSFER

Steve Berg, Highway Supervisor, requested the transfer of funds remaining from road projects using the EDIT Fund to be used for Celestine Road North and Ellsworth/Celestine Road. President Eckerle advised the Council that remaining funds can not be transferred from one project to another. Jerry Hunefeld reminded the members that the intention of the Council was to use those excess funds to transfer to the Rainy Day Fund at the end of the year. It was the consensus of the Council to use the Highway Fund for payment of work done on these two projects.

RE: GENERAL FUND ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the General Fund for Other Services for repair and maintenance of the Courthouse and Annexes in the amount of $5,000.00. On motion by Gregory A. Kendall and seconded by Leon J. Fleck, the Council approved the additional appropriation in the amount of $5,000.00.

RE: CUMULATIVE CAPITAL FUND ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the Cumulative Capital Fund in Capital Outlay in the amount of $7,000.00 for removing a wooden ladder and installing a new steel ladder to access the Courthouse clock tower. On motion by Jerry Hunefeld and seconded by Gregory A. Kendall, the Council approved such additional appropriation.

RE: FUTURE MEETINGS

With no further business to come before the Council, the meeting dates were set for the remainder of the year for Monday, October 18, 2004, at 4:30 p.m., Monday, November 22, 2004, at 4:30 p.m., Monday, December 13, 2004, at 4:30 p.m. and Tuesday, December 28, 2004, at 6:30 p.m., all to be held in the Council Chambers of the Courthouse Annex.

Leon J. Fleck

Jerry Hunefeld

Mark A. Brescher

Richard Eckerle, President

Gregory A. Kendall

Donna L. Schroeder

Scott J. Knies

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

DUBOIS COUNTY COUNCIL 2005 BUDGET ADOPTION

SEPTEMBER 20, 2004

The Dubois County Council met in session for the annual budget of 2005. They reviewed Budget Form #144 and established the salaries of all officers and employees.

ORDINANCE

WHEREAS, THE AUTHORITY TO FIX SALARIES OF OFFICERS, DEPUTIES, ASSISTANTS AND EMPLOYEES IS HEREBY VESTED IN THE COUNTY COUNCIL BY PUBLIC LAW 231 AND LAW 249 AND SALARIES ARE SO SET OUT.

Clerk	$39,540.00	
First Deputy	29,780.00	
Second Deputy	28,780.00	
Third Deputy	28,030.00	
Fourth Deputy	28,030.00	
Fifth Deputy	28,030.00	
Clerical Assistant	12,800.00	$10.40–11.40 per hour
Auditor	$41,040.00	
First Deputy	29,960.00	
Second Deputy	28,780.00	
Third Deputy	28,030.00	
Third Deputy	28,030.00	
Third Deputy	28,030.00	
Third Deputy	28,030.00	
Part-time Employee	2,000.00	$7.90–8.90 per hour
Treasurer	$39,540.00	
First Deputy	29,780.00	
Second Deputy	28,780.00	
Part-time Employees	10,000.00	$8.15–9.15 per hour
Recorder	$39,540.00	
First Deputy	29,780.00	
Second Deputy	28,780.00	
Clerical	500.00	
Records Librarian	28,030.00	
Part-time Librarian	500.00	$6.90–7.90 per hour
Part-time Microfilmer	3,000.00	$6.90–7.90 per hour
Surveyor	$21,000.00	
Assistant Surveyor	5,500.00	
Contractual 911 Addressing	6,000.00	
Part-time Employee		$7.40–8.40 per hour
Coroner	$13,000.00	
Chief Deputy	5,000.00	
Deputy	4,500.00	
Deputy	4,500.00	
Deputy	4,500.00	
Prosecuting Attorney		
Secretary	$28,780.00	
Secretary	28,030.00	
Secretary	26,030.00	
Prosecutor	3,000.00	
Assessor	$39,540.00	
Level II Certification	1,000.00	
First Deputy	29,780.00	
Level II Certification	500.00	
Second Deputy	28,780.00	
Level II Certification	500.00	
Part-time Clerical	2,000.00	$7.50–8.50 per hour
Bainbridge Township Assessor	$13,390.00	
Chief Deputy	9,580.00	
Deputy – Real Estate	7,900.00	
Deputy – Ordinary	6,720.00	
Boone Township Assessor	$ 2,000.00	
Deputy Assessor	1,000.00	
Cass Township Assessor	$ 2,500.00	
Deputy Assessor	1,000.00	
Columbia Township Assessor	$ 2,500.00	
Deputy Assessor	1,200.00	
Ferdinand Township Assessor	$ 4,400.00	
Deputy Assessor	2,650.00	
Hall Township Assessor	$ 2,400.00	
Deputy Assessor	1,100.00	
Harbison Township Assessor	$ 2,375.00	
Deputy Assessor	1,220.00	
Jackson Township Assessor	$ 2,400.00	
Deputy Assessor	1,300.00	
Jefferson Township Assessor	$ 2,200.00	
Deputy Assessor	1,200.00	
Madison Township Assessor	$ 3,250.00	
Deputy Assessor	1,500.00	
Marion Township Assessor	$ 3,050.00	
Deputy Assessor	1,675.00	
Patoka Township Assessor	$ 7,570.00	
First Deputy	5,140.00	
Second Deputy	2,125.00	
Second Deputy	2,125.00	

Extension Service County Agent	$29,110.00	
Home Demonstration Agent	29,110.00	
Youth Agent	29,110.00	
Secretary	27,080.00	
Secretary	25,000.00	
Part-time Employees	3,660.00	$5.20–6.20 per hour
Veterans Service Officer	$14,500.00	
Property Tax Assessment Board of Appeals Appointed Members (4)	$10,000.00	$85.00 per day
Property Tax Assessment Board of Appeals Level II Advisor	6,000.00	$500.00 per day
IV-D Deputy Prosecuting Attorney	$35,000.00	
Administrator	27,460.00	
Support Staff	15,912.00	
Secretary	4,500.00	
Courthouse & Annex Custodian	$31,840.00	
Assistant Custodian	22,880.00	
Part-time Custodian – Adult	25,000.00	$9.80–10.80 per hour
Part-time Custodian – Student		$7.00–8.00 per hour
Soil & Water Conservation District Coordinator	$27,700.00	
Soil & Water Conservation District Technical Specialist	6,000.00	$9.00–10.00 per hour
Livestock Management Specialist	6,000.00	
Commissioner President	$26,800.00	
Commissioner (2)	46,200.00	$23,100 per person
County Attorney	39,400.00	
Security Guard	26,000.00	
Solid Waste Director	33,940.00	
Solid Waste Assistant	16,284.00	$9.80–10.80 per hour
Recycling Coordinator	28,360.00	
Controller	1,600.00	
Ambulance Coordinator	6,000.00	
Council President	$ 7,900.00	
Members (6)	41,700.00	$6,950.00 per person
Attorney Part-time	4,700.00	
Circuit Court Judge	$ 5,000.00	
Court Reporter	28,780.00	
Court Reporter	28,780.00	
Court Reporter	28,780.00	
Chief Probation Officer	31,773.00	
Probation Officer	21,644.00	
Probation Assistant	14,015.00	
Juvenile/Adult Restitution Office Manager	1,500.00	
Superior Court Judge	$ 5,000.00	
Court Reporter	28,780.00	
Court Reporter	28,780.00	
Court Reporter	28,780.00	
Court Reporter	28,030.00	
Court Reporter	28,030.00	
Court Reporter	28,030.00	
Chief Probation Officer	26,644.00	
Probation Officer	21,644.00	
Probation Secretary	14,015.00	
Court Assistant	18,900.00	
Circuit and Superior Court Probation Officer	$ 15,000.00	
Circuit and Superior Court Probation Officer	22,000.00	
Circuit and Superior Court Probation Officer	15,000.00	
Circuit and Superior Court Probation Officer	15,000.00	
Circuit and Superior Court Assistant	5,000.00	
		Per Hour/Overtime
Sheriff	$57,720.00	$27.75/41.62
Chief Deputy	39,220.00	$18.85/28.27
Detective Sergeant	38,470.00	$18.49/27.73
Sergeant	38,470.00	$18.49/27.73
Sergeant	38,470.00	$18.49/27.73
Deputy	37,470.00	$18.01/27.02
Deputy	37,470.00	$18.01/27.02
Deputy	37,720.00	$18.13/27.19 Firearms
Deputy	37,470.00	$18.01/27.02
Deputy	37,470.00	$18.01/27.02
Deputy	37,470.00	$18.01/27.02
Deputy	37,470.00	$18.01/27.02
Deputy	37,470.00	$18.01/27.02
Deputy	37,470.00	$18.01/27.02
Deputy	37,470.00	$18.01/27.02
Deputy	37,470.00	$18.01/27.02
Deputy	37,470.00	$18.01/27.02
Deputy	35,470.00	$17.05/25.57
Probationary (0)	33,970.00	$16.33/24.49
Merit Board (5)	1,200.00	$20.00 per meeting
STEP	10,500.00	
Security Center Matron	$37,470.00	$18.01/27.02
Chief Jailer	34,120.00	$16.40/24.60
Jailer	32,620.00	$15.68/23.52
Jailer	32,620.00	$15.68/23.52
Jailer	32,620.00	$15.68/23.52
Jailer	32,620.00	$15.68/23.52
Jailer	32,620.00	$15.68/23.52
Jailer	32,620.00	$15.68/23.52
Jailer	32,620.00	$15.68/23.52
Jailer	32,620.00	$15.68/23.52

Jailer		32,620.00	$15.68/23.52
Jailer		32,620.00	$15.68/23.52
Jailer		32,620.00	$15.68/23.52
Jailer		32,620.00	$15.68/23.52
Jailer		31,120.00	$14.96/22.44
		32,620.00	$15.68/23.52
Jailer	(Not to exceed $31,731)	29,620.00	$14.24/21.36
		31,120.00	$14.96/22.44
Jailer	(Not to exceed $31,731)	29,620.00	$14.24/21.36
		31,120.00	$14.96/22.44

	Scale	Per Hour	Overtime
Kitchen Manager	$24,960.00	$10.75–11.75	$11.75/17.63
Full-time Cook	20,384.00	$ 8.30–9.30	9.30/13.95
Part-time Cook	14,742.00	$ 7.90–8.90	9.20/13.80
Part-time Kitchen Help	4,914.00	$ 8.30–9.30	9.20/13.80
Part-time Kitchen Help	4,914.00	$ 6.90–7.90	7.90/11.85
Custodian	31,500.00	$12.00–13.00	13.00/19.50
Communication Center Officers (2)	$65,870.00	$32,935 per person	
Emergency Management/Civil Defense Director	$29,200.00		
Assistant/Deputy Director	24,200.00		
Weights & Measures Director	$16,290.00		
Health Department Officer	$14,600.00		
Administrative Director/REHS	39,500.00		
Nursing Director	36,000.00		
Public Health Nurse	34,900.00		
Public Health Nurse	33,100.00		
Environmental Health Assistant	29,875.00		
Environmental Health Assistant	28,302.00		
Clerk Registrar	23,200.00		
Immunization Clerk	19,700.00		
Financial Clerk	28,350.00		
R.N.–Immunizations (Part-time)	21,580.00	$18.09–19.09	
Board Members (7)	2,100.00	$60.00 per meeting	
Local Health Maintenance Data Entry Clerk	$ 13,291.00	$11.25–12.25 per hour	
Registered Nurses Flu Program	4,433.00	$16.25–17.25 per hour	
Clerical Flu Program	792.00	$10.00–11.00 per hour	
9-1-1 Communications Center Director	$ 38,220.00		
Assistant Director	33,720.00		
Communications Officers (9)	293,212.00		
Prosecutor's Pretrial Diversion Secretary	$ 28,780.00		
Deputy Prosecutor	48,000.00		
Deputy Prosecutor	9,870.00		
Chief Deputy Prosecutor	2,500.00		
Victims Assistant	2,430.00		
Sanitation Dumpster Site Attendants	$112,000.00	$7.90–8.90/8.15–9.15 per hour	
Sanitation Truck Driver	39,000.00	$12.79–13.79 per hour	
Sanitation Clerk/Superintendent	1,000.00		
Highway Engineer	$ 52,500.00		
Highway Supervisor	41,600.00		
Highway Assistant Supervisor	1,150.00		
Highway Clerk	28,640.00		
Highway Clerical Assistant	26,530.00		
Highway Truck Drivers	305,000.00	$12.79–13.79 per hour	
Highway Equipment Operators	310,000.00	$13.04–14.04 per hour	
Foremen	120,000.00	$13.64–14.64 per hour	
Mechanics	80,000.00	$13.64–14.64 per hour	
Part-time Employees	10,000.00	$8.40–9.40 per hour	
Cumulative Bridge Laborers	$185,000.00	$13.09–14.09/$13.69-14.69	
Park & Recreation Superintendent	$ 32,500.00		
Full-time Employee	21,840.00	$9.50–10.50 per hour	
Part-time Employees	18,500.00	$6.50–8.00 per hour	

ORDINANCE FOR APPROPRIATION AND TAX RATES

BE IT ORDAINED BY THE COUNTY OF DUBOIS, INDIANA, that for the expenses of the County Government and its institutions for the year ending December 31, 2005, the sums of money shown on Budget 4-A are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year unless otherwise expressly stipulated and provided for by law. In addition for the purposes of raising revenue to meet the necessary expense of County Government tax rates are shown on Budget Form 4-B and included herein. Two (2) copies of Budget Forms 4-A and 4-B for all funds and departments are made apart of the budget report and submitted herewith.

		Certified Appropriations
Clerk Personal Services		$194,990.00
Supplies		4,100.00
Other Services and Charges		20,650.00
Capital Outlay		1,000.00
	Department Total	$220,740.00
Auditor Personal Services		$213,900.00
Supplies		12,000.00
Other Services and Charges		6,525.00
Capital Outlay		1,000.00
	Department Total	$233,425.00

DUBOIS COUNTY COUNCIL 2005 BUDGET ADOPTION

SEPTEMBER 20, 2004

Treasurer Personal Services		$108,100.00
Supplies		33,000.00
Other Services and Charges		4,450.00
Capital Outlay		1,000.00
	Department Total	$146,550.00
Recorder Personal Services		$ 98,600.00
Supplies		7,500.00
Other Services and Charges		5,700.00
Capital Outlay		0.00
	Department Total	$111,800.00
Sheriff Personal Services		$730,840.00
Supplies		4,200.00
Other Services and Charges		83,213.00
Capital Outlay		0.00
	Department Total	$818,253.00
Surveyor Personal Services		$ 32,500.00
Supplies		1,000.00
Other Services and Charges		2,125.00
Capital Outlay		0.00
	Department Total	$ 35,625.00
Coroner Personal Services		$ 27,000.00
Supplies		1,600.00
Other Services and Charges		30,680.00
Capital Outlay		2,000.00
	Department Total	$ 61,280.00
Assessor Personal Services		$ 102,100.00
Supplies		6,000.00
Other Services and Charges		3,350.00
Capital Outlay		1,000.00
	Department Total	$ 112,450.00
Prosecuting Attorney Personal Services		$ 85,840.00
Supplies		7,150.00
Other Services and Charges		18,400.00
Capital Outlay		1,000.00
	Department Total	$ 112,390.00
Registration of Voters Personal Services		$ 0.00
Supplies		1,000.00
Other Services and Charges		2,500.00
Capital Outlay		0.00
	Department Total	$ 3,500.00
County Cooperative Extension Personal Services		$ 55,740.00
Supplies		5,000.00
Other Services and Charges		120,155.00
Capital Outlay		1,000.00
	Department Total	$ 181,895.00
Veterans Service Officer Personal Services		$ 14,500.00
Supplies		125.00
Other Services and Charges		1,825.00
Capital Outlay		0.00
	Department Total	$ 16,450.00
Bainbridge Township Assessor Personal Services		$ 37,590.00
Supplies		850.00
Other Services and Charges		3,330.00
Capital Outlay		0.00
	Department Total	$ 41,770.00
Boone Township Assessor Personal Services		$ 3,000.00
Supplies		0.00
Other Services and Charges		500.00
Capital Outlay		0.00
	Department Total	$ 3,500.00
Cass Township Assessor Personal Services		$ 3,500.00
Supplies		0.00
Other Services and Charges		400.00
Capital Outlay		0.00
	Department Total	$ 3,900.00
Columbia Township Assessor Personal Services		$ 3,700.00
Supplies		0.00
Other Services and Charges		475.00
Capital Outlay		0.00
	Department Total	$ 4,175.00
Ferdinand Township Assessor Personal Services		$ 7,050.00
Supplies		0.00
Other Services and Charges		400.00
Capital Outlay		0.00
	Department Total	$ 7,450.00
Hall Township Assessor Personal Services		$ 3,500.00
Supplies		0.00
Other Services and Charges		450.00
Capital Outlay		0.00
	Department Total	$ 3,950.00
Harbison Township Assessor Personal Services		$ 3,595.00
Supplies		50.00
Other Services and Charges		457.00
Capital Outlay		0.00
	Department Total	$ 4,102.00

Jackson Township Assessor Personal Services		$ 3,700.00
Supplies		0.00
Other Services and Charges		400.00
Capital Outlay		0.00
	Department Total	$ 4,100.00
Jefferson Township Assessor Personal Services		$ 3,400.00
Supplies		70.00
Other Services and Charges		475.00
Capital Outlay		0.00
	Department Total	$ 3,945.00
Madison Township Assessor Personal Services		$ 4,750.00
Supplies		150.00
Other Services and Charges		600.00
Capital Outlay		0.00
	Department Total	$ 5,500.00
Marion Township Assessor Personal Services		$ 4,725.00
Supplies		200.00
Other Services and Charges		550.00
Capital Outlay		0.00
	Department Total	$ 5,475.00
Patoka Township Assessor Personal Services		$ 16,960.00
Supplies		550.00
Other Services and Charges		2,440.00
Capital Outlay		0.00
	Department Total	$ 19,950.00
County Council Personal Services		$ 54,300.00
Supplies		0.00
Other Services and Charges		3,600.00
Capital Outlay		0.00
	Department Total	$ 57,900.00
Property Tax Assessment Board of Appeals Personal Services		$ 16,000.00
Supplies		0.00
Other Services and Charges		0.00
Capital Outlay		0.00
	Department Total	$ 16,000.00
County Commissioners Personal Services		$2,227,084.00
Supplies		5,000.00
Other Services and Charges		1,699,874.00
Capital Outlay		1,000.00
	Department Total	$3,932,958.00
Election Expense Personal Services		$ 0.00
Supplies		0.00
Other Services and Charges		1,000.00
Capital Outlay		0.00
	Department Total	$ 1,000.00
Courthouse Personal Services		$ 79,720.00
Supplies		20,000.00
Other Services and Charges		119,500.00
Capital Outlay		0.00
	Department Total	$ 219,220.00
Superior Court Personal Services		$ 305,233.00
Supplies		5,000.00
Other Services and Charges		15,200.00
Capital Outlay		4,000.00
	Department Total	$ 329,433.00
Circuit Court Personal Services		$ 229,172.00
Supplies		4,000.00
Other Services and Charges		13,000.00
Capital Outlay		21,000.00
	Department Total	$ 267,172.00
Communications Department Personal Services		$ 65,870.00
Supplies		5,200.00
Other Services and Charges		39,750.00
Capital Outlay		11,350.00
	Department Total	$ 122,170.00
Weights & Measures Inspector Personal Services		$ 16,290.00
Supplies		500.00
Other Services and Charges		1,200.00
Capital Outlay		1,000.00
	Department Total	$ 18,990.00
Civil Defense Personal Services		$ 53,400.00
Supplies		1,600.00
Other Services and Charges		13,120.00
Capital Outlay		100.00
	Department Total	$ 68,220.00
Jail Personal Services		$ 678,257.00
Supplies		6,000.00
Other Services and Charges		304,296.00
Capital Outlay		11,400.00
	Department Total	$ 999,953.00
Sanitation Department Personal Services		$ 150.00
Supplies		12,000.00
Other Services and Charges		92,500.00
Capital Outlay		0.00
	Department Total	$ 104,650.00

DUBOIS COUNTY COUNCIL 2005 BUDGET ADOPTION

SEPTEMBER 20, 2004

4-D Program (Child Support) Personal Services		$ 82,872.00
Supplies		2,500.00
Other Services and Charges		10,150.00
Capital Outlay		0.00
	Department Total	$ 95,522.00
Soil Conservation (Soil & Water) Personal Services		$ 46,627.00
Supplies		300.00
Other Services and Charges		1,500.00
Capital Outlay		0.00
	Department Total	$ 48,427.00
Reassessment Personal Services		$ 0.00
Supplies		0.00
Other Services and Charges		250,000.00
Capital Outlay		0.00
	Department Total	$ 250,000.00
Highway Administration Personal Services		$ 152,820.00
Supplies		4,500.00
Other Services and Charges		46,800.00
Capital Outlay		5,000.00
	Department Total	$ 209,120.00
Highway Maintenance & Repair Personal Services		$ 745,000.00
Supplies		911,650.00
Other Services and Charges		20,000.00
Capital Outlay		0.00
	Department Total	$1,676,650.00
Highway General & Undistributed Expense Personal Services		$ 508,000.00
Supplies		118,400.00
Other Services and Charges		144,000.00
Capital Outlay		309,900.00
	Department Total	$1,080,300.00
Local Road & Street Personal Services		$ 0.00
Supplies		368,154.00
Other Services and Charges		0.00
Capital Outlay		0.00
	Department Total	$ 368,154.00
Cumulative Bridge Personal Services		$ 256,200.00
Supplies		310,000.00
Other Services and Charges		80,000.00
Capital Outlay		400,000.00
	Department Total	$1,046,200.00
Health Personal Services		$ 466,107.00
Supplies		72,700.00
Other Services and Charges		35,800.00
Capital Outlay		2,500.00
	Department Total	$ 577,107.00
Park & Recreation Reverting Personal Services		$ 114,590.00
Supplies		6,500.00
Other Services and Charges		3,300.00
Capital Outlay		25,000.00
	Department Total	$ 149,390.00
Indiana 15 Regional Planning Commission Personal Services		$ 0.00
Supplies		0.00
Other Services and Charges		11,903.00
Capital Outlay		0.00
	Department Total	$ 11,903.00
Solid Waste Collection (Sticker Fund) Personal Services		$ 177,400.00
Supplies		0.00
Other Services and Charges		20,000.00
Capital Outlay		0.00
	Department Total	$ 197,400.00
Park & Recreation Non-Reverting Fund Personal Services		$ 0.00
Supplies		0.00
Other Services and Charges		0.00
Capital Outlay		0.00
	Department Total	$ 0.00
Economic Development Income Tax (EDIT) Personal Services		$ 0.00
Supplies		0.00
Other Services and Charges		0.00
Capital Outlay		150,000.00
	Department Total	$ 150,000.00
911 Surcharge Fund Personal Services		$ 560,752.00
Supplies		0.00
Other Services and Charges		100,000.00
Capital Outlay		0.00
	Department Total	$ 660,752.00
DC Corrections (Misdemeanant) Fund Personal Services		$ 5,000.00
Supplies		0.00
Other Services and Charges		50,000.00
Capital Outlay		0.00
	Department Total	$ 55,000.00
Local Emergency Planning (LEPC) Fund Personal Services		$ 1,000.00
Supplies		8,600.00
Other Services and Charges		30,000.00
Capital Outlay		5,000.00
	Department Total	$ 44,600.00

DUBOIS COUNTY COUNCIL 2005 BUDGET ADOPTION

SEPTEMBER 20, 2004

Local Health Maintenance (LHM) Fund Personal Services		$ 19,933.00
Supplies		67.00
Other Services and Charges		0.00
Capital Outlay		0.00
	Department Total	$ 20,000.00
Community Corrections Grant Personal Services		$ 252,533.00
Supplies		8,250.00
Other Services and Charges		66,233.00
Capital Outlay		0.00
	Department Total	$ 327,016.00
Community Corrections Project Income Personal Service		$ 269,979.00
Supplies		3,700.00
Other Services and Charges		98,280.00
Capital Outlay		0.00
	Department Total	$ 371,959.00
Pre-Trial Division Fund Personal Services		$ 103,821.00
Supplies		650.00
Other Services and Charges		7,150.00
Capital Outlay		0.00
	Department Total	$ 111,621.00
Probation Juvenile Fund Personal Services		$ 1,500.00
Supplies		150.00
Other Services and Charges		0.00
Capital Outlay		0.00
	Department Total	$ 1,650.00
Probation Adult Fund Personal Services		$ 81,290.00
Supplies		0.00
Other Services and Charges		0.00
Capital Outlay		0.00
	Department Total	$ 81,290.00
Rainy Day Fund Personal Services		$ 0.00
Supplies		0.00
Other Services and Charges		0.00
Capital Outlay		0.00
	Department Total	$ 0.00
Jury Pay Personal Services		$ 0.00
Supplies		0.00
Other Services and Charges		26,000.00
Capital Outlay		0.00
	Department Total	$ 26,000.00
Recorder's Perpetuation Personal Services		$ 31,530.00
Supplies		0.00
Other Services and Charges		0.00
Capital Outlay		0.00
	Department Total	$ 31,530.00
Victim's Assistance Program Personal Services		$ 33,403.00
Supplies		0.00
Other Services and Charges		0.00
Capital Outlay		0.00
	Department Total	$ 33,403.00
Airport Authority Personal Services		$ 95,260.00
Supplies		17,850.00
Other Services and Charges		75,900.00
Capital Outlay		14,000.00
	Department Total	$ 203,010.00

Presented to the County Council of Dubois County, Indiana, and read in full for the first time this 20th day of September, 2004.

Leon J. Fleck

Jerry Hunefeld

Mark A. Brescher

Richard Eckerle, President

Gregory A. Kendall, Vice-President

Donna L. Schroeder

Scott J. Knies

Attest: Martha A. Wehr, Auditor

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

OCTOBER 1, 2004

The regular monthly meeting of the Dubois County Commissioners was held in the Commissioner's Room of the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. on October 1, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Auditor Martha A. Wehr, County Surveyor Ken Brosmer, Highway Engineer Norman Wendholt, Highway Supervisor Steven L. Berg, Highway Clerk Debbie Berger and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was opened for business by President Vollmer. Minutes of the September meetings of the Commissioners were approved as presented. The minutes were then signed. Income for the month of September, 2004, were as follows: Recorder $13,538.40; Health Department $12,111.09; Auditor $294.00; Clerk $43,499.45. Claims against the County were examined and those found to be just, due and owing were allowed and those found to be not due and owing were disallowed, all as more fully set forth in the Claims and Allowance Docket of the County.

RE: INSIGHT COMMUNICATIONS

It being 9:00 a.m., the time set for hearing on a request from Insight Communications for renewal of the Insight franchise agreement. Members of the public were present to express their opposition to renewal of the franchise and to suggest that competition from other providers would be to the public advantage. Bill Helmbold from Insight appeared to state that the sole purpose of the agreement is to allow access to public right-of-way and that access is not denied to other companies. He stated that locally the Company is studying the possibility of providing the area with the same service as provided in Evansville, but due to costs it is questionable whether there is sufficient number of local subscribers. He stated that the equipment used locally is the same as that used in Evansville. But service cannot be comparable due to the number of consumers. The Company currently has 250 customers in the County. A Jasper resident appeared to object to station coverage today. Helmbold stated that the franchise merely allows the Company to use public easements for which the Company pays a fee for use of the easement. The requested renewal period is for 15-years, but that the Company will return to a Commissioner's meeting anytime upon request. To shorten the term would be to increase the administrative process and costs. The Company offered a 10-year term contract with a five-year additional option.

RE: DISTRICT 18 VOLUNTEER FIRE DEPARTMENT PARADE

The Highway Supervisor submitted a request from the St. Anthony Fire Department to close certain streets in the Town of St. Anthony for a District 18 VFD parade on October 10, 2004, as follows:

- South Street from State Road 64 to St. Anthony Road S from 10:00 a.m. to 2:00 p.m.;
- Intersection of South Street and St. Anthony Road S from 1:00 to 2:00 p.m.;
- Intersection of 450S and St. John Street from 1:00 to 2:00 p.m.;
- Intersection of St. Anthony Road N at Santine Road from 1:00 to 2:00 p.m.;
- Intersection of County Road 450S at Sycamore Street from 1:00 to 2:00 p.m.;
- Cross Street from South Street to State Road 64 from 1:00 to 6:00 p.m.

On motion duly made and seconded, the Commissioners authorized closing of the above-described roads at the times indicated, under the condition that proper road signs are approved.

RE; 2005 HIGHWAY MATERIAL BIDS

On motion duly made and seconded, the Commissioners set November 15, 2004, at 10:30 a.m. as the time to receive bids for materials for calendar year 2005 to be purchased by the County Highway Department.

RE: HIGHWAY DEPARTMENT CHANGE ORDERS

The Highway Supervisor submitted the following Change Orders on projects due to varying conditions from specifications:

2004-05	County Road 600 East	+ 92.50
2004-06	County Road 600 West	< 1,537.94 >
2004-07	County Road 400W, 150N, 350W	< 1,529.18 >
2004-10	County Road 300 North	< 123.73 >
2004-12	Rolling Hills Subdivision	+ 902.18

On motion duly made and seconded, the Change Orders were approved.

RE: EARTH SOURCES CLAIM

The Highway Supervisor submitted an invoice from Earth Sources, Inc. for $10,856.00 for services rendered on wetland restoration and mitigation on the Mill Street Extension project. On motion duly made and seconded, the claim was approved and payment authorized.

RE: HIGHWAY DEPARTMENT REPORT

County Highway Engineer Wendholt submitted a report of the status of the current projects at the Highway Department, including: PORTERSVILLE BRIDGE (Crossroads Engineers has submitted an alternate design for bridge construction, increasing bridge span but decreasing fill and total cost. Construction would probably be summer of 2006); MILL STREET EXTENSION (paving started today, curbing and drives completed except Thyen, mitigation plans have been reviewed, Earth Source invoice received, appraisals received on mitigation site, transfer ready and old County Road vacation required); BRIDGE #142 (replacement bridge completed); MUNDY BLVD/ELLSWORTH ROAD (ordinance in road preference prepared).

RE: VACATION OF PUBLIC STREET AND TWO ALLEYS IN TOWN OF PORTERSVILLE

Mary Jane Waters appeared regarding her petition for vacation of Common Street between lots number 117 and 118 and of alleys between lots number 116 and 117 and between lots number 118 and 119, all in the Town of Portersville, and its being 10:00 a.m., and Proof of Publication of Notice, the Commissioners conducted hearing on the petition. No person appeared in opposition to the vacation and Ms. Waters spoke in favor thereof, stating that she owned all real estate on three sides of the public ways requested for vacation with a public street being on the 4th side. No utilities are known to be in the public ways. On motion duly made and seconded, the Commissioners determined that the Street and alleys should be vacated and instructed the County Attorney to prepare an Ordinance to that affect.

RE: ELLSWORTH ROAD & MUNDY BOULEVARD INTERSECTION – ORDINANCE #2004-20

The Highway Engineer reported to the Commissioner that he has completed his study of the intersection of Ellsworth Road & Mundy Boulevard in Hall Township. Based upon his study and applicable traffic safety principals, it is his recommendation that there be no preferential road at the

intersection and that signs for a 3-way stop at the intersection be required. Based on the study and recommendation, on motion duly made and seconded, the Commissioners unanimously adopted the following:

ORDINANCE NO. 2004-20 HALL TOWNSHIP

AN ORDINANCE AMENDING ALL ORDINANCES AMENDATORY THEREOF, BEING AN ORDINANCE IMPOSING RESTRICTION UPON VEHICLES OPERATED ON COUNTY ROADS – ELLSWORTH ROAD AND MUNDY BOULEVARD – IN HALL TOWNSHIP IN DUBOIS COUNTY, INDIANA

WHEREAS, the Board of Commissioners of Dubois County, Indiana, after having received a report on and considered an engineering and traffic investigation conducted by the County Highway Engineer regarding the affected intersections, and having the jurisdiction and responsibility to establish rules and regulations for the operation of vehicles and traffic on the following highways in said County, and;

WHEREAS, the Board of Commissioners now find that it is in the best interests of the citizens of said County and required for public safety to establish rules and regulations for the operation of vehicles in the use of the streets and highways hereinafter designated.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF DUBOIS, STATE OF INDIANA:

The provisions of this ordinance relate to preferential highways and stop signs on certain highways in Dubois County, Indiana.

1. At the intersection of Ellsworth Road and Mundy Boulevard in the Community of Celestine (HL16), there shall be no preferential highway and a stop sign shall be placed on the east and south approach of Ellsworth Road with Mundy Boulevard and on the west approach of Mundy Boulevard with Ellsworth Road.

Violation of this ordinance shall be punishable in that manner prescribed by Indiana statute and by prior Ordinance pertaining to preferential roads heretofore adopted by this Board of County Commissioners.

This Ordinance shall be effective from and following its passage and publication and upon completion of any other requirement required by law.

RE: DRIVEWAY PERMIT – MENTOR ROAD SOUTH

The Commissioners discussed a request for a driveway permit on Mentor Road South and reviewed drawings of the area involved in the request. After considerable review, the Commissioners determined that the driveway requested was unsafe and that the County Engineer was to discuss a more acceptable location with the owner.

RE: JASPER US 231 BY-PASS

The Commissioners reviewed a letter to Earth Tech Engineers on proposed plans for the US 231 by-pass on Jasper east side. The Commissioners agreed that the letter expressed County position regarding the proposed drawings.

RE: EMERGENCY MANAGEMENT/CIVIL DEFENSE

Mary Miller reported to the Commissioners that the County has received grant funds from the State Response Commission in the amount of $30,000.00 for training activities through the LEPC.

RE: HEALTH INSURANCE COVERAGE

Pete Franzman, Carolyn Beck and Judy Jackson, representing Woods & Grooms/SIHO, the current insurance carrier for employee health benefits appeared to present a report of the past year's experience of the County's health program. The past year has shown a decreased experience for the plan. He also submitted a quote for premium costs during the next coverage year. On motion duly made and seconded, the Commissioners accepted the HCCB proposal for coverage November 1, 2004 thorough October 31, 2005, and a contract with Individual Care Management for a disease education program for County employees. The Commissioners also reviewed various cost reductions which could be experienced if certain coverage changes were made. A contract is to be submitted.

RE: COURTHOUSE WINDOWS

Courthouse Custodian Loveall submitted a proposal from Rayls Painting of Huntingburg for repainting of the Courthouse windows. On motion duly made and seconded, the Commissioners approved the proposal in the amount of $4,585.13.

RE: FARBEST TAX APPEAL

The County Auditor submitted a proposed agreement with Tax Management Associates to represent the County on an appeal by Farbest Foods, Inc. of property tax assessment. The retention of the firm had been approved by the County Council and will be financed by the Reassessment Fund with participation by the Southwest Dubois County Schools.

RE: DOGWOOD ANIMAL CLINIC CLAIM

The County Auditor submitted a claim from Dogwood Animal Clinic for $205.35 for services rendered to three dogs delivered to the Clinic by the Sheriff's Department. On motion duly made and seconded, the claim was approved and payment authorized.

RE: AUDITOR'S OFFICE – UNITED SYSTEMS UPDATE

On motion duly made and seconded, the Commissioners approved and authorized execution of an agreement addendum with United Systems & Software for an update of the financial window software for the Courthouse at a cost of $8,750.00.

RE: NOVEMBER MEETINGS

The November Commissioners meeting was set for November 1, 2004, with the continued meeting set for November 15, 2004, both to begin at 9:00 a.m. in the Commissioners Room of the Courthouse Annex.

Lawrence M. Vollmer

James R. Kemper

John G. Burger

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

OCTOBER 18, 2004

The continued meeting of the Dubois County Commissioners was held in the Commissioners' Room of the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. on October 18, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Auditor Martha A. Wehr, County Surveyor Ken Brosmer, Highway Supervisor Steven L. Berg, Highway Engineer Norman Wendholt, Highway Clerk Debbie Berger and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was reopened for business by President Vollmer.

RE: BUREAU OF MOTOR VEHICLES – JEFF PETRY

Jeff Petry and Mark Petry of Jackson Township appeared to advise the Commissioners that they have been advised by Tom Foster of the Bureau of Motor Vehicles that their operation requires a State salvage motor business license. The operation is more than 500 feet off County Road 700E but does require State permission. He currently has over 100 non-operating vehicles. The Commissioners expressed concern regarding the size of the operation. The Commissioners took the matter under advisement and will review the site.

RE: MEYERS OAK VIEW ESTATES – PATOKA TOWNSHIP

Ken Brosmer, representing M & H Berry Farm, Inc., submitted a proposed plat of Meyers Oak View Estates. The plat had been reviewed by the County Engineer. It was questioned whether the area is within City of Huntingburg jurisdiction. After discussion, subject to payment of County fees and determination of City jurisdiction, on motion duly made and seconded, the Commissioners approved the plat.

RE: PATOKA LAKE REGIONAL WATER AND SEWER DISTRICT – BOND AUTHORIZATION RESOLUTION

The Attorney submitted to the Commissioners a proposed Resolution as prepared by Patoka Lake Regional Water and Sewer District approving issuance by the District of a Bond Issue for refunding of existing debt of the District. County approval is required by Section 147(f) of the Internal Revenue Code. On motion duly made and seconded, the Commissioners unanimously adopted the following Resolution:

WHEREAS, the Board of Commissioners of Dubois County, together with the Board of Commissioners of Crawford County and the Board of Commissioners of Orange County have the responsibility for appointing members of the Board of Trustees (the "Board") of the Patoka Lake Regional Water and Sewer District (the "District") and have made such appointments to the Board; and

WHEREAS, the District is planning to issue certain revenue bonds (the "Bonds") for the purpose of refunding certain bonds previously issued by the District which Bonds will be characterized as "private activity bonds" that are also "qualified bonds" pursuant to Section 141(e) of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, Section 147(f) of the Code and the United States Treasury Regulations promulgated thereunder provide in relevant part that an issue of private activity bonds shall not be a qualified bond issue unless the issue is approved by the applicable elected representative of the governmental unit on behalf of which such issue of bonds is issued after a public hearing following reasonable public notice; and

WHEREAS, by virtue of their collective powers to appoint members of the Board, the Boards of Commissioners of Crawford County, Dubois County and Orange County have been deemed to be the applicable elected representatives for purposes of Section 147(f) of the Code; and

WHEREAS, a Notice of Public Hearing in substantially the form attached hereto as **Exhibit A** was published at least once in a newspaper of general circulation in each of Crawford County, Dubois County and Orange County at least 14 days prior to October 11, 2004, and the District held a public hearing regarding the issuance of the Bonds on October 11, 2004, and the excerpts of minutes from such public hearing are attached hereto as **Exhibit B**;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSIONERS OF DUBOIS COUNTY, INDIANA, THAT:

Section 1. Approval is hereby given as required by Section 147(f) of the Code, as amended, by the Board of Commissioners of Dubois County, Indiana, the applicable elected official for Dubois County, Indiana, for the execution, issuance and delivery of the Bonds, a public hearing for such issue having been conducted on October 11, 2004.

Section 2. This Resolution shall be effective upon passage.

Adopted this 18th day of October 2004, by a vote of 3 ayes and 0 nays.

RE: INSIGHT COMMUNICATIONS RENEWAL – ORDINANCE NO. 2004-21

Bill Helmbold of Insight Communications appeared to discuss revisions of the proposed franchise agreement previously submitted by Insight. Revisions had been made by the County Attorney based on discussions of the Commissioners. Helmbold submitted the revised agreement, which conformed to the County requirements. On motion duly made and seconded, the Commissioners unanimously adopted the following Ordinance Number 2004-21:

WHEREAS, Dubois County ("County") granted a franchise for a cable system to TCI of Indiana, Inc., pursuant to Ordinance No. 1989-1 dated March 6, 1989, ("Franchise"), to construct and operate a cable system within the County; and

WHEREAS, the Franchise was transferred to Insight Communications Midwest, LLC ("Insight") pursuant to Resolution No. 98-3 dated September 1, 1998.

WHEREAS, Insight is the current franchise holder ("Grantee"); and

WHEREAS, the Franchise expired on March 6, 2004; and

WHEREAS, the County has elected to allow the Franchise to continue in full force and effect until this long term agreement was reached; and

WHEREAS, Section 626 of the Communications Act of 1934, as amended, as codified at 47 U.S.C. §546, contains the procedures for the renewal of cable franchises throughout the United States on either a "formal" (47 U.S.C. §546 (a)-(g)) or an "informal" (47 U.S.C. §546(h)) basis; and

WHEREAS, Insight and/or its predecessor(s) have, in accordance with 47 U.S.C. §546(h), submitted to the County its proposal for an extension and renewal of the Franchise based on the capital commitments Insight and/or its predecessors have made in the County; and

WHEREAS, it is acknowledged by the County and Insight that the renewal of this Franchise does not create an exclusive franchise grant, and

WHEREAS, this Ordinance memorializes the County's compliance with its obligations under 47 U.S.C.§546, including without limitation, the County has conducted a duly advertised public hearing regarding the proposed renewal and extension of the Franchise to provide adequate notice and opportunity for public comment regarding the proposed renewal and extension of the Franchise prior to acting upon it; and

WHEREAS, the County finds that the continued development of broadband communications has the potential of having great benefit and impact upon the citizens of the County; and further finds that the public convenience, safety, and general welfare can best be served by exercising the regulatory powers vested in the County by applicable federal and state law to renew and extend the Franchise.

NOW THEREFORE, BE IT RESOLVED, by the Board of Commissioners for Dubois County, Indiana as follows:

1. The term of the Franchise is hereby renewed, amended, and thereby extended by five (5) years to expire on March 6, 2009 ("Expiration Date"). Provided that Grantee is in compliance with all material provisions of the Franchise at the expiration of the foregoing term, Grantee shall automatically be granted an additional five (5) year extension from the Expiration Date.

2. Section 10 of the Franchise shall be hereby amended to increase the amounts of insurance as follows: i) against liability due to physical damage to property shall be not less than Five Hundred Thousand Dollars ($500,000.00) as to any one claim and not less than One Million Dollars ($1,000,000.00) aggregate in any single policy year; ii) and against liability due to bodily injury or to death of persons, not less than One Million Dollars ($1,000,000.00) as to any one person, and not less than One Million Dollars ($1,000,000.00) as to all such claims arising from any one accident. Such insurance policies shall specifically provide that the County shall be named as an additional insured. A certificate of insurance evidencing Insight's carriage of the required policies shall be provided to and kept on file by the County Auditor.

4. All other terms, conditions, provisions, and requirements of the Franchise shall remain in full force and effect until the Expiration Date.

5. This Ordinance Amendment shall be effective upon its passage.

THE FOREGOING AGREEMENT was duly passed at a meeting of the Board of Commissioners for Dubois County, Indiana, held on the 18th day of October, 2004.

RE: HIGHWAY DEPARTMENT CHANGE ORDERS

Highway Department Clerk Berger appeared to submit proposed Change Orders to reflect changes in road improvement contracts with J.H. Rudolph & Company due to varying field conditions:

Project		Change
2004-14	Kalb-Zehr Road	- $741.84
2004-16	County Road 175 East	$120.37
2004-17	County Road 750W & 800S	- $264.65
2004-18	County Road 600N & 200W	- $2438.82
2004-19	Mentor Road South	- $191.10
2004-20	County Road 650 West	$546.13

On motion duly made and seconded, the Change Orders were approved as submitted.

RE: TRANSFER OF FUNDS

Highway Department Clerk Berger also submitted to the Commissioners resolutions for the transfer of Department funds. On motion duly made and seconded, the Commissioners approved the following transfers, subject to approval by the County Council:

From:		
Highway Fund –	County Road 175 East	$ 4636.00
	County Road 750W & 800S	$ 6325.00
	County Road 600N & 200W	$17,327.00
	Mentor Road South	$ 4908.00
	County Road 650 West	$ 6762.00
		$39,958.00
To:		
Highway Fund –	Bituminous Material	$34,458.00
	Machine Hire	$ 5,000.00
	Office Records	$ 200.00
	Travel Expense	$ 300.00
		$39,958.00
From:		
Local Road & Street Fund –	Rolling Hills Subdivision Project 300N	$ 4677.00
		$ 7457.00
		$12,134.00
To:		
Bituminous Materials		$12,134.00

RE: HIGHWAY DEPARTMENT – SUPERVISOR REPORT

The Highway Supervisor reported that the generator purchased has been delivered and the Highway Garage is being wired for future use; County Road 720W and 1075S repaving projects could be done this week, weather permitting; Bridge on County Road 800W has been completed and road is open.

RE: HIGHWAY DEPARTMENT – SNOWPLOWS

On request by the Highway Supervisor, the Department was on motion duly made and seconded, authorized to obtain quotes for the purchase of three snowplows.

RE: HIGHWAY DEPARTMENT ENGINEER'S REPORT

County Highway Engineer Wendholt appeared to submit a report of the current status of Highway Department projects, including: FERDINAND INDUSTRIAL ROAD (INDOT agreement signed, notice to proceed will follow, construction on north end expected in mid-November, Woebkenberg trial set for May 10, 2005, road closures were discussed); PORTERSVILLE BRIDGE (State Agreement has been signed, final environment document filed with final design to follow); MILL STREET EXTENSION (Thyen work complete, base paving done and ready for intermediate coat, final surface, striping, signs, rail and seeding will require two weeks. Knies pay request filed. Wetland mitigation plan on Meridian received and sent to Corp of Engineers and IDEM); US 231 BYPASS (the Commissioners discussed proposals by INDOT for relocation of County Roads and intersections resulting from the proposed US 231 Bypass.

RE: HIGHWAY DEPARTMENT – STEEL BIDS

The Highway Engineer submitted quotes received for steel beams for use on 550S/Club Road Bridge:

Modern Welding	$10,364.22
Westfield Steel	$ 6,652.95
O'Neal Steel	$ 6,732.86
Patriot Steel	$ 6,777.50

On motion duly made and seconded, the Commissioners accepted the quote of Westfield Steel for $6,652.95 and purchase was authorized.

RE: KNIES CONSTRUCTION CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment of Application #10 from Knies Construction for $185,725.84 for work completed on the Mill Street Extension project.

RE: MILL STREET EXTENSION

On motion duly made and seconded, the Commissioners approved a change order on the Knies Construction contract for the Mill Street Extension and County Road 400N improvements resulting in a decrease of $14,580.66 on the original contract.

RE: COUNTY ROAD 750 WEST AND 800 SOUTH INTERSECTION

The Highway Engineer advised the Commissioners that he has studied the intersection of County Road 750W at 800S in view of recent paving and recommended the marking of the intersection with stop bars and marked island for safety purposes. On motion duly made and seconded, the Commissioners approved the highway markings as recommended.

RE: FAMILY FARM EXEMPTION

Lee Mehling submitted an application for exemption from the County Subdivision Ordinance for a 2.92-acre tract, which Norman C. Schue desires to convey to his son, Jeff Schue. On motion duly made and seconded, the Commissioners approved the exemption which is located in Section 7, T3S, R4W as a family farm exemption.

RE: SUBDIVISION ORDINANCE

The Commissioners then discussed a number of questions relating to the County Subdivision Ordinance:

- ICDC SUBDIVISION – Section 1 was begun in 2000 and is therefore Pre-Ordinance and is grandfathered, subject to obtaining sanitation and driveway permits. The plat of a second area west of Section 1 and across Kings Ridge Road has only proposed tracts in excess of ten acres and is exempt from the Ordinance, but would not be exempt for tracts of less than ten acres.

- Earl Patrick Buening proposes to convey a tract having in excess of ten acres, but leaving his residence on an area containing less than ten acres. Edgar V. Ebert proposes to convey a jointly owned residence to one joint owner and the remaining property (being less than ten acres) to the other joint owner. These transfers were determined to be exempt from the Ordinance.

RE: DOGWOOD ANIMAL CLINIC CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment of a claim from Dogwood Animal Clinic for $136.90 for service to two dogs delivered to the Clinic by the County Sheriff's Department.

RE: UNITED SYSTEMS & SOFTWARE CLAIM

On motion duly made and seconded, the Commissioners authorized the County Auditor to purchase a custom windows based program for electronic PERF data and the payment of $3,750.00 to United Systems & Software, Inc. for said program.

RE: COURTHOUSE TOWER

On motion duly made and seconded, the Commissioners approved a change order to the contract with Jasper Lumber Company for replacement of the Courthouse tower access, the charge to be to increase the opening scuttle hole at an additional cost of $200.00.

RE: VACATION OF ROAD & ALLEYS IN TOWN OF PORTERSVILLE – ORDINANCE NO. 2004-22

The Attorney submitted a proposed ordinance for the vacation of Common Street and two alleys in the Town of Portersville. The Petition for such vacation had been previously filed, notice published and hearing held thereon on October 1, 2004. On motion duly made and seconded and unanimously adopted, the Commissioners adopted the following Ordinance Number 2004-22 vacating the street and alleys:

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF DUBOIS COUNTY, INDIANA, THAT:

Section 1. It is the finding of this Commission, after public hearing held on October 1, 2004, that adequate reason exists for the vacation of the following portion of Common Street and two (2) public alleys located in the Original Town of Portersville, of Dubois County, Indiana, to-wit:

COMMON STREET

Part of the Southwest Quarter of Section 21, Township 1 North, Range 5 West, beginning at a 5/8 inch capped pin located at the southeast corner of Lot #118 in the Town of Portersville, Dubois County, Indiana, and running thence north 104.5 feet to a 5/8 inch capped pin located at the northeast corner of said Lot #118, thence south 89 degrees 52 minutes 20 seconds east 60 feet to a 5/8 inch capped pin located at the northwest corner of Lot #117 in said Town of Portersville, thence south 104.5 feet to a 5/8 inch capped pin located at the southwest corner of said Lot #117, thence north 89 degrees 52 minutes 20 seconds west 60 feet to the place of beginning and containing .14 acre, more or less;

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

OCTOBER 18, 2004

ALLEY

Part of the Southwest Quarter of Section 21, Township 1 North, Range 5 West, beginning at the northeast corner of Lot #117 in the Town of Portersville, Dubois County, Indiana, and running thence south 89 degrees 52 minutes 20 seconds east 8 feet to the northwest corner of Lot #116 in said Town of Portersville, thence south 104.5 feet to the southwest corner of said Lot #116, thence north 89 degrees 52 minutes 20 seconds west 8 feet to the southeast corner of said Lot #117, thence north 104.5 feet to the place of beginning and containing .02 acre, more or less;

ALLEY

Part of the Southwest Quarter of Section 21, Township 1 North, Range 5 West, beginning at the northeast corner of Lot #119 in the Town of Portersville, Dubois County, Indiana, and running thence south 89 degrees 52 minutes 20 seconds east 8 feet to the northwest corner of Lot #118 in said Town of Portersville, thence south 104.5 feet to the southwest corner of said Lot #118, thence north 89 degrees 52 minutes 20 seconds west 8 feet to the southeast corner of said Lot #119, thence north 104.5 feet to the place of beginning and containing .02 acre more or less;

It is the further finding of the Commission that proper notice has been given of said hearing as evidenced by Proof of Publication; that said public ways have never been improved or used by the public; that no public benefit is to be derived from the continued existence of said public ways; that the adjacent property owner has petitioned the vacation of said public ways; that the vacation of said public ways will not diminish the value of any other real estate located in the vicinity thereof; that no public utilities are known to exist within said easements, but that if any so exist said utility shall remain in place; and that no reason exists of the continued existence of said public ways and that the same should now be vacated.

Section 2. That said public ways as herein described shall be and are hereby vacated, subject however to a continuing perpetual easement as to any public utilities which may now be located within the boundaries thereof.

Section 3. That legal title in and to said real estate shall be and is hereby vested in the property owner, being Mary Jane Waters.

Section 4. This Ordinance shall be in full force and effect from and after its adoption.

DULY PASSED AND ADOPTED THIS 18TH DAY OF OCTOBER, 2004.

RE: NOVEMBER MEETINGS

The regular meeting in November will be held on Monday, November 1, 2004, with a continued meeting on Monday, November 15, 2004, both beginning at 9:00 a.m. in the Commissioners Room of the Courthouse Annex.

Lawrence A. Vaal
M.

James R Kemper
Je

Allen H Berger
V

Attest: Martha A. Wehr
M

DUBOIS COUNTY COUNCIL

OCTOBER 18, 2004

The Dubois County Council conducted its October meeting on October 18, 2004, at 4:30 p.m. in the Council Chambers of the Courthouse Annex. Present at the meeting were Board members Richard Eckerle, Gregory A. Kendall, Jerry Hunefeld, Mark A. Brescher, Leon J. Fleck, Donna L. Schroeder, Scott Knies and Auditor Martha A. Wehr. President Eckerle asked if there were any additions or corrections to the minutes of the last meeting. On motion by Leon Fleck and seconded by Mark A Brescher, the minutes were approved as written. Motion carried unanimously.

RE: PRE-TRIAL DIVERSION ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the Pre-Trial Diversion Fund for Other Services in the amount of $995.00 for Citations. On motion by Gregory A. Kendall and seconded by Donna L. Schroeder, the Council approved such additional appropriation.

RE: PRE-TRIAL DIVERSION – EMPLOYEE TOM DYSERT

Prosecuting Attorney Michael Fritch appeared to request an additional $2,000.00 increase in salary for 2005 for Tom Dysert. During the budget hearings, the Council approved the 2005 salary of $26,030.00 from County General and an additional $9,870.00 from the Pre-Trial Diversion Fund. Fritch requests the increase to be comparable to a third deputy's salary. It was the consensus of the Council to advertise for an additional appropriation at the beginning of 2005 in the amount of $2,000.00 in the Rainy Day Fund.

RE: DUBOIS COUNTY POLICE RETIREMENT PLAN

Sheriff Jerry Breeding appeared before the Council to request approval to remove Old National Trust as trustee of the Dubois County Police Retirement Plan and the Dubois County Police Benefit Plan and to name German American Financial Advisors and Trust Company as successor trustee effective November 20, 2004. The Sheriff's Merit Board had previously approved naming German American Financial Advisors and Trust Company as successor trustee. On motion by Mark A. Brescher and seconded by Scott Knies, the Council approved the successor trustee.

RE: LOCAL ROAD AND STREET FUND TRANSFER

Highway Clerk Debbie Berger appeared before the Council to request a transfer of funds in the Local Road and Street Fund, as follows:

Local Road and Street Fund					
From:	300 North	$ 7,457.00	To:	Bituminous Materials	$12,134.00
	Rolling Hills Subdivision	$ 4,677.00			
		$12,134.00			

On motion by Jerry Hunefeld and seconded by Gregory A. Kendall, the Council approved such transfers.

RE: HIGHWAY FUND TRANSFER

Highway Clerk Debbie Berger appeared before the Council to request a transfer of funds in the Highway Fund, as follows:

Highway Fund					
From:	175 East	$ 4,636.00	To:	Bituminous Materials	$34,458.00
	750 West & 800 South	$ 6,325.00		Machine Hire	$ 5,000.00
	600 North & 200 West	$17,327.00		Office Records & Supplies	$ 200.00
	Mentor Road South	$ 4,908.00		Traveling Expense	$ 300.00
	650 West	$ 6,762.00			$39,958.00
		$39,958.00			

On motion by Leon J. Fleck and seconded by Donna L. Schroeder, the Council approved such transfers.

RE: GENERAL FUND ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the General Fund for Personal Services in the amount of $2,700.00 for the Sheriff's Step Program for Overtime. This program is funded by the Operation Pullover Grant. On motion by Gregory A. Kendall and seconded by Leon J. Fleck, the Council approved such additional appropriation in the amount of $2,700.00.

RE: GENERAL FUND ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the General Fund for Other Services in the amount of $8,400.00, $3,400.00 for appraisal upkeep and $5,000.00 for repair and maintenance for the Courthouse and Annexes. On motion by Jerry Hunefeld and seconded by Donna L. Schroeder, the Council approved such additional appropriation in the amount of $8,400.00.

RE: RAINY DAY FUND ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the Rainy Day Fund for Personal Services in the amount of $5,000.00 for Small Claims to hire Jana Gunselman as a temporary part-time employee to fill in for an employee on maternity leave and an employee on Family Medical Leave. On motion by Leon J. Fleck and seconded by Gregory A. Kendall, the Council approved such additional appropriation in the amount of $5,000.00.

RE: SOIL AND WATER CONSERVATION DISTRICT – GRANT FOR TECHNICAL SPECIALIST

Auditor Wehr informed the Council that Judi Brown, Soil and Water District Coordinator, questioned whether it was the intention of the Council to allow the Soil and Water District to apply for a grant in the amount of $6,000.00 in addition to the $6,000.00 allocated for a Technical Specialist in the 2005 budget. It was the consensus of the Council that Judi Brown should apply for such grant in the amount of $6,000.00 to be added to the $6,000.00 allocated in the 2005 budget.

RE: COUNTY GENERAL TRANSFER

Auditor Wehr informed the Council that Circuit Court requests a transfer of funds for purchase of law books in the General Fund, as follows:

Circuit Court					
From:	Personal Services	$8,000.00	To:	Capital Outlay	$8,000.00

On motion by Mark A. Brescher and seconded by Leon J. Fleck, the Council approved such transfer of funds.

RE: MILEAGE RATE INCREASE

Auditor Wehr informed the Council that a request was made to increase the mileage rate to be paid to County employees and officials. After much discussion and considering the fact that gas prices have risen and continue to rise, on motion by Leon J. Fleck and seconded by Jerry Hunefeld, the Council unanimously approved the mileage rate paid to county employees and officials to be set at thirty-six cents ($.36) effective November 1, 2004, according to State statute IC 36-2-7-3.

RE: NEXT MEETING

With no further business to come before the Council, the next regular meeting will be held Monday, November 22, 2004, at 4:30 p.m. in the Council Chambers of the Courthouse Annex.

Leon J. Fleck — Jerry Hunefeld — Mark A. Brescher — Richard Eckerle

Gregory A. Kendall — Donna L. Schroeder — Scott J. Knies — Attest: Martha A. Wehr, Auditor

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

NOVEMBER 1, 2004

The regular monthly meeting of the Dubois County Commissioners was held in the Commissioner's Room of the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. on November 1, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Auditor Martha A. Wehr, County Surveyor Ken Brosmer, Highway Engineer Norman Wendholt, Highway Supervisor Steven L. Berg, Highway Clerk Debbie Berger and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was opened for business by President Vollmer. Minutes of the October meetings of the Commissioners were approved as presented. The minutes were then signed. Income for the month of October, 2004, were as follows: Recorder $11,849.19; Health Department $12,675.60; Auditor $148.00; Clerk $42,854.00. Claims against the County were examined and those found to be just, due and owing were allowed and those found to be not due and owing were disallowed, all as more fully set forth in the Claims and Allowance Docket of the County.

RE: 9-1-1 COMMUNICATIONS CENTER

Janice Love, Director of County Communications, appeared to discuss several matters relating to the 9-1-1 program. She reported that due to a billing error by Verizon, the County has been underbilled since November of 2001. The County will be billed for 18 months at a total cost of $21,600.00. For the remainder of the current five-year contract, the annual charge will increase by approximately $1,000.00.

The Director also reported that under HB 1304, which did not become law, 75% of surcharges from a municipality which operated a 9-1-1 position must be returned to that municipality. It is expected that the same law will be proposed in 2005. The Jasper 9-1-1 equipment was purchased by the County and the County serves as backup for the Jasper position. Under the current law, the 9-1-1 program is a County function. Under the proposed law, the County would lose a substantial sum of 9-1-1 financing, but would still be required to provide the same 9-1-1 coverage as current.

RE: MEYERS OAK VIEW ESTATE – PATOKA TOWNSHIP

Surveyor Ken Brosmer submitted a revised copy of the plat for Meyers Oak View Estates as previously reviewed by the Commissioners. On motion duly made and seconded, the plat was approved and signed.

RE: SUBDIVISION ORDINANCE EXCEPTION – KEVIN KALB

Ken Brosmer appeared with Kim Schnell to request that the Commissioners grant an exception for a two-acre tract in the SE quarter of the NW quarter of Section 36-T1N-R4W. The lot is the last of a group of lots established and surveyed prior to adoption of the Subdivision Ordinance by owner Kevin Kalb. On motion duly made and seconded, the Commissioners agreed that the two-acre tract was grandfathered and should be an exception from the Subdivision Ordinance.

RE: SUBDIVISION ORDINANCE EXCEPTION – DONALD G. WEYER

Carolyn Williams appeared to request that Donald G. Weyer, her father, be permitted to transfer his home on a 3.8 acre tract in the SW quarter of the NW quarter of Section 9-T3S-R4W, to a grantor trust and that a second exception be granted for a three-acre tract. As previously agreed, the Commissioners stated that the conveyance of an existing residence is exempt from the Subdivision Ordinance. The Commissioners found no justification for granting an exception for the three-acre tract. On motion duly made and seconded, the Commissioners directed that the transfer of residence with 3.8 acre tract is exempt from the Subdivision Ordinance and denied authority to transfer the 3.0 acre tract as an exception to the Subdivision Ordinance.

RE: BMV DEALER'S LICENSE – PAUL HOFFMAN – JACKSON TOWNSHIP

Paul Hoffman who had obtained Commissioners consent for a BMV dealer's license on June 9, 2003, requested permission to alter the name of the license holder. There is also a slight change in property location. On motion duly made and seconded, the Commissioners approved a BMV license for Kyana Auto Sales.

RE: SUBDIVISION ORDINANCE EXCEPTION – ALLEN SCHNELL

Allen Schnell appeared to discuss the requirements under the Subdivision Ordinance for the sale of a tract owned by him along an existing County Road.

RE: COMMUNITY CORRECTIONS – GRANT

Community Corrections Director Paul Eckert submitted to the Commissioners a proposed amendment for grant funds in the amount of $109,903.00 from the State Department of Corrections. On motion duly made and seconded, the grant amendment was approved.

RE: HIGHWAY DEPARTMENT – GLASS RECYCLING

The Highway Supervisor reported that the State Department of Highways has reduced its pickup and use of recycled glass. The Commissioners suggested that the County transport the next load of glass to Vincennes.

RE: HIGHWAY DEPARTMENT – CHANGE ORDERS

On motion duly made and seconded, the Commissioners approved the following Change Orders on the J.H. Rudolph & Company contracts due to varying field conditions:

2004-08	Ellsworth Road	$563.30
2004-09	Shiloh Road & County Road 150 North	< $339.87 >

RE: HIGHWAY DEPARTMENT – TRANSFER OF FUNDS

On motion duly made and seconded, the Commissioners approved the following transfer of funds within the Highway Fund:

From	
Highway Fund – Truck Driver	$50.00
To:	
Highway Fund – Part-time Employees	$50.00

RE: COURTHOUSE AND ANNEX – ALARM SYSTEM

On recommendation of the Custodian, and on motion duly made and seconded, the Commissioners approved renewal of the alarm system Service Agreement with Simplex Grinnell for the Courthouse and Annex.

RE: EXCESS LOSS MEDICAL INSURANCE COVERAGE

The Commissioners reviewed an Application to HCC Life Insurance Company for excess medical insurance coverage for County employees and a Business Associate Agreement regarding participant privacy. The Commissioners approved and recommended the documents to the Plan Trust.

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

NOVEMBER 1, 2004

RE: HIGHWAY DEPARTMENT – REPORT

County Highway Engineer Wendholt submitted a report of the current status of Highway Department projects, including: FERDINAND INDUSTRIAL ROAD (utility work in process, waiting for Notice to proceed); PORTERSVILLE BRIDGE (federal funding meeting set for November 22, 2004, at Paoli); MILL STREET EXTENSION (final surface, striping and signs to be completed this week. Guardrails to be installed next week, final seeding next spring with temporary seeding currently. Need Meridian Road vacation and property acquisition for remediation); KESSNER BRIDGE (bridge removed, barricades installed and dirt piled for additional safety).

RE: INDOT DETOUR REIMBURSEMENT – STATE ROAD 64

On motion duly made and seconded, the Commissioners approved an Unofficial Detour Reimbursement Agreement with INDOT for repair and use of Kings Ridge County Road during the closing of State Road 64 in the Birdseye area.

RE: KESSNER BRIDGE REPLACEMENT – MADISON TOWNSHIP

The Commissioners discussed replacement of the Kessner Bridge in Madison Township. Funding was discussed. Subject to approval of funding by the County Council, on motion duly made and seconded, the Commissioners directed the Highway Department to proceed with the construction of the Kessner Bridge as originally designed.

RE: HIGHWAY DEPARTMENT – SIGN AND POST PURCHASE

The Highway Engineer submitted the following quotes for signs:

Hall Signs	$2,434.45
Stello Products	$2,677.50
Fischer's Associates	No Response

and the following signs and posts quotes:

Hall Signs (Marion Posts)	$6,300.06
Stello Products (Franklin Posts)	$4,886.00
Fischer's Associates	No Response

The Engineer reported that the Stello quote for posts did not meet specifications for post construction and therefore was not an acceptable bid. On motion duly made and seconded, the Commissioners accepted the Hall Signs quotes on both purchases.

RE: ORDINANCE NUMBER 2004-23 – STOP SIGN ORDINANCE

County Highway Engineer Wendholt reported to the Commissioners regarding studies which he has conducted on road intersections located in Harbison Township and his determination as to which intersecting road should be treated as the preferential road and which road should be required to be considered as a stop road for safety purposes. He submitted the proposed Ordinance to establish the preferential (thru) road and the road on which traffic is required to stop at intersections within Harbison Township. On motion duly made and seconded, the Ordinance was unanimously adopted as follows:

ORDINANCE NO. 2004-23 HARBISON TOWNSHIP

AN ORDINANCE AMENDING ALL ORDINANCES AMENDATORY THEREOF, BEING AN ORDINANCE IMPOSING RESTRICTION UPON VEHICLES OPERATED ON COUNTY ROADS IN HARBISON TOWNSHIP IN DUBOIS COUNTY, INDIANA

WHEREAS, the Board of Commissioners of Dubois County, Indiana, after having received a report on and considered an engineering and traffic investigation conducted by the County Highway Engineer regarding the affected intersections, and having the jurisdiction and responsibility to establish rules and regulations for the operation of vehicles and traffic on the following highways in said County, and;

WHEREAS, the Board of Commissioners now find that it is in the best interests of the citizens of said County and required for public safety to establish rules and regulations for the operation of vehicles in the use of the streets and highways hereinafter designated.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF DUBOIS, STATE OF INDIANA:

The provisions of this ordinance relate to preferential highways and stop signs on certain highways in Dubois County, Indiana.

1. At the intersection of County Road 400 East and Thales Road North (HB1), County Road 400 East shall be the preferential highway and a stop sign shall be placed on the east approach of Thales Road North with County Road 400 East.
2. At the intersection of Hickory Grove Road and Thales Road North (HB2), Hickory Grove Road shall be the preferential highway and a stop sign shall be placed on the west approach of Thales Road North with Hickory Grove Road.
3. At the intersection of Hickory Grove Road and County Road 900 North (HB3), Hickory Grove Road shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 900 North with Hickory Grove Road.
4. At the intersection of Haysville Road West and County Road 150 West (HB4), Haysville Road West shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 150 West with Haysville Road West.
5. At the intersection of Charles Street and Church Street in the Community of Haysville (HB5), Charles Street shall be the preferential highway and a stop sign shall be placed on the south approach of Church Street with Charles Street.
6. At the intersection of Hartsfield Street and Seitz Street in the Community of Haysville (HB6), Hartsfield Street shall be the preferential highway and a stop sign shall be placed on the east approach of Seitz Street with Hartsfield Street.
7. At the intersection of Seitz Street and Park Street in the Community of Haysville (HB7), Seitz Street shall be the preferential highway and a stop sign shall be placed on the south approach of Park Street with Seitz Street.
8. At the intersection of Seitz Street and Church Street in the Community of Haysville (HB8), Seitz Street shall be the preferential highway and a stop sign shall be placed on the north approach of Church Street with Seitz Street.
9. At the intersection of Seitz Street and Church Street in the Community of Haysville (HB9), Seitz Street shall be the preferential highway and a stop sign shall be placed on the south approach of Church Street with Seitz Street.
10. At the intersection of Haysville Road West and Hartsfield Street in the Community of Haysville (HB10), Haysville Road West shall be the preferential highway and a stop sign shall be placed on the north approach of Hartsfield Street with Haysville Road West.
11. At the intersection of Haysville Road West and Park Street in the Community of Haysville (HB11), Haysville Road West shall be the preferential highway and a stop sign shall be placed on the north and south approaches of Park Street with Haysville Road West.

12. At the intersection of Haysville Road West and Church Street in the Community of Haysville (HB12), Haysville Road West shall be the preferential highway and a stop sign shall be placed on the north approach of Church Street with Haysville Road West.

13. At the intersection of Haysville Road West, Cemetery Street and Main Street in the Community of Haysville (HB13), Haysville Road West shall be the preferential highway and a stop sign shall be placed on the north approach of Cemetery Street and on the east approach of Main Street with Haysville Road West.

14. At the intersection of Park Street and Park Drive in the Community of Haysville (HB14), Park Street shall be the preferential highway and a stop sign shall be placed on the west approach of Park Drive with Park Street.

15. At the intersection of Park Street and Park Drive in the Community of Haysville (HB15), Park Street shall be the preferential highway and a stop sign shall be placed on the west approach of Park Drive with Park Street.

16. At the intersection of County Road 150 East and County Road 725 North (HB16), County Road 150 East shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 725 North with County Road 150 East.

17. At the intersection of County Road 400 East and County Road 725 North (HB17), County Road 400 East shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 725 North with County Road 400 East.

18. At the intersection of County Road 400 East and County Road 700 North (HB18), County Road 400 East shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 700 North with County Road 400 East.

19. At the intersection of Old Road 45 and County Road 600 North (HB19), Old Road 45 shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 600 North with Old Road 45.

20. At the intersection of Kellerville Road and County Road 600 North (HB20), Kellerville Road shall be the preferential highway and a stop sign shall be placed on the east and west approaches of County Road 600 North with Kellerville Road.

21. At the intersection of County Road 600 North and County Road 175 East (HB21), County Road 600 North shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 175 East with County Road 600 North.

22. At the intersection of County Road 600 North and County Road 175 East (HB22), County Road 125 East and the west approach of County Road 600 North shall be the preferential highways and a stop sign shall be placed on the east approach of County Road 600 North with County Road 125 East and the west approach of County Road 600 North.

23. At the intersection of County Road 325 East and County Road 300 East (HB23), County Road 325 East shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 300 East with County Road 325 East.

24. At the intersection of County Road 325 East and Dubois Road Northwest (HB24), County Road 325 East shall be the preferential highway and a stop sign shall be placed on the east approach of Dubois Road Northwest with County Road 325 East.

25. At the intersection of Dubois Road Northwest and County Road 600 North (HB25), Dubois Road Northwest shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 600 North with Dubois Road Northwest.

26. At the intersection of Kellerville Road and County Road 520 North (HB26), Kellerville Road shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 520 North with Kellerville Road.

27. At the intersection of County Road 175 East and County Road 325 East (HB27), County Road 175 East shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 325 East with County Road 175 East.

28. At the intersection of County Road 600 North and County Road 600 North Extension (HB28), County Road 600 North shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 600 North Extension with County Road 600 North.

29. At the intersection of County Road 445 East and County Road 600 North (HB29), County Road 445 East shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 600 North with County Road 445 East.

30. At the intersection of County Road 445 East and County Road 600 North Extension (HB30), County Road 445 East shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 600 North Extension with County Road 445 East.

31. At the intersection of Dubois Road Northwest and County Road 445 East (HB31), Dubois Road Northwest shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 445 East with Dubois Road Northwest.

32. At the intersection of County Road 400 North and Mill Street (HB32), County Road 400 North shall be the preferential highway and a stop sign shall be placed on the south approach of Mill Street with County Road 400 North.

33. At the intersection of Kellerville Road and County Road 500 North (HB33), Kellerville Road shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 500 North with Kellerville Road.

34. At the intersection of Kellerville Road and County Road 420 North (HB34), Kellerville Road shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 420 North with Kellerville Road.

35. At the intersection of County Road 400 North and County Road 25 East (HB35), County Road 400 North shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 25 East with County Road 400 North.

36. At the intersection of Kellerville Road, County Road 125 East and County Road 400 North (HB36), Kellerville Road shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 125 East and west approach of County Road 400 North with Kellerville Road.

37. At the intersection of Vine Street and 3rd Street in the Community of Dubois (HB37), Vine Street shall be the preferential highway and a stop sign shall be placed on the south approach of 3rd Street with Vine Street.

38. At the intersection of 4th Street and Vine Street in the Community of Dubois (HB38), 4th Street and the east approach of Vine Street shall be the preferential highways and a stop sign shall be placed on the west approach of Vine Street with 4th Street and the east approach of Vine Street.

39. At the intersection of Vine Street and Neukam Street in the Community of Dubois (HB39), Vine Street shall be the preferential highway and a stop sign shall be placed on the north approach of Neukam Street with Vine Street.

40. At the intersection of Vine Street, Dubois-Cuzco Road and Dubois Road Northeast in the Community of Dubois (HB40), Vine Street and Dubois-Cuzco Road shall be the preferential highways and a stop sign shall be placed on the left turn of the north approach and a yield sign shall be placed on the right turn of the north approach of Dubois Road Northeast with Vine Street and Dubois Road Northeast.

41. At the intersection of Walnut Street and Agnes Street in the Community of Dubois (HB41), Walnut Street shall be the preferential highway and a stop sign shall be placed on the south approach of Agnes Street with Walnut Street.

42. At the intersection of Walnut Street and 2nd Street in the Community of Dubois (HB42), Walnut Street shall be the preferential highway and a stop sign shall be placed on the north and south approaches of 2nd Street with Walnut Street.

43. At the intersection of Walnut Street and 3rd Street in the Community of Dubois (HB43), Walnut Street shall be the preferential highway and a stop sign shall be placed on the north and south approaches of 3rd Street with Walnut Street.

44. At the intersection of 4th Street and Walnut Street in the Community of Dubois (HB44), 4th Street shall be the preferential highway and a stop sign shall be placed on the west approach of Walnut Street with 4th Street.

45. At the intersection of Main Street and Orchard Street in the Community of Dubois (HB45), Main Street shall be the preferential highway and a stop sign shall be placed on the south approach of Orchard Street with Main Street.

46. At the intersection of Main Street and Agnes Street in the Community of Dubois (HB46), Main Street shall be the preferential highway and a stop sign shall be placed on the north approach of Agnes Street with Main Street.

47. At the intersection of Main Street and Short Street in the Community of Dubois (HB47), Main Street shall be the preferential highway and a stop sign shall be placed on the south approach of Short Street with Main Street.

48. At the intersection of Main Street and 2nd Street in the Community of Dubois (HB48), Main Street shall be the preferential highway and a stop sign shall be placed on the north and south approaches of 2nd Street with Main Street.

49. At the intersection of Main Street and 3rd Street in the Community of Dubois (HB49), Main Street shall be the preferential highway and a stop sign shall be placed on the north and south approaches of 3rd Street with Main Street.

50. At the intersection of Main Street and 4th Street in the Community of Dubois (HB50), there shall be no preferential highway and a stop sign shall be placed on the east and west approaches of Main Street and on the north and south approaches of 4th Street.

51. At the intersection of Main Street and Hill Park Drive in the Community of Dubois (HB51), Main Street shall be the preferential highway and a stop sign shall be placed on the south approach of Hill Park Drive with Main Street.

Violation of this ordinance shall be punishable in that manner prescribed by Indiana statute and by prior Ordinance pertaining to preferential roads heretofore adopted by this Board of County Commissioners.

This Ordinance shall be effective from and following its passage and publication and upon completion of any other requirement required by law.

RE: WORKERS COMPENSATION INSURANCE

Tim Bell of German American Insurance appeared to submit to the Commissioners the Workers Compensation experience history for County employees.

RE: DECEMBER MEETING

On motion duly made and seconded, the December Commissioners meeting was set for December 6, 2004, at 9:00 a.m., and the continued meeting was set for December 22, 2004, at 9:00 a.m.

RE: DOGWOOD ANIMAL CLINIC CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment of a claim for $273.80 filed by Dogwood Animal Clinic for services rendered by the Clinic to four dogs delivered to the Clinic by the Sheriff's Department.

RE: GIS – SIDWELL COMPANY

Joyce West and Tom Ricker of The Sidwell Company appeared to present a program on Geographic Information System services offered by their Company. The program included a demonstration of the GIS System.

RE: EMERGENCY MANAGEMENT AGENCY – AUTOMATIC EXTERNAL DEFIBRILLATOR

Mary Miller, County EM Director, appeared to report to the Commissioners steps taken for training of County employees for use of the Automatic External Defibrillators. The equipment will be located in the Courthouse and Annex. Miller will prepare the necessary policy and procedures for use of equipment.

RE: FAMILY FARM EXEMPTION – KEITH SENNINGER

Keith Senninger appeared and submitted an application for family farm exemption to the Subdivision Ordinance. This is the first exemption for the subject farm which is located in the NW quarter of Section 31-T1S-R3W in Hall Township. On motion duly made and seconded, the exemption was granted.

RE: BMV DEALER'S LICENSE – JEFF PETRY

Jeff Petry appeared to discuss his prior request that the Commissioners grant permission for the BMV to issue him a license for salvage motor parts. The Commissioners have previously inspected the Petry site and have found the site to be in compliance with County Ordinance. The Commissioners advised Petry that the location in question is not a site where they would want a salvage yard. The Commissioners therefore stated that they would not approve the application. The Commissioners agreed to discuss the matter with the BMV representative.

RE: SOLID WASTE DISPOSAL COMPLAINTS

It being 4:00 p.m., the Commissioners then entered into its judicial function to receive complaints filed with the Commissioners by the Dubois County Solid Waste District, alleging violations of County Ordinance relating to unlawful disposal of trash within Dubois County. Director Thomas L. Thomason of the Solid Waste District appeared to present the complaints with pictures and evidence to the Commissioners. The Director and all persons alleged to be in violation were placed under oath before presenting their respective evidence. The following complaints were submitted to the Commissioners:

RE: OSCAR HERNANDEZ AND OMAR CORTEZ (2003-036)

Charged parties present and admitted trash was theirs but stated that they were unaware of how trash was at site. They have a paid collection service. Based on failure to control trash, penalty assessed at $35.00 for several bags.

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

NOVEMBER 1, 2004

RE: ELMER L. STEWART (2003-037)

Stewart was present and acknowledged trash was his. He disposes of trash in dumpster at work and was unaware of how trash was at site. Based on failure to control trash, penalty assessed at $30.00 for one bag.

RE: ANTHOYN A. JONES AND CRYSTAL MCKIM (2004-004 and 2004-005)

Both charged parties present and admitted trash bags were theirs but that furniture items were not. Stated family member had paid to have trash removed to collection site. Based on failure to control trash, penalty assessed at $50.00.

RE: MICHAEL L. GREER (2004-011); LANA E. CRECELIUS (2004-012); FAUSTO A. CASTILLO (2004-014); JAUN LOPEZ (2004-019)

No service, Commissioners take no action.

RE: CLAUDE MARCUM (2004-021)

Charged party appears. Acknowledged trash as being theirs. Used friend's trash container. Based on failure to control trash, penalty set at $30.00.

RE: MICHAEL HOWARD (2004-023 and 2004-024)

Charged party appears. Acknowledged trash as being his. Uses trash container. Based on failure to control trash, penalty set at $50.00. Stated Ricky Banks (2004-026) is deceased and Amanda Howard (2004-022 and 2004-025) is in Texas.

RE: JAVIER CRUZ RENTERIA (2004-027)

Charged party appears. Denies ownership of single piece of furniture found. Single item in furniture acknowledged belonging to pre-school aged daughter. Commissioners determined sufficient evidence not present. Complaint dismissed.

RE: CONTINUED NOVEMBER MEETING

The continued November meeting of the Commissioners will be held on November 15, 2004, at 9:00 a.m. in the Commissioners Room of the Courthouse Annex.

Lawrence M. Vollmer

James R. Kemper

John G. Burger

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

NOVEMBER 15, 2004

The continued meeting of the Dubois County Commissioners was held in the Commissioners' Room of the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. on November 15, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Auditor Martha A. Wehr, County Surveyor Ken Brosmer, Highway Supervisor Steven L. Berg, Highway Engineer Norman Wendholt and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was reopened for business by President Vollmer.

RE: SOUTHERN COMFORT HILLS – NEW SUBDIVISION

Allen E. Schnell appeared to submit a proposed plat of Southern Comfort Hills, a subdivision in the SW quarter of Section 10, T1S, R3W in Columbia Township, comprising 27.088 acres. The plat had not been previously submitted for County engineer review. The Commissioners, Highway Engineer and County Surveyor reviewed the plat and determined that the plat required a dedication of public roads. After discussion on the plat, on motion duly made and seconded, the Commissioners gave preliminary approval of the plat, subject to final review by the County Engineer and publication of notice. The Commissioners agreed that since public utilities are located in easements across the public road, the Commissioners agreed to waive the 20-foot utility easement along the County Road, with only a 10-foot easement being required.

RE: HIGHWAY DEPARTMENT – SNOWPLOWS

The Highway Supervisor reported that he had obtained proposals for the purchase of three new snowplows, as follows:

Meyer Truck Equipment	$6,108.25
Deeds Equipment	$6,293.00
Tri-State Utility	$7,536.00

On recommendation of the Supervisor, on motion duly made and seconded, the Commissioners approved purchase of three plows from Meyer Truck Equipment, being the lowest bid.

RE: HIGHWAY DEPARTMENT – SURPLUS EQUIPMENT

On recommendation of the Highway Supervisor that the following items previously used by the Highway Department are no longer used and not needed by the Department, on motion duly made and seconded, the Commissioners declared the following items as surplus and authorized sale thereof by sealed bids:

- 1963 Ford Tractor, Model 2000
- 1964 Ford Tractor, Model 2000
- 1992 Terrain King Sickle Mower
- 1992 Terrain King Sickle Mower
- 1967 Wisconsin Trailer, Model 614

RE: HIGHWAY DEPARTMENT – FEMA FUNDING

The Highway Supervisor advised the Commissioners that the Department has filed a request for Federal FEMA funds for storm damages suffered by the County. It is expected that the County will receive $11,128.00 of federal funds.

RE: 2005 HIGHWAY DEPARTMENT MATERIAL BIDS

It being 10:30 p.m., the time set for receipt of bids for materials and supplies to be purchased by the Highway Department during 2005 and proofs of publications being read and submitted, the following bids were received and opened in public:

ITEM 1

ALUMINIZED STEEL PIPE TYPE II - 2 2/3" X 1/2" - Three bids this item. Two firm bids. *St. Regis has escalation/ de-escalation clause. Accepted CPI & Metal Culverts bids based on price and delivery.

SIZE	GA	**CULVERTS PLUS**	*ST. REGIS CULVERT	**METAL CULVERTS**
12"	16	**7.93**	6.95	**6.32**
15"	16	**10.00**	8.34	**7.95**
18"	16	**11.90**	10.43	**9.44**
24"	14	**19.43**	17.18	**15.9**
36"	12	**40.17**	36.16	**32.66**
48"	12	**53.33**	48.49	**43.59**

ITEM 2

CORRUGATED POLYETHYLENE SMOOTH INTERIOR - Five bids this item. Three firm bids. *PVC Plastics & St. Regis have escalation/de-escalation clauses. **PVC Plastics has delivery charge.

SIZE	CULVERTS PLUS	WATER WORKS	**SOUTHERN INDIANA SUPPLY**	*/** PVC PLASTICS	*ST. REGIS CULVERTS
12"	3.96	3.50	**3.40**	3.63	3.90
15"	5.73	5.05	**4.73**	5.31	5.60
18"	8.97	7.90	**7.71**	7.42	8.00
24"	12.40	10.90	**10.66**	11.71	12.10

ITEM 3

GEOTEXTILE - Four bids this item. Three firm bids. *Water Works Supply has escalation/de-escalation. **PVC Plastics bid stated "Prices do not include delivery".

	SOUTHERN INDIANA SUPPLY	CULVERTS PLUS	*WATER WORKS	**PVC PLASTICS
Woven - 12.5' wide, 500 sy/roll, 6.5 oz/sy	**.63/sy**		.67/SY	.66/sy
Nonwoven - 15' wide, 500 sy/roll, 8.0 oz/sy	**.71/sy**	.87/sy	.60/sy	**.72/sy**

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

NOVEMBER 15, 2004

ITEM 4

READY-MIXED CONCRETE - Two bids this item. Firm bids.

	imi	Central Concrete
CLASS A (6 BAG)	**73.00**	77.00
CLASS B (5 BAG)	**69.00**	73.00
CLASS C (7 BAG)	**77.00**	81.00
Partial Load Charge (Orders < 3 cu.yds.)	**N/C**	

ITEM 5

DIESEL FUEL LOW SULPHUR - Three bids this item. All bids have escalation/de-escalation clauses.

		TRANSPORT
PETROLEUM TRADERS	**#1 LOW SULPHUR**	**1.4335**
	#2 LOW SULPHUR	**1.3749**
ACKERMAN OIL	**#1 LOW SULPHUR**	**1.6090**
	#2 LOW SULPHUR	**1.4450**
DUBOIS COUNTY FARM BUREAU COOP.	**#1 LOW SULPHUR**	**1.6390**
	#2 LOW SULPHUR	**1.4880**

ITEM 6

DIESEL FUEL HIGH SULPHUR - Three bids this item. All bids have escalation/de-escalation clauses.

		TRANSPORT
PETROLEUM TRADERS	**#1 HIGH SULPHUR**	**1.4370**
	#2 HIGH SULPHUR	**1.3400**
ACKERMAN OIL	**#1 HIGH SULPHUR**	**1.6190**
	#2 HIGH SULPHUR	**1.4390**
DUBOIS COUNTY FARM BUREAU COOP	**#1 HIGH SULPHUR**	**1.6560**
	#2 HIGH SULPHUR	**1.4670**

ITEM 7

UNLEADED GASOLINE - Three bids this item. All bids have escalation/de-escalation clauses.

		TRANSPORT
PETROLEUM TRADERS	**UNLEADED 87**	**1.2855**
ACKERMAN OIL	**UNLEADED 87**	**1.3225**
DUBOIS COUNTY FARM BUREAU COOP.	**UNLEADED 87**	**1.3510**

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

NOVEMBER 15, 2004

ITEM 8

BITUMINOUS - Three bids this item. All bidders have escalation/de-escalation clauses. Asphalt Materials stated that they would furnish storage tanks at no charge.

	ASPHALT MATERIALS GARAGE	J. H. RUDOLPH (1,000 GAL.) PLANT	J. H. RUDOLPH (less than 1,000) PLANT	MARATHON ASHLAND PETROLEUM
AE-60, AE-90, AE-T, RS-2, AE-PL	**0.780**	1.50	1.80	0.7842
AE 150	**0.820**	1.50		0.8242
AE 300	**0.840**			0.8442
AEP	**1.240**	1.80	2.00	1.2616

ITEM 9

HOT ASPHALTIC CONCRETE - Two bids this item. J.H. Rudolph's bid has escalation/de-escalation clause. Tri-County Paving's bid is a firm bid.

	J.H. RUDOLPH & CO	TRI-COUNTY PAVING
BASE (#5 OR 5D)	**27.25**	**26.00**
BINDER (#8 OR 9)	**27.25**	**26.75**
SURFACE (#9)	**27.75**	
SURFACE (#11)	**27.75**	**28.25**

ITEM 10

COLD MIX - Three bids this item. Two bids have escalation/de-escalation clauses. Tri-County Paving's bid is a firm bid.

		PLANT	GARAGE
J. H. RUDOLPH		**30.50 (Troy Plant)**	**32.00 (min. 21 tons)**
	UPM	**74.00**	
CAVE QUARRIES	**SUMMER**	**23.20**	**25.90**
	WINTER	**23.50**	**26.20**
TRI-COUNTY PAVING		**30.00**	

ITEM 11

STONE FROM QUARRY - Two bids this item. Firm bids.

	#2, 4, 5	#7	AG LIME #53, 73	11B	#11A	#8	#12	RIP-RAP	#9	#23 SAND	MORTAR SAND
CAVE QUARRIES	**4.75**	**4.85**	**4.25**	**5.25**	**5.50**	**5.25**	**5.50**	**5.25**	**5.30**	**8.85**	**11.05**

MULZER CRUSHED STONE

	#2, 4, 5, 7	#53, 73	#8	#9	#11	#12	RIP-RAP	FILL SAND
TOWER QUARRY	**5.10**	**4.65**	**5.45**	**5.70**	**6.20**	**7.05**	**5.70**	
TEMPEL QUARRY	**5.00**	**4.55**	**5.45**	**5.70**	**6.20**	**7.05**	**5.70**	
DALE YARD	**8.35**	**7.95**	**8.85**	**9.10**	**9.80**	**10.65**	**9.80**	**6.10**
MALTERSVILLE YARD	**8.10**	**7.60**	**8.85**	**9.10**	**9.80**	**10.65**	**9.80**	**7.80**
ABYDEL QUARRY	**4.80**	**4.00**	**5.25**	**5.50**	**6.00**	**6.85**	**5.50**	

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

NOVEMBER 15, 2004

ITEM 12

STONE, STOCKPILE AND SPREAD ON ROADS - Two bids this item. Firm bids.

	BAINBRIDGE	BOONE	CASS	COLUMBIA	FERDINAND	HALL	HARBISON	JACKSON	JEFFERSON	MADISON	MARION	PATOKA	STOCKPILE	NEWTON, CATHY & MERIDIA
CAVE QUARRIES														
#53, 73, AG LIME	8.05	7.95	8.45	6.95	8.10	7.70	7.60	7.85	7.55	8.10	7.90	8.00	7.40	7.70
#2, 5, 7	8.60	8.50	9.00	7.40	8.60	8.20	8.05	8.25	8.00	8.70	8.30	8.40	8.05	8.30
#8	8.85	8.85	9.30	7.75	8.70	8.50	8.40	8.50	8.30	9.10	8.75	8.80	8.20	8.55
#9	9.05	8.95	9.35	7.95	8.90	8.55	8.45	8.60	8.45	9.25	8.75	8.85	8.20	8.55
#11A	9.25	9.25	9.60	8.15	9.25	8.75	8.55	8.95	8.80	9.50	8.95	9.50	8.55	8.75
#12	9.25	9.25	9.60	8.15	9.25	8.75	8.55	8.95	8.80	9.50	8.95	9.50	8.45	8.65
RIP-RAP	9.35	9.85	10.25	8.80	9.75	9.35	9.40	9.40	9.20	10.10	9.50	9.80	9.30	9.20
#11B													8.25	8.55
Snow Abrasive Sand													7.55	7.75
Bank Run Fill Sand													(M)	3.45
Screened Fill Sand													(M)	4.20
MULZER CRUSHED STONE														
#53, 73	8.50	8.25	9.05	7.10	8.55	7.90	7.80	8.25	8.10	8.85	8.25	8.75	8.25	
#2, 5, 7	8.95	8.70	9.50	7.55	9.00	8.35	8.25	8.70	8.55	9.30	8.70	9.20	8.70	
#8	9.30	9.05	9.85	7.90	9.35	8.70	8.60	9.05	8.90	9.65	9.05	9.55	9.05	
#9	9.55	9.30	10.10	8.15	9.60	8.95	8.85	9.30	9.15	9.90	9.30	9.80	9.30	
#11	10.05	9.80	10.60	8.65	10.10	9.45	9.35	9.80	9.65	10.40	9.80	10.30	10.00	
#12	10.90	10.65	11.45	9.50	10.95	10.30	10.20	10.65	10.50	11.25	10.65	11.15	10.85	
RIP-RAP	10.55	10.30	11.10	9.15	10.60	9.95	9.85	10.30	10.15	10.90	10.30	10.80	10.30	
FILL SAND													7.40	
#23, 24 SAND													8.15	

RE: FERDINAND INDUSTRIAL ROAD CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment of a claim from the Town of Ferdinand for the County's share of expenses related to the Ferdinand Industrial Road in the amount of $845.53.

RE: HIGHWAY DEPARTMENT REPORT

County Highway Engineer Wendholt submitted the report of the Highway Department of the status of current Department projects, including: FERDINAND INDUSTRIAL ROAD (utilities working on relocations); PORTERSVILLE BRIDGE (meeting with INDOT on federal funds set for November 22, 2004, at 9:30 a.m.) MILL STREET EXTENSION (Road completed and open. Final seeding to be completed next spring, rock required under guardrails. Knies property obtained for wetlands. Hopf deed is in process); BRETZVILLE ROAD VACATION (letter has been sent to property owner on road vacation).

RE: MILL STREET EXTENSION – KNIES CONSTRUCTION CLAIM

On motion duly made and seconded, the Commissioners approved Payment Application #11 of Knies Construction, Inc. for $313,672.21 for work on Mill Street Extension.

RE: MILL STREET EXTENSION – CHANGE ORDER #6

On motion duly made and seconded, the Commissioners approved Change Order #6 with Knies Construction on the Mill Street Extension in a decreased amount of $145,387.75, due to varying field conditions.

RE: COMMUNITY CORRECTIONS BOARD

On motion duly made and seconded, the Commissioners appointed Douglas L. Hayworth, as Commissioner appointment on the Community Corrections Advisory Board effective December 1, 2004, replacing Glen Czerwinski. All remaining current Board members except Czerwinsksi were reappointed to the Board.

RE: DECEMBER MEETINGS

On motion duly made and seconded, the Commissioners set December 6, 2004, as the date of its next regular meeting and set December 20, 2004, as the date of its continued meeting. Both meetings to begin at 9:00 a.m.

RE: DOGWOOD ANIMAL CLINIC CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment of claims for $205.35 and $68.45 for services rendered by Dogwood Animal Clinic for dogs delivered to the Clinic by the Sheriff's Department.

RE: PAYMENT OF CLAIMS

On motion duly made and seconded, the Commissioners authorized the Auditor to pay on December 1, 2004, claims then filed against the County.

RE: AUDITOR'S OFFICE – SUBDIVISION PLAT FEES

On motion duly made and seconded, the Commissioners directed that receipts in the Auditor's Office from county subdivision plat fees should be deposited into the County General Fund.

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

NOVEMBER 15, 2004

RE: CRANE NAVAL SURFACE WARFARE CENTER – RESOLUTION

On motion duly made and seconded, the Commissioners unanimously adopted the following Resolution in support of continued operation of the Crane military center:

WHEREAS, Naval Support Activity Crane, Naval Surface Warfare Center, Crane Division, and Crane Army Ammunition Activity constitute the Navy and Army Complex at Crane; and

WHEREAS, the Navy and Army Complex at Crane offers the Department of Defense a huge expanse of property in a low-population area of southern Indiana that allows the Navy and the Army to conduct a wide variety of military missions in its facilities and on its test ranges; and

WHEREAS, the Navy and Army Complex at Crane is not constrained by any form of encroachment; and

WHEREAS, the engineers, technicians and artisans at Crane are experts in solving the technological problems of 21st Century warfare for operational forces of all the Military Services; and

WHEREAS, the workforce at Naval Surface Warfare Center, Crane Division, performs its work in such an economical and efficient manner that it received the Department of Defense's "Installation of the Year" award in 2002, and the Department's "Value Engineering" award in 2004; and

WHEREAS, the workforce at Crane Army Ammunition Activity manufactured and supplied first-strike and war reserve munitions for U. S. forces in Afghanistan and Iraq; and

WHEREAS, the presence at Crane of both Navy and Army experts in ordnance engineering, production, and demilitarization makes Crane a unique Joint Center for Munitions and Pyrotechnics in the 21st Century; and

WHEREAS, the broad range of expertise, technologies, facilities and capabilities at Crane creates a truly Joint Service Product Center for critical military products that are essential to warfighters; and

WHEREAS, the technological expertise, facilities and ranges at Crane can also support Homeland Defense missions, programs and activities; and

WHEREAS, Naval Support Activity Crane, Naval Surface Warfare Center, Crane Division, and Crane Army Ammunition Activity have a very substantial economic impact on the communities in southern Indiana and a substantial economic impact on the State of Indiana;

NOW, THEREFORE, it is resolved that these southern Indiana Counties, through this Resolution, urge the Department of Defense to maintain the Navy and Army Complex at Crane as an active installation and to expand its mission, programs and activities as the Department evaluates military facilities and activities during the 2005 round of Defense Base Closures and Realignments.

RE: MIKE PETRY

The Commissioners discussed the violation by Mike Petry of the County Junk Ordinance insofar as he has excess vehicles on his property north of Kyana. The Commissioners directed that Petry be notified of his violation and to advise him that he has 30 days in which to correct his non-compliance.

RE: GIS AERIAL PHOTOGRAPHY CONTRACT

Lisa Gehlhausen advised the Commissioners that based on the receipt of bids for aerial photography for GIS purposes, the cost of the proposed contract with the State of Indiana has increased to $90,340.00.

The Commissioners discussed the source of extra funding required, of which approximately $50,000.00 has been covered by the County Council's appropriation for the project in the 2005 budget, an extra $500.00 can be contributed from the Council's miscellaneous account, and the balance is available from excess funds in the County Emergency Management account. The Commissioners agreed that with the State funding available, the proposed project is one which the County could not afford to pass. On motion duly made and seconded, the Commissioners approved the increased project cost and the Professional/Personal Services Contract with the State of Indiana for $90,340.00.

Lawrence M. Vollmer

James R. Kemper

John G. Burger

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

DUBOIS COUNTY COUNCIL

NOVEMBER 22, 2004

The Dubois County Council conducted their monthly meeting on Monday, November 22, 2004, at 4:30 p.m. in the Courthouse Annex. Present at the meeting were Board members Richard Eckerle, Jerry Hunefeld, Leon J. Fleck, Gregory A. Kendall, Mark A. Brescher, Donna L. Schroeder, Scott J. Knies and County Auditor Martha A. Wehr. President Eckerle opened the meeting by asking for any additions or corrections to the minutes of the previous meeting. On a motion by Leon J. Fleck and seconded by Jerry Hunefeld, the minutes were approved as written. Motion carried unanimously.

RE: PRE-TRIAL DIVERSION ADDITIONAL APPROPRIATION

Prosecuting Attorney Michael Fritch appeared to request an additional appropriation in the total amount of $6,183.00 for equipment for various law enforcement agencies. The Town of Birdseye requested a new radar unit in the amount of $1,290.00. The Dubois County Sheriff's Department requested $2,513.00 for weapons and $2,380.00 for the holsters and other equipment. It was the consensus of the Council to advertise for such additional appropriation for the December 13, 2004 meeting.

RE: GIS – SCHNEIDER CORPORATION

Andrew Harrison of Schneider Corporation appeared to present a program on Geographic Information System services offered by Schneider Corporation. The program included a demonstration of the GIS System.

RE: GENERAL FUND ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the General Fund for Supplies in the amount of $1,500.00 to be used for fuel in the Sanitation trucks. On motion by Gregory A. Kendall and seconded by Leon J. Fleck, the Council approved such additional appropriation.

RE: JURY PAY FUND ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the Jury Pay Fund for Other Services in the amount of $7,000.00 for jury pay, meals and parking. On motion by Jerry Hunefeld and seconded by Donna L. Schroeder, the Council approved such additional appropriation.

RE: RAINY DAY FUND ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the Rainy Day Fund for Other Services in the amount of $65,000.00 for the 2003 shortfall assessed for Southern Hills Counseling Center, Inc. On motion by Gregory A. Kendall and seconded by Jerry Hunefeld, the Council approved such additional appropriation.

RE: HUNTINGBURG ECONOMIC DEVELOPMENT COMMISSION APPOINTMENT

Auditor Wehr advised the Council that Thomas Schnellenberger would agree to be reappointed to the Huntingburg Economic Development Commission for another term. On motion by Jerry Hunefeld and seconded by Leon J. Fleck, the Council appointed Tom Schnellenberger to the Huntingburg Economic Development Commission for another term expiring February 1, 2005.

RE: TRANSFER FOR GENERAL FUND

Auditor Wehr advised the Council that Coroner Ken Merrimon requests a transfer of funds in the County General Fund for Supplies as follows:

County General Fund

From: Coroner – Other Services $2,000.00 To: Coroner – Supplies $2,000.00

to be used for a new phone and the yearly contract for such phone. On motion by Mark A. Brescher and seconded by Scott Knies, the Council approved the transfer of such funds.

RE: 9-1-1 BOARD APPOINTMENT

On motion by Gregory A. Kendall and seconded by Mark A. Brescher, the Council appointed Scott Knies to the 9-1-1 Board for a one-year term.

RE: ALCOHOL BEVERAGE COMMISSION APPOINTMENT

On motion by Jerry Hunefeld and seconded by Mark A. Brescher, the Council appointed Joseph G. Seng to the Alcohol Beverage Commission for a one-year term.

RE: INDIANA 15 REGIONAL PLANNING COMMISSION APPOINTMENT

On motion by Leon J. Fleck and seconded by Donna L. Schroeder, the Council appointed Mark A. Brescher to the Indiana 15 Regional Planning Commission for a one-year term.

RE: PARK & RECREATION BOARD APPOINTMENT

On motion by Gregory A. Kendall and seconded by Leon J. Fleck, the Council appointed Jason Schmitt to the Park & Recreation Board for a four-year term.

RE: PROPERTY TAX BOARD OF APPEALS APPOINTMENT

On motion by Mark A. Brescher and seconded by Scott Knies, the Council appointed Lawrence L. Persohn and Gregory Abell to the Property Tax Board of Appeals each for a one-year term.

RE: SOLID WASTE MANAGEMENT DISTRICT BOARD APPOINTMENT

On motion by Scott Knies and seconded by Leon J. Fleck, the Council appointed Gregory A. Kendall to the Solid Waste Management District Board for a one-year term.

RE: STEP AHEAD PROGRAM APPOINTMENT

On motion by Gregory A. Kendall and seconded by Mark A. Brescher, the Council appointed Leon J. Fleck to the Step Ahead Program for a one-year term.

RE: DUBOIS COUNTY AREA DEVELOPMENT CORPORATION APPOINTMENT

On motion by Richard Eckerle and seconded by Jerry Hunefeld, the Council appointed Donna L. Schroeder to the Dubois County Area Development Corporation for a one-year term.

RE

ncil the next regular meeting will be held Monday, December 13, 2004, at 4:30 p.m. in the Council Chamber Courthouse Annex.

Leon J. Fleck | Jerry Hunefeld | Mark A. Brescher | Richard Eckerle

Gregory A. Kendall | Donna L. Schroeder | Scott J. Knies | Attest: Martha A. Wehr, Auditor

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

DECEMBER 6, 2004

The regular monthly meeting of the Dubois County Commissioners was held in the Commissioner's Room of the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. on December 6, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were County Auditor Martha A. Wehr, County Surveyor Ken Brosmer, Highway Engineer Norman Wendholt, Highway Supervisor Steven L. Berg and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was opened for business by President Vollmer. Minutes of the November meetings of the Commissioners were approved as presented. The minutes were then signed. Income for the month of November, 2004, were as follows: Recorder $11,346.24; Health Department $27,609.94; Auditor $143.00; Clerk $36,183.60. Claims against the County were examined and those found to be just, due and owing were allowed and those found to be not due and owing were disallowed, all as more fully set forth in the Claims and Allowance Docket of the County.

RE: SOUTHERN COMFORT HILLS – ALLEN E. SCHNELL

Allen E. Schnell appeared to submit a plat of Southern Comfort Hills, a subdivision in Columbia Township in the SE SW Section 10-TIS-R3W. The Highway Engineer advised that he had reviewed the plat and had a problem with the highway entry located in a blind area, but it was determined that the subject road would not become a public access road. On motion duly made and seconded, the Plat was approved as submitted.

RE: HIGHWAY DEPARTMENT – EQUIPMENT AUCTION

Highway Supervisor Berg submitted bids received on Department equipment previously declared surplus and advertised for sale. The following bids were opened and read as follows:

Brent Ring	#816	$201.00
Gerald Kline	#614	$251.00
Randy Cooper	#816	$410.00
George Terwiske	#857	$600.00
George Terwiske	$858	$600.00

After review of the bids, on recommendation of the Highway Supervisor, on motion duly made and seconded, the Commissioners accepted the bid of Randy Cooper on item #816 (Trailer) for $410.00 and rejected all other bids as being too low. The Supervisor was directed to obtain proposals for the sale of the items not sold at this time.

RE: OIL AND GAS LEASE – MYERS & MYERS

Corey A. Schoolcraft and Rod Hoseney of Myers & Myers, Inc. appeared to request consideration of a proposed lease of real estate owned by the County along the line between the NE NE 34-1N-4W and the NW NW 35-1N-4W in Harbison Township. The area is incorporated in County Road 400E. The Attorney stated that any lease to be considered by the County would require limits on use of the leased property. A new lease is to be submitted to the County.

RE: LEE SCHNELL – ROAD BORE

Lee Schnell appeared to seek permission to bore under Ellsworth Road in order to run an electric line from one side to the other. The road is a dead end running into Corps of Engineers' property at Patoka Lake. On motion duly made and seconded, the Commissioners approved the electric line by either the bore or trench method.

RE: HIGHWAY DEPARTMENT REPORT

The Highway Supervisor reported that the Department had received FEMA funds for storm damage in the amount of $11,573.85.

RE: HIGHWAY DEPARTMENT – EMERGENCY GENERATOR

The Highway Supervisor reported that the electric generator acquired using Homeland Security fund is delivered. The Highway Department Garage is rewired. The Supervisor will prepare a policy for its use. The Commissioners requested input as to other locations which should be wired for generator use.

RE: VERIZON CLAIMS

The Attorney and Supervisor submitted to the Commissioners claims filed by Verizon for damages caused by the Highway Department to Verizon lines:

INPRO47109 on 9-01-04 on County Road 650 West
INPRO47051 on 6-04-04 on Schnell Road South
INPRO46442 on 6-16-04 on Schnell Road South

After discussion with the Supervisor, on motion duly made and seconded, due to circumstances of the damages, the claims were denied.

RE: HIGHWAY DEPARTMENT – STANLEY WELP

The Supervisor recommended and on motion duly made and seconded, the Commissioners approved the employment of Stanley Welp as truck driver in District #2 to fill a vacancy.

RE: HIGHWAY DEPARTMENT – CHARLES VONDERHEIDE

On recommendation of the Supervisor due to the absence of Debbie Berger for health reasons, the Commissioners authorized employment of Charles Vonderheide as a temporary Highway Clerk at a wage to be set by the County Council. The Commissioners recommended an hourly wage comparable to that paid during prior temporary service by Vonderheide.

RE: HIGHWAY DEPARTMENT – TRANSFER OF FUNDS

On recommendation of the Supervisor, on motion duly made and seconded, the Commissioners approved a transfer of funds in the Highway Fund from Equipment Operator account to Part-time Employee account in the sum of $200.00.

RE: SOLID WASTE DISPOSAL COMPLAINTS

Five complaints were submitted to the Commissioners regarding the accumulation of trash on private property in violation of County Ordinance. The complaints were submitted to the County Solid Waste District for investigation.

RE: JASPER WAGE COMMITTEE APPOINTMENT

The Auditor submitted a request from the City of Jasper for appointment of a County member of a wage determination committee for repair and painting of the City water tank. On motion duly made and seconded, the Commissioners appointed Jerry Apple as County representative.

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

DECEMBER 6, 2004

RE: 2005 HIGHWAY MATERIAL BIDS – ACCEPTED

The Highway Supervisor submitted a summary of bids received for material purchases during 2005 and on motion duly made and seconded, the following bids were accepted:

Item 01:	St. Regis bid not accepted due to escalation clause. Bids of CPI & Metal Culverts accepted.
Item 02:	Bid of Southern Indiana Supply accepted.
Item 03:	Bid of Southern Indiana Supply accepted.
Item 04:	Bid of IMI accepted.
Item 05:	All bids accepted-based on escalation clause.
Item 06:	All bids accepted-based on escalation clause.
Item 07:	All bids accepted-based on escalation clause.
Item 08:	Bid of Asphalt Materials accepted.
Item 09:	All bids accepted-based on price, delivery and area of need.
Item 10:	All bids accepted-based on price, delivery and area of need.
Item 11:	All bids accepted-based on price, delivery and area of need.
Item 12:	All bids accepted-based on price, delivery and area of need.

RE: SUBDIVISION ORDINANCE – ARNETTA POPP

Kevin Crouse, representing the Arnetta Popp family, appeared to request that an exception be granted to permit the sale of a pre-Ordinance residence with 3.5 acres located in the NW quarter of Section 25-T1N-R5W a distance off public roadway and not having a required 60-foot easement. Family desires to retain 200-acre farm but desires to sell home since she is in the nursing home. Farm does not extend to public road except for roadway. Based on pre-existing residence with limited right-of-way ownership to public road, Commissioners determined that an exceptional situation existed and that an exception to the Ordinance is proper. On motion duly made and seconded, the exception was granted.

RE: HIGHWAY DEPARTMENT REPORT

County Highway Engineer Wendholt submitted to the Commissioners a report of the current status of Highway Department projects, including: FERDINAND INDUSTRIAL ROAD (utility work still in process; waiting on notice to proceed); PORTERSVILLE BRIDGE (INDOT provided a schedule of P.E. costs and construction; currently waiting for State review and approval of environmental report); MILL STREET EXTENSION (road open, most work completed, remaining work to be done next spring. Claim filed by Earth Source); BRETZVILLE ROAD VACATION (letter sent to property owner by County Engineer without corrective action. Attorney to send notice that action will be taken after thirty days).

RE: GIS CONTRACT

After discussion, the Commissioners directed the Auditor to send out RFP's for proposals to perform GIS work for the County.

RE: HIGHWAY DEPARTMENT – SIGN PURCHASE

The Highway Engineer submitted a quote from Hall Signs for highway signs in the amount of $71.82. No other quote was received. On motion duly made and seconded, the Hall Signs quote was approved.

RE: HIGHWAY DEPARTMENT – DISTRESSED ROAD FUNDS

On motion duly made and seconded, the Commissioners approved the Work Plan for the Distressed Road Fund loan.

RE: EARTH SOURCE INC. – CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment of a claim from Earth Sources Inc. for $2,035.50 for services rendered on the mitigation plan on the Mill Street Extension project.

RE: ORDINANCE NUMBER 2004-24 – STOP SIGN ORDINANCE

County Highway Engineer Wendholt reported to the Commissioners regarding studies which he has conducted on road intersections located in Madison Township and his determination as to which intersecting road should be treated as the preferential road and which road should be required to be considered as a stop road for safety purposes. He submitted the proposed Ordinance, which is the final to complete the County to establish the preferential (thru) road and the road on which traffic is required to stop at intersections within Madison Township. On motion duly made and seconded, the Ordinance was unanimously adopted as follows:

ORDINANCE NO. 2004-24 MADISON TOWNSHIP

AN ORDINANCE AMENDING ALL ORDINANCES AMENDATORY THEREOF, BEING AN ORDINANCE IMPOSING RESTRICTION UPON VEHICLES OPERATED ON COUNTY ROADS IN MADISON TOWNSHIP IN DUBOIS COUNTY, INDIANA

WHEREAS, the Board of Commissioners of Dubois County, Indiana, after having received a report on and considered an engineering and traffic investigation conducted by the County Highway Engineer regarding the affected intersections, and having the jurisdiction and responsibility to establish rules and regulations for the operation of vehicles and traffic on the following highways in said County, and;

WHEREAS, the Board of Commissioners now find that it is in the best interests of the citizens of said County and required for public safety to establish rules and regulations for the operation of vehicles in the use of the streets and highways hereinafter designated.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF DUBOIS, STATE OF INDIANA:

The provisions of this ordinance relate to preferential highways and stop signs on certain highways in Dubois County, Indiana.

1. At the intersection of County Road 300 North and County Road 800 West (MD1), County Road 300 North shall be the preferential highway and a stop sign shall be placed on the north and south approaches of County Road 800 West with County Road 300 North.

2. At the intersection of County Road 300 North and County Road 750 West (MD2), County Road 300 North shall be the preferential highway and a stop sign shall be placed on the north and south approaches of County Road 750 West with County Road 300 North.

3. At the intersection of County Road 600 West and County Road 320 North (MD3), County Road 600 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 320 North with County Road 600 West.

4. At the intersection of County Road 500 West and County Road 300 North (MD4), County Road 500 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 300 North with County Road 500 West.

5. At the intersection of County Road 750 West and County Road 200 North (MD5), County Road 750 West shall be the preferential highway and a stop sign shall be placed on the east and west approaches of County Road 200 North with County Road 750 West.

6. At the intersection of County Road 600 West and County Road 250 North (MD6), County Road 600 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 250 North with County Road 600 West.

7. At the intersection of County Road 600 West and County Road 200 North (MD7), County Road 600 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 200 North with County Road 600 West.

8. At the intersection of County Road 500 West and Church Avenue in the Community of Ireland (MD8), County Road 500 West shall be the preferential highway and a stop sign shall be placed on the east approach of Church Avenue with County Road 500 West.

9. At the intersection of Church Avenue and Dublin Street in the Community of Ireland (MD9), Church Avenue shall be the preferential highway and a stop sign shall be placed on the south approach of Dublin Street with Church Avenue.

10. At the intersection of Church Avenue and Darry Street in the Community of Ireland (MD10), Church Avenue shall be the preferential highway and a stop sign shall be placed on the south approach of Darry Street with Church Avenue.

11. At the intersection of Walnut Street and St. James Street in the Community of Ireland (MD11), there shall be no preferential highway and a stop sign shall be placed on the north and south approaches of St. James Street and on the east and west approaches of Walnut Street.

12. At the intersection of Walnut Street and Grant Street in the Community of Ireland (MD12), Walnut Street shall be the preferential highway and a stop sign shall be placed on the south approach of Grant Street with Walnut Street.

13. At the intersection of County Road 500 West and Walnut Street in the Community of Ireland (MD13), County Road 500 West shall be the preferential highway and a stop sign shall be placed on the east and west approaches of Walnut Street with County Road 500 West.

14. At the intersection of Walnut Street and Dublin Street in the Community of Ireland (MD14), Walnut Street shall be the preferential highway and a stop sign shall be placed on the north approach of Dublin Street with Walnut Street.

15. At the intersection of St. James Street and Main Street in the Community of Ireland (MD15), St. James Street shall be the preferential highway and a stop sign shall be placed on the east approach of Main Street with St. James Street.

16. At the intersection of Grant Street and Main Street in the Community of Ireland (MD16), there shall be no preferential highway and a stop sign shall be placed on the north and south approaches of Grant Street and on the east and west approaches of Main Street.

17. At the intersection of County Road 500 West and Main Street in the Community of Ireland (MD17), County Road 500 West shall be the preferential highway and a stop sign shall be placed on the west approach of Main Street with County Road 500 West.

18. At the intersection of County Road 250 North and St. James Street in the Community of Ireland (MD18), County Road 250 North shall be the preferential highway and a stop sign shall be placed on the north and south approaches of St. James Street with County Road 250 North.

19. At the intersection of County Road 250 North and Grant Street in the Community of Ireland (MD19), County Road 250 North shall be the preferential highway and a stop sign shall be placed on the north and south approaches of Grant Street with County Road 250 North.

20. At the intersection of Center Street and St. James Street in the Community of Ireland (MD20), Center Street shall be the preferential highway and a stop sign shall be placed on the north and south approaches of St. James Street with Center Street.

21. At the intersection of Grant Street and Center Street in the Community of Ireland (MD21), Grant Street shall be the preferential highway and a stop sign shall be placed on the east and west approaches of Center Street with Grant Street.

22. At the intersection of County Road 500 West and Center Street in the Community of Ireland (MD22), County Road 500 West shall be the preferential highway and a stop sign shall be placed on the west approach of Center Street with County Road 500 West.

23. At the intersection of Grant Street and South Street in the Community of Ireland (MD23), Grant Street shall be the preferential highway and a stop sign shall be placed on the east and west approaches of South Street with Grant Street.

24. At the intersection of County Road 500 West and South Street in the Community of Ireland (MD24), County Road 500 West shall be the preferential highway and a stop sign shall be placed on the east and west approaches of South Street with County Road 500 West.

25. At the intersection of South Street and Ames Lane in the Community of Ireland (MD25), South Street shall be the preferential highway and a stop sign shall be placed on the north approach of Ames Lane with South Street.

26. At the intersection of Clay Street and Grant Street in the Community of Ireland (MD26), Clay Street shall be the preferential highway and a stop sign shall be placed on the north approach of Grant Street with Clay Street.

27. At the intersection of County Road 500 West and Clay Street in the Community of Ireland (MD27), County Road 500 West shall be the preferential highway and a stop sign shall be placed on the west approach of Clay Street with County Road 500 West.

28. At the intersection of County Road 460 West and County Road 235 North (MD28), County Road 460 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 235 North with County Road 460 West.

29. At the intersection of County Road 450 West and County Road 235 North (MD29), County Road 450 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 235 North with County Road 450 West.

30. At the intersection of County Road 450 West and County Road 230 North (MD30), County Road 450 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 230 North with County Road 450 West.

31. At the intersection of Shiloh Road and Leprechaun Lane (MD31), Shiloh Road shall be the preferential highway and a stop sign shall be placed on the east approach of Leprechaun Lane with Shiloh Road.

32. At the intersection of Shamrock Lane and Leprechaun Lane (MD32), Shamrock Lane shall be the preferential highway and a stop sign shall be placed on the west approach of Leprechaun Lane with Shamrock Lane.

33. At the intersection of Shiloh Road and County Road 180 North (MD33), Shiloh Road shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 180 North with Shiloh Road.

34. At the intersection of County Road 180 North and Shamrock Lane (MD34), County Road 180 North shall be the preferential highway and a stop sign shall be placed on the north approach of Shamrock Lane with County Road 180 North.

35. At the intersection of Oak Ridge Drive and Countryside Lane (MD35), Oak Ridge Drive shall be the preferential highway and a stop sign shall be placed on the south approach of Countryside Lane with Oak Ridge Drive.

36. At the intersection of Alder Creek Drive and Oak Ridge Drive (MD36), Alder Creek Drive shall be the preferential highway and a stop sign shall be placed on the north approach of Oak Ridge Drive with Alder Creek Drive.

37. At the intersection of Oak Ridge Drive and Alder Creek Drive (MD37), Oak Ridge Drive shall be the preferential highway and a stop sign shall be placed on the south approach of Alder Creek Drive with Oak Ridge Drive.

38. At the intersection of County Road 500 West and Oak Ridge Drive (MD38), County Road 500 West shall be the preferential highway and a stop sign shall be placed on the west approach of Oak Ridge Drive with County Road 500 West.

39. At the intersection of County Road 500 West and Killarney Court (MD39), County Road 500 West shall be the preferential highway and a stop sign shall be placed on the east approach of Killarney Court with County Road 500 West.

40. At the intersection of County Road 500 West and St. Patrick Court (MD40), County Road 500 West shall be the preferential highway and a stop sign shall be placed on the east approach of St. Patrick Court with County Road 500 West.

41. At the intersection of County Road 150 North, County Road 900 West and County Road 875 West (MD41), County Road 150 North and County Road 900 West shall be the preferential highways and a stop sign shall be placed on the south approach of County Road 875 West with County Road 150 North and County Road 900 West.

42. At the intersection of County Road 150 North and County Road 750 West (MD42), County Road 150 North shall be the preferential highway and a stop sign shall be placed on the north and south approaches of County Road 750 West with County Road 150 North.

43. At the intersection of County Road 150 North and County Road 620 West (MD43), County Road 150 North shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 620 West with County Road 150 North.

44. At the intersection of County Road 600 West and County Road 150 North (MD44), County Road 600 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 150 North with County Road 600 West.

45. At the intersection of County Road 600 West and County Road 150 North (MD45), the north approach of County Road 600 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 150 North with County Road 600 West and on the south approach of County Road 600 West with County Road 150 North.

46. At the intersection of County Road 500 West and County Road 150 North (MD46), County Road 500 West and the east approach of County Road 150 North shall be the preferential highways and a stop sign shall be placed on the west approach of County Road 150 North with County Road 500 West and the east approach of County Road 150 North. A yield sign shall be placed on the right turn of County Road 500 West with County Road 150 North.

47. At the intersection of County Road 150 North and County Road 490 West (MD47), County Road 150 North shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 490 West with County Road 150 North.

48. At the intersection of County Road 150 North and Wheatland Drive (MD48), County Road 150 North shall be the preferential highway and a stop sign shall be placed on the south approach of Wheatland Drive with County Road 150 North.

49. At the intersection of Shiloh Road and County Road 150 North (MD49), Shiloh Road shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 150 North with Shiloh Road.

50. At the intersection of County Road 490 West and Timothy Lane (MD50), County Road 490 West shall be the preferential highway and a stop sign shall be placed on the east approach of Timothy Lane with County Road 490 West.

51. At the intersection of Wheatland Drive and Clover Court (MD51), Wheatland Drive shall be the preferential highway and a stop sign shall be placed on the east approach of Clover Court with Wheatland Drive.

52. At the intersection of County Road 490 West and Ladino Lane (MD52), County Road 490 West shall be the preferential highway and a stop sign shall be placed on the east approach of Ladino Lane with County Road 490 West.

53. At the intersection of Ladino Lane and Hayland Drive (MD53), Ladino Lane shall be the preferential highway and a stop sign shall be placed on the north and south approaches of Hayland Drive with Ladino Lane.

54. At the intersection of Ladino Lane and Wheatland Drive (MD54), Ladino Lane shall be the preferential highway and a stop sign shall be placed on the north approach of Wheatland Drive with Ladino Lane.

55. At the intersection of County Road 400 West and Skyview Drive (MD55), County Road 400 West shall be the preferential highway and a stop sign shall be placed on the east approach of Skyview Drive with County Road 400 West.

56. At the intersection of County Road 400 West and Shiloh Road (MD56), County Road 400 West shall be the preferential highway and a stop sign shall be placed on the west approach of Shiloh Road with County Road 400 West.

57. At the intersection of County Road 50 North and County Road 900 West (MD57), County Road 50 North shall be the preferential highway and a stop sign shall be placed on the north and south approaches of County Road 900 West with County Road 50 North.

58. At the intersection of County Road 800 West and County Road 50 North (MD58), County Road 800 West and the east approach of County Road 50 North shall be the preferential highways and a stop sign shall be placed on the west approach of County Road 50 North with County Road 800 West and the east approach of County Road 50 North.

59. At the intersection of County Road 620 West and County Road 50 North (MD59), County Road 620 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 50 North with County Road 620 West.

60. At the intersection of County Road 600 West and Division Road (MD60), County Road 600 West and the east approach of Division Road shall be the preferential highways and a stop sign shall be placed on the west approach of Division Road with County Road 600 West and the east approach of Division Road.

61. At the intersection of Stewart Road and Sycamore Lane (MD61), Stewart Road shall be the preferential highway and a stop sign shall be placed on the west approach of Sycamore Lane with Stewart Road.

62. At the intersection of Division Road and Stewart Road (MD62), Division Road shall be the preferential highway and a stop sign shall be placed on the north approach of Stewart Road with Division Road.

63. At the intersection of County Road 490 West and County Farm Road (MD63), County Road 490 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Farm Road with County Road 490 West.

64. At the intersection of Stewart Road, County Road 450 West and County Road 490 West (MD64), Stewart Road and County Road 450 West shall be the preferential highways and a stop sign shall be placed on the north approach of County Road 490 West with Stewart Road and County Road 450 West.

65. At the intersection of Division Road and County Road 450 West (MD65), Division Road shall be the preferential highway and a stop sign shall be placed on the north and south approaches of County Road 450 West with Division Road.

66. At the intersection of County Road 800 West and County Road 50 South (MD66), County Road 800 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 50 South with County Road 800 West.

67. At the intersection of County Road 100 South and County Road 900 West (MD67), County Road 100 South shall be the preferential highway and a stop sign shall be placed on the north and south approaches of County Road 900 West with County Road 100 South.

68. At the intersection of County Road 800 West and County Road 100 South (MD68), County Road 800 West shall be the preferential highway and a stop sign shall be placed on the east and west approaches of County Road 100 South with County Road 800 West.

69. At the intersection of County Road 650 West and County Road 100 South (MD69), County Road 650 West shall be the preferential highway and a stop sign shall be placed on the east and west approaches of County Road 100 South with County Road 650 West.

70. At the intersection of County Road 600 West and County Road 100 South (MD70), County Road 600 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 100 South with County Road 600 West.

71. At the intersection of County Road 100 South and County Road 450 West (MD71), County Road 100 South and the north approach of County Road 450 West shall be the preferential highways and a stop sign shall be placed on the south approach of County Road 450 West with County Road 100 South and the north approach of County Road 450 West.

72. At the intersection of County Road 100 South and County Road 400 West (MD72), County Road 100 South shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 400 West with County Road 100 South.

73. At the intersection of County Road 160 South and County Road 900 West (MD73), County Road 160 South shall be the preferential highway and a stop sign shall be placed on the north approach of County Road 900 West with County Road 160 South.

74. At the intersection of County Road 800 West and County Road 160 South (MD74), County Road 800 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 160 South with County Road 800 West.

75. At the intersection of County Road 600 West and Ell Creek Road (MD75), County Road 600 West shall be the preferential highway and a stop sign shall be placed on the east approach of Ell Creek Road with County Road 600 West.

76. At the intersection of County Road 200 South and County Road 250 South (MD76), County Road 200 South shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 250 South with County Road 200 South.

77. At the intersection of County Road 800 West and County Road 300 South (MD77), County Road 800 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 300 South with County Road 800 West.

78. At the intersection of County Road 650 West and County Road 260 South (MD78), County Road 650 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 260 South with County Road 650 West.

79. At the intersection of County Road 650 West and County Road 300 South (MD79), County Road 650 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 300 South with County Road 650 West.

80. At the intersection of County Road 600 West and County Road 300 South (MD80), County Road 600 West shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 300 South with County Road 600 West.

81. At the intersection of County Road 600 West and Kessner Bridge Road (MD81), County Road 600 West shall be the preferential highway and a stop sign shall be placed on the east approach of Kessner Bridge Road with County Road 600 West.

82. At the intersection of Kessner Bridge Road and County Road 550 West (MD82), Kessner Bridge Road shall be the preferential highway and a stop sign shall be placed on the south approach of County Road 550 West with Kessner Bridge Road.

83. At the intersection of Kessner Bridge Road, County Road 150 South and Ell Creek Road (MD83), Kessner Bridge Road and County Road 150 South shall be the preferential highways and a stop sign shall be placed on the north and south approaches of Ell Creek Road with Kessner Bridge Road and County Road 150 South.

84. At the intersection of Voelkel Road and Ell Creek Road (MD84), Voelkel Road and the north approach of Ell Creek Road shall be the preferential highways and a stop sign shall be placed on the east approach of Ell Creek Road with Voelkel Road and the north approach of Ell Creek Road.

85. At the intersection of County Road 550 West and County Road 300 South (MD85), County Road 550 West shall be the preferential highway and a stop sign shall be placed on the east approach of County Road 300 South with County Road 550 West.

86. At the intersection of Voelkel Road and County Road 300 South (MD86), Voelkel Road shall be the preferential highway and a stop sign shall be placed on the west approach of County Road 300 South with Voelkel Road.

Violation of this ordinance shall be punishable in that manner prescribed by Indiana statute and by prior Ordinance pertaining to preferential roads heretofore adopted by this Board of County Commissioners.

This Ordinance shall be effective from and following its passage and publication and upon completion of any other requirement required by law.

11:45 A.M.
Commissioner Burger leaves meeting due to a previously scheduled business trip.

RE: HEALTH DEPARTMENT – VACCINES

Health Department Administrator Donna Oeding appeared to request permission to purchase vaccines for the Department's inventory from three separate manufacturers at a total cost of $8,683.73. On motion duly made and seconded, the Commissioners authorized the purchase.

REGULAR MEETING DUBOIS COUNTY COMMISSIONERS

DECEMBER 6, 2004

RE: HEALTH DEPARTMENT – COMPUTERS

Administrator Oeding and Sandy Morton from the Auditor's office appeared to discuss the overload problem with the Department's computers, all of which are stand-alone PC's. Both stated that correction of the problem will require the services of Matrix. The County has a maintenance contract with Matrix. On motion duly made and seconded, the Commissioners authorized use of the County computer maintenance time-block to study the Health Department computer system.

RE: DOGWOOD ANIMAL CLINIC CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment of claim from Dogwood Animal Clinic for $136.90 for services for two dogs delivered to the Clinic by the Sheriff's Department.

RE: JASPER DOWNTOWN MERCHANTS ASSOCIATION

At the request previously made by the Jasper Downtown Merchants Association, the Commissioners authorized placement of the Santa House on the west side Courthouse lawn from November 24, 2004, through January 1, 2005.

RE: CSI COMPUTER SYSTEM – SOFTWARE

On motion duly made and seconded, the Commissioners renewed the annual Software Maintenance Agreement with CSI Computer System at an annual cost of $5,000.00.

RE: ANNUAL APPOINTMENTS

The Commissioners again reviewed the list of appointments for calendar year 2005.

RE: EMERGENCY MANAGEMENT/CIVIL DEFENSE

Mary Miller, County Emergency Management Director, appeared to show the Commissioners the two emergency defibrillator storage cabinets and the equipment to be located in the Courthouse and Annex.

Miller also submitted a financial status report of State Homeland Security funds available to the County. To date, $192,187.36 has been spent and $96,326.64 remains to be paid. At some future date unused funds will be recalled by State EMA.

RE: MICHAEL PETRY – SALVAGE VEHICLES

The Commissioners reviewed a letter from Michael Petry requesting an extension in the number of salvage vehicles on their property in Jackson Township. The Commissioners had originally set the maximum number of vehicles at five. After discussion, the Commissioners granted an increase in the total maximum of vehicles to ten, on the condition that the required fence be completed within thirty days. This number includes all vehicles regardless of ownership.

RE: DECEMBER CONTINUED MEETING

The continued December meeting of the Board is set for December 20, 2004, at 9:00 a.m. in the Commissioners Room of the Courthouse Annex.

ence M. Vollmer

Kemper

U

Attest:
M

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

DECEMBER 13, 2004

A continued meeting of the Dubois County Commissioners was held in the Commissioners' Room of the Courthouse Annex in Jasper, Indiana, beginning at 4:00 p.m. on December 13, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present was County Auditor Martha A. Wehr. A quorum was declared present and the meeting was reopened for business by President Vollmer.

RE: EMERGENCY MANAGEMENT AGENCY – FOUNDATION GRANT AGREEMENT

Mary Miller, County Emergency Management Director, appeared to submit a Foundation Grant Agreement received from the State EMA Office in the amount of $1,700.00 for the purchase of a desktop computer, a laptop computer and high speed Internet. On motion duly made and seconded, the grant agreement was approved and the President authorized to execute.

Lawrence M. Vollmer

James R. Kemper

John G. Burger

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

DUBOIS COUNTY COUNCIL

DECEMBER 13, 2004

The Dubois County Council conducted their monthly meeting on Monday, December 13, 2004, at 4:30 p.m. in the Council Chambers of the Courthouse Annex. Present at the meeting were Board members Richard Eckerle, Jerry Hunefeld, Leon J. Fleck, Gregory A. Kendall, Scott J. Knies, Mark A. Brescher, Donna L. Schroeder and County Auditor Martha A. Wehr. President Eckerle opened the meeting by asking for any additions or corrections to the minutes of the previous meeting. On a motion by Gregory A. Kendall and seconded by Leon J. Fleck, the minutes were approved as written. Motion carried unanimously.

RE: PRE-TRIAL DIVERSION ADDITIONAL APPROPRIATION

Auditor Wehr previously advertised for an additional appropriation in the amount of $6,500.00 in the Pre-Trial Diversion Fund for Capital Outlay for equipment for various law enforcement agencies. The Town of Birdseye requested a new radar unit in the amount of $1,290.00. The Dubois County Sheriff's Department requested $2,513.00 for weapons and $2,380.00 for the holsters and other equipment. On motion by Mark A. Brescher and seconded by Donna L. Schroeder, the Council approved such additional appropriation.

RE: 9-1-1 COMMUNICATIONS CENTER – CITY OF JASPER

Janice Love, Director of 9-1-1 Communications Center, appeared before the Council to discuss House Bill 1304 which was introduced in the General Assembly during the last session stating that part of the 9-1-1 surcharge monies collected from customers living within a municipality where a PSAP (Public Safety Answering Point) is located would go back to that municipality. Such PSAP is owned and maintained by the county, but is located at the Jasper Police station. It is estimated that the county would lose approximately $231,000.00, which is almost half of the surcharge monies collected annually. It was the consensus of the Council by a hand vote of 7-0 that they agree with the Commissioners to pull the PSAP out of the Jasper Police station before the end of the year.

RE: NEXT MEETING

With no further business to come before the Council, the next regular meeting will be held Tuesday, December 28, 2004, at 6:30 p.m. in the Council Chambers of the Courthouse Annex.

Leon J. Fleck

Jerry Hunefeld

Mark A. Brescher

Richard Eckerle, President

Gregory A. Kendall, Vice-President

Donna L. Schroeder

Scott J. Knies

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

CONTINUED MEETING DUBOIS COUNTY COMMISSIONERS

DECEMBER 20, 2004

The continued meeting of the Dubois County Commissioners was held in the Commissioners' Room of the Courthouse Annex in Jasper, Indiana, beginning at 9:00 a.m. on December 20, 2004. Present were Commissioners Lawrence M. Vollmer, James R. Kemper and John G. Burger. Also present were Deputy County Auditor Janice Sermersheim, County Surveyor Ken Brosmer, Highway Supervisor Steven L. Berg, Highway Engineer Norman Wendholt and County Attorney Arthur C. Nordhoff, Jr. A quorum was declared present and the meeting was reopened for business by. President Vollmer.

RE: COUNTY ROAD 500 WEST

Norbert Begle of Cass Township appeared to request improvement of County Road 500W, south of County Road 1000S. A petition and dedication had been filed during the summer of 2002, but is lacking one signature. The Highway Supervisor reported of his recent conversation with the non-signing owner. The Commissioners explained that roads are improved on a need basis and then only if all right-of-ways are obtained. Begle requested that to resolve the problem only the north half of the two-mile road should be improved.

RE: 9-1-1 COMMUNICATIONS – CITY OF JASPER

Mayor William Schmitt appeared to discuss a proposal by the County to remove the current Enhanced 9-1-1 equipment from the City Police Department facility. He gave the history of the system's location at the Police Department. He stated that the legislative committee on the revenue aspects of 9-1-1 location has made no recommendation on the subject. The Mayor stated that in the event that the equipment is removed from the City location, the City would probably cease dispatch of emergency calls and the County would be required to assume service of these calls. County Communications Director Love stated that there would be no reduction in services to City residents. The Attorney was instructed to prepare a resolution for removal of the equipment from tbe City facility.

RE: COURTHOUSE COMPUTER ROOM

The Courthouse Custodian reported that even with the heat turned off the temperature within the Computer Room is excessive. On motion duly made and seconded, the Custodian was directed to obtain proposals for a cooling system for the computer room.

RE: SCHNEIDER CORPORATION

Andrew Harrison, representing Schneider Corporation, appeared to discuss the proposed County GIS system. He was advised that RFP's will be issued in the near future. Harrison questioned whether professional service would be used in establishing the basis for the RFP's.

RE: FAMILY FARM EXEMPTION

Mark Giesler appeared to request a family farm exemption to allow him to obtain ownership of a .64 acre tract in Section 24-T2S-R5W in Patoka Township so as to construct a storage building-machine shed to be used in conjunction with the operation of the family farm. On motion duly made and seconded, the Commissioners granted a family farm exemption to Mark Giesler for a transfer of .64 acre tract from Frances A. Giesler, ETAL.

RE: COUNTY ROAD 1025 SOUTH – JUDY BROCKRIEDE

Judy Brockriede appeared to object to the existence of a fence currently located across County Road 1025S in Cass Township. On motion duly made and seconded, the Commissioners directed the Highway Supervisor to determine the status of the public roadway and if such is a roadway, to remove the fence and cause the road to be made passable.

RE: SALE OF HIGHWAY EQUIPMENT

Pursuant to public notice duly published, the Commissioners received the following sealed bids for the purchase of surplus Highway equipment:

	#506-857	#500-858
Lee Leinenbach	$1,501.10	$1,100.01
Connie Thewes	$1,000.00	$1,000.00
Kenneth Schneider	$ 0.00	$1,650.00
Bob Mathies	$1,500.00	$2,025.00
John J. Kern	$2,075.00	$2,050.00

On motion duly made and seconded, the Commissioners accepted the bids of John J. Kern for both tractors.

RE: HIGHWAY DEPARTMENT ENCUMBRANCES

On motion duly made and seconded, the Commissioners approved the following encumbrances of 2004 budgeted funds for orders placed during 2004 which will not be filled until 2005:

Excavator – Wayne Supply	$99,938.00
Dump Bed – Meyer Truck	$ 6,732.00
Three Snow Plows – Meyer Truck	$18,396.96

RE: HIGHWAY DEPARTMENT – CORRUGATED PIPE PURCHASES

The Highway Supervisor submitted the following quotations received for corrugated pipe purchases:

	County Rd 100 W	County Rd 1100 S
CPI Supply	$4,203.50	$5,406.60
St. Regis	$3,113.00	$3,735.60
Southern Indiana Supply	$4,474.50	$5,369.40

On motion duly made and seconded, the Commissioners accepted the proposal of St. Regis and authorized the purchase.

RE: HIGHWAY DEPARTMENT – THAW ORDINANCE 2004-25

On motion duly made and seconded, the Commissioners approved the Freeze-Thaw Ordinance 2004-25 as follows:

1. To prevent damage caused by excess weight on County Roads during periods of freeze and thaw, the Commissioners hereby establish a 10 ton gross load (weight) limit on all motor vehicles operated on County Roads within Dubois County, Indiana during the period from January 15, 2005 through April 15, 2005. Jasper 3rd Avenue from Jasper city limits south to S.R. 162 is exempt from this Ordinance.

2. *Operation of a motor vehicle on any County Road in violation of this Ordinance shall* be a Class C infraction, as defined by I.C. 34-4-32-4.

3. This Ordinance shall become effective upon publication as required by law.

RE: HIGHWAY DEPARTMENT – CHANGE ORDER

On motion duly made and seconded, the Commissioners executed and approved a change order on Project 2004-15 on County Road 720W and County Road 1075S with J. H. Rudolph & Company in the increased amount of $1,838.58.

RE: HIGHWAY DEPARTMENT – TRANSFER OF FUNDS

On motion duly made and seconded, the Commissioners approved the following transfer of funds in the Highway Department Fund:

From:		
Highway Fund –	Repair Building & Grounds	$2,100.00
	Tires & Tubes	$2,600.00
	Recycling	$1,190.00
	Dumpster Site	$ 400.00
To:		
Highway Fund –	Traveling	$ 600.00
	Print & Advertising	$1,500.00
	Gas, Oil & Diesel	$2,600.00
	Refuse Disposal	$1,590.00

RE: HIGHWAY DEPARTMENT – TEMPORARY EMPLOYEE

On motion duly made and seconded, the Commissioners approved a wage of $15.00 per hour for temporary employee Charles Vonderheide.

RE: HIGHWAY DEPARTMENT REPORT

Highway Engineer Wendholt submitted the following report of the current status of Highway Department projects: FERDINAND INDUSTRIAL ROAD (utilities being relocated, notice to proceed issued, work is being done on water problem); PORTERSVILLE BRIDGE (environmental document approved, design submitted to INDOT in process); MILL STREET EXTENSION (work completed); BRIDGE #44 (investigation being made on replacement of Bridge #44 on County Road 600N. The Commissioners authorized the project).

RE: CROSSROAD ENGINEER CLAIM

On motion duly made and seconded, the Commissioners approved and authorized payment of a claim from CrossRoad Engineer for services on Portersville Bridge in the amount of $6,245.53.

RE: HIGHWAY DEPARTMENT – CHANGE ORDER

On motion duly made and seconded, the Commissioners approved Change Order #7 with Knies Construction, Inc. on the Mill Street Extension in the amount of $428.04 increase.

RE: APPLICATION FOR PAYMENT – KNIES

On motion duly made and seconded, the Commissioners approved and authorized payment of Application #12 from Knies Construction for $93,896.90 for work done on Mill Street Extension.

RE: DOGWOOD ANIMAL CLINIC CLAIM

On motion duly made and seconded, the Commissioners approved two claims from Dogwood Animal Clinic in the total amount of $342.25 for services rendered to dogs delivered to the Clinic by the County Sheriff's Department.

RE: 2005 APPOINTMENTS

On motion duly made and seconded, the Commissioners made the following appointments for calendar year 2005:

9-1-1 BOARD	
John G. Burger	01/01/05 – 12/31/05
Scott Uebelhor	01/01/05 – 12/31/05
AIRPORT AUTHORITY	
Joseph L. Verkamp	01/01/05 – 12/31/08
ALCOHOL BEVERAGE COMMISSION	
Brent D. Ring	01/01/05 – 12/31/05
AMBULANCE COORDINATOR	
Suzan Henke	01/01/05 – 12/31/05
AREA DEVELOPMENT CORPORATION	
John G. Burger	01/01/05 – 12/31/05
CONTRACTUAL PUBLIC LIBRARY	
Anita M. Murphy	01/01/05 – 12/31/08
CUSTODIAN	
William Loveall	01/01/05 – 12/31/05
COUNTY ATTORNEY	
Arthur C. Nordhoff, Jr.	01/01/05 – 12/31/05
EMERGENCY MANAGEMENT/CIVIL DEFENSE ADVISORY COUNCIL	
Leon J. Fleck	01/01/05 – 12/31/06
FERDINAND PLANNING COMMISSION	
Steven R. Grundhoefer	01/01/05 – 12/31/08
FOUR RIVERS RC & D	
Lawrence M. Vollmer	01/01/05 – 12/31/06
HEALTH BOARD	
Virginia Begle, RN	01/01/05 – 12/31/08
HIGHWAY CLERK	
Debra Berger	01/01/05 – 12/31/05
HIGHWAY ENGINEER	
Norman Wendholt	01/01/05 – 12/31/05
HIGHWAY SUPERVISOR	
Steven L. Berg	01/01/05 – 12/31/05
HUNTINGBURG PLANNING COMMISSION	
Michael Schmett	01/01/05 – 12/31/08

INDIANA 15 REGIONAL PLANNING COMMISSION	
Lawrence M. Vollmer	01/01/05 – 12/31/05
JASPER PLANNING COMMISSION	
Randy Mehringer	01/01/05 – 12/31/08
MUSEUM BOARD	
Hugo C. Songer	01/01/05 – 12/31/07
NORTHEAST DUBOIS FIRE PROTECTION DISTRICT	
Randy Lueken ~ Marion Township	01/01/05 – 12/31/08
PATOKA LAKE REGIONAL WATER & SEWER DISTRICT	
Randall L. Fleck	01/01/05 – 12/31/08
PROPERTY TAX BOARD OF APPEALS-PTBOA	
Natalie Jenkins	01/01/05 – 12/31/05
Fred Hollinden	01/01/05 – 12/31/05
SOLID WASTE MANAGEMENT DISTRICT BOARD	
Beverly A. Schulthise	01/01/05 – 12/31/05
STEP AHEAD PROGRAM	
Lawrence M. Vollmer	01/01/05 – 12/31/05
TOURISM COMMITTEE	
Diane Hoppenjans	01/01/05 – 12/31/06
TRI-CAP BOARD OF DIRECTORS	
Randall L. Fleck	01/01/05 – 12/31/05
VETERANS SERVICE OFFICER	
Joseph M. Wagner	01/01/05 – 12/31/05

RE: 9-1-1 COMMUNICATIONS – CITY OF JASPER RESOLUTION

On motion duly made and seconded, and as previously discussed, the Commissioners adopted the following resolution regarding County 9-1-1 PSAP (Public Safety Answering Point) equipment:

> BE IT RESOLVED, that Dubois County hereby terminates the location and assignment of 9-1-1 PSAP equipment owned by the County from its present location at the Jasper Police Department, and appoints the County Communications Director, the President of the 9-1-1 Advisory Board, the Dubois County Sheriff, the Mayor of the City of Jasper and the County Council appointment to the 9-1-1 Advisory Board to a committee to determine the procedure to remove said equipment from the Police Department in a manner so as not to endanger public safety during the period of removal.

RE: EMERGENCY MANAGEMENT AGENCY

On motion duly made and seconded, the Commissioners changed the name of the "Deputy Director" of County Emergency Management Agency to the "Assistant Director" of County EMA.

RE: JANUARY MEETING

On motion duly made and seconded, the Commissioners set its regular meeting for January 10, 2005, and a continued meeting for January 24, 2005, both meetings beginning at 9:00 a.m.

RE: COUNTY COUNCIL OFFICIAL RICHARD ECKERLE – PROCLAMATION

The Commissioners discussed the exceptional services which retiring County Council President Richard Eckerle has provided to the residents of Dubois County in various public offices over the past 32 years. Thereupon on motion duly made and seconded, the Commissioners adopted a Proclamation declaring December 30, 2004, as "Richard Eckerle Day" in Dubois County.

> WHEREAS, RICHARD L. ECKERLE has devoted over 40 years to the advancement of good government in Dubois County, Indiana; and,
>
> WHEREAS, Because of his leadership and devotion the residents of Dubois County have benefited from the results of his far-reaching efforts, including a lower property tax rate when compared to other counties while enjoying superior County facilities, including two added Annex buildings needed for the Courthouse, a Courthouse renovation, a County Park, road improvements, and the construction of South Newton Street, relocated State Highway 162, and Mill Street Extension; and,
>
> WHEREAS, Rich Eckerle has admirably represented Dubois County on various State and Regional boards and commissions; and,
>
> WHEREAS, The citizens of Dubois County, its office holders and employees owe Rich Eckerle their gratitude for his contribution to the betterment of their County;
>
> NOW, THEREFORE, The Board of Commissioners of Dubois County, Indiana, do now hereby declare December 30, 2004 as RICHARD ECKERLE DAY in Dubois County, Indiana.

RE: COUNTY COMMISSIONER JAMES R. KEMPER

This being the final meeting for retiring Commissioner James R. Kemper, the Commissioners expressed their appreciation for his twelve years of service to the County.

Lawrence M. Vollmer

James R. Kemper

John G. Burger

Attest: Martha A. Wehr
Martha A. Wehr, Auditor

DUBOIS COUNTY COUNCIL

DECEMBER 28, 2004

The Dubois County Council conducted a continued meeting on Monday, December 28, 2004, at 6:30 p.m. in the Council Chambers of the Courthouse Annex. Present at the meeting were Board members Jerry Hunefeld, Leon J. Fleck, Gregory A. Kendall, Scott J. Knies, Donna L. Schroeder and County Auditor Martha A. Wehr. Vice-President Gregory A. Kendall opened the meeting.

RE: GENERAL FUND TRANSFER

Auditor Wehr presented to the Council members a request for transfer of funds in the General Fund as follows:

Superior Court

From:		To:	
Other Services	$4,926.00	Personal Services	$4,512.00
		Capital Outlay	$ 414.00
			$4,926.00

On motion by Leon J. Fleck and seconded by Donna L. Schroeder, the Council approved such transfer.

RE: GENERAL FUND TRANSFER

Auditor Wehr presented to the Council members a request for transfer of funds in the General Fund as follows:

Circuit Court

From:		To:	
Other Services	$641.00	Supplies	$641.00

On motion by Jerry Hunefeld and seconded by Donna L. Schroeder, the Council approved such transfer.

RE: RAINY DAY FUND TRANSFER

Auditor Wehr presented to the Council members a request for transfer of funds in the Rainy Day Fund as follows:

Rainy Day Fund

From:		To:	
Personal Services	$5,000.00	Other Services	$5,000.00

On motion by Leon J. Fleck and seconded by Jerry Hunefeld, the Council approved such transfer.

RE: NEXT MEETING

With no further business to come before the Council, the next regular meeting will be held Monday, January 24, 2005, at 4:30 p.m. in the Council Chambers of the Courthouse Annex.

Leon J. Fleck

Jerry Hunefeld

Gregory A. Kendall

Donna L. Schroeder

Scott J. Knies

Attest: Martha A. Wehr
Martha A. Wehr, Auditor