

THE SHELBY COUNTY COMMISSIONERS MET AT 7:00 P.M. ON MONDAY JULY 28, 2008. PRESENT WERE COMMISSIONERS NEWTON, MOHR, LAIRD, COUNTY ATTORNEY & COUNTY AUDITOR.

MINUTES:

MOTION TO APPROVE MINUTES FROM JOINT EMERGENCY MEETING WITH THE COUNCIL ON JULY 21, 2008 MADE BY MOHR SECOND BY LAIRD, APPROVED 3-0

STRAND ASSOCIATES:

BRIDGE #8

STRAND PRESENTED THE COMMISSIONERS WITH A SUPPLEMENT AGREEMENT FOR THE PREPARATION OF THE LEGAL DESCRIPTION, PARCEL PLATS AND RIGHT OF WAY BRIDGE #8. THIS IS A BRIDGE REPLACEMENT AND DESIGN PLANS HAVE PROGRESSED TO THE POINT WHERE THE COUNTY CAN NOW INITIATE THE RIGHT OF WAY ACQUISITION ACTIVITIES FOR THE STATE AND CAN GET MATCHED CREDIT IN THE AMOUNT OF MONEY YOU HAVE PAID FOR THE RIGHT OF WAYS. THE FORM OF THE AGREEMENT IS A SUPPLEMENTAL AGREEMENT TO THE ENGINEERING AGREEMENT THE AMOUNT OF THE ENGINEERING AGREEMENT IS ALSO INCLUDED IN THIS AMOUNT. THE ORIGINAL AMOUNT OF THE ENGINEERING WAS \$192,700.00 AND THE NEW SUPPLEMENTAL IS \$233,000.00 SO THE PRICE IS ONLY THE DIFFERENCE WHICH IS \$40,300.00. MOTION TO APPROVE MADE BY LAIRD SECOND BY MOHR. APPROVED 3-0

500 E:

STRAND PRESENTED THE COMMISSIONERS WITH AN AGREEMENT TO COMPLETE THE SOILS INVESTIGATION ON PHASE I OF THE 500 E PROJECT. THIS PROJECT IS NOW IN THE DESIGN PHASE AND IS NOW READY TO HAVE THE BORING DONE TO TEST THE SOILS, SO THE PROPER RETAINING WALLS AND FOOTS CAN BE DESIGNED IN THE AMOUNT OF \$31,155.80. MOTION TO APPROVE MADE BY MOHR SECOND BY LAIRD. APPROVED 3-0

MIDDLETON ALLEY VACATE:

ELIZABETH EDMONDS CAME BEFORE THE COMMISSIONERS ASKING TO VACATE AN ALLEY. IT WAS WALNUT STREET MANY YEARS AGO AND NOTHING HAD EVER BEEN BUILT THEIR. THIS IS ON THE NORTH SIDE OF MICHIGAN ROAD. WITH THE DAMAGE FROM THE TORNADO'S THEY NEED TO REBUILD AND NEED THE EXTRA ROOM FOR THEIR SEPTIC. THE COMMISSIONERS ASKED WHO OWNED THE BACK LOT AND SHE SAID MR. JOHNSON. MOTION TO APPROVE TO VACATE THE ALLEY (WALNUT STREET) MADE BY LAIRD SECOND BY MOHR. APPROVED 3-0
THEY WILL HAVE JOHN DEPRez PREPARE THE ORDINANCE AND GET IT RECORDED.

WEED BOARD:

LESTER MILLER CAME FORWARD AND ASKED WHY THEY DISBAND THE WEED BOARD BEFORE. NEWTON SAID THEY DIDN'T DISBAND IT THEY JUST GOT RID OF THE PERSON DOING THE SPRAYING. WE STILL HAVE A WEED BOARD. MR. MILLER WENT DONE TO THE OFFICE AND THEY TOLD TO GET A HOLD OF YOUR TRUSTEE. NEWTON ADVISED MR. MILLER THAT IT IS THE TRUSTEE RESPONSIBILITY TO TAKE CARE OF THIS, BY STATE CODE. LAIRD SAID THEY ARE SUPPOSED TO DO THE FUNDING FOR THIS. MR. MILLER SAID THEY ARE NO TAKING CARE OF THE SPRAYING. THIS IS WHY WE ARE TRYING TO GET THE WEED BOARD BACK GOING AGAIN. NEWTON SAID THAT WE HAVE A WEED BOARD, BUT JUST DON'T HAVE SOMEONE TO SPRAY. THE FUNDING WAS COMING OUT OF THE HIGHWAY AND THE FUNDING FOR THIS COMES FROM GAS TAX MONEY AND THAT MONEY CAN'T BE SPENT FOR THAT PURPOSE. THE STATE SHOULD TAKE CARE OF THEY WEEDS ON STATE HIGHWAYS. IT HAS BEEN ABOUT 3

YEARS SINCE WE HAVE NOT SPRAYED. NEWTON ADVISED HIM THAT THEY WOULD LIKE TO GET WITH THE TRUSTEE'S AND SEE ABOUT FUNDING THIS FUND AND GET THIS PERSON BACK TO SPRAY. RILEY LEMMONS IS THE ONLY TRUSTEE HERE TONIGHT AND WOULD LIKE TO KNOW WHY THEY CAN'T TAKE SOME OF THE TRUSTEE ASSESSOR MONIES THAT ARE NO LONGER BEING PAID TO THEM AND FUND IT WITH THAT THERE IS OVER \$100,000.00 IN THAT. NEWTON ASKED THE AUDITOR IF SHE KNEW ANYTHING ABOUT THAT. SHE REALLY DIDN'T KNOW ABOUT THAT BECAUSE THIS FUND FINISHED PAYING THE TRUSTEES FOR THE YEAR AND WILL BE BUDGETED BY THE COUNCIL, SO I DON'T KNOW WHAT THEY WILL DO FOR NEXT YEAR. SHE SAID THAT CARSON AND GLACKMAN ARE AGAINST IT, BECAUSE MOST OF THE THISTLE AND OTHER WEEDS ARE ON COUNTY AND STATE HIGHWAY RIGHT OF WAYS. RILEY SAID HE DOESN'T HAVE THE MONEY TO BUDGET IT. NEWTON SAID THEY WOULD LIKE TO GET WITH THE TRUSTEES TO GET IT IN THEIR BUDGET FOR NEXT YEAR. LAIRD SAID WE NEED TO GET TOGETHER WITH THE WEED BOARD AND TRUSTEES AND HAVE A MEETING TO DISCUSS THIS. THE COMMISSIONERS ARE GOING TO HAVE AN OPEN MEETING ON WEDNESDAY JULY 30, 2008 AT 8:00 P.M. WITH THE TRUSTEES AND WEED BOARD AND LINDA SANDERS. THE AUDITOR WILL NOTIFY ALL OF THE TRUSTEES AND MOHR WILL TAKE CARE OF GETTING A HOLD OF THE WEED BOARD AND NEWTON WILL GET A HOLD OF LINDA SANDERS (TRUSTEE LIAISON). MOTION TO APPROVE THE MEETING MADE BY LAIRD SECOND BY MOHR APPROVED 3-0

TAYLOR SUMERFORD:

NEWTON ASKED SUMERFORD IF HE WOULD LIKE TO TABLE THIS FOR THE DRAINAGE BOARD. SUMERFORD SAID THIS IS REALLY A DRAINAGE BOARD ISSUE. MOTION TO TABLE AND MOVE IT TO THE DRAINAGE BOARD MADE BY LAIRD SECOND BY MOHR. APPROVED 3-0

HEALTH DEPARTMENT:

TAKE HOME VEHICLES:

NEWTON ADVISED WITH THE RISING GAS PRICES THAT ALL VEHICLES AT THE HEALTH DEPARTMENT NEED TO STAY AT THE HEALTH DEPARTMENT IF NOT DURING OFFICE HOURS WITH THE EXCEPTION OF ROBERT LEWIS, BECAUSE HE IS ON CALL 24 HOURS A DAY. MOTION TO APPROVE MADE BY LAIRD SECOND BY MOHR. APPROVED 3-0

4 DAY WORK WEEK:

NEWTON ADVISED THAT THE HEALTH DEPARTMENT WOULD LIKE TO START THE 4-DAY WORK WEEK. MOTION TO APPROVE MADE BY MOHR SECOND BY LAIRD. APPROVED 4-0

CLAIMS:

N/A

TRANSFERS AND ADDITIONALS:

N/A

MISCELLANEOUS:

RESIDENT FROM FOUNTAINTOWN WOULD LIKE FOR THE COMMISSIONERS TO VACATE THE ALLEY IN MELBOURN ADDITION. HE WOULD LIKE THE ALLEY THERE BECAUSE IT GETS SPRAYED AND HAS KILLED 2 OF MY BIRD DOGS. DIANE HAD GONE BACK TO THE LAST TIME HE TRIED TO GET THIS ALLEY VACATED IN APRIL 22, 2002 AND THEN TWO WEEKS AFTER IT WAS TABLED DIANE FOUND THAT IS HAD BEEN DENIED 3-0. NEWTON ADVISED HIM THAT HE WOULD HAVE TO START THE PROCESS OVER SINCE THE FIRST REQUEST WAS DENIED BACK ON MAY 6, 2002

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD. A
MOTION TO ADJOURN WAS MADE BY MOHR SECOND BY LAIRD.
APPROVED 3-0

AYE

NAYE

[Signature]
[Signature]
[Signature]

ATTEST:

[Signature]

AMY L. GLACKMAN
SHELBY COUNTY AUDITOR