

THE SHELBY COUNTY COMMISSIONERS MET AT 7:00 P.M. ON MONDAY AUGUST 13, 2007. PRESENT WERE MEMBERS NEWTON, LAIRD AND MOHR, COUNTY ATTORNEY AND COUNTY AUDITOR

**MINUTES:**

A MOTION WAS MADE BY LAIRD TO APPROVE MINUTES FROM AUGUST 6, 2007 SECOND BY MOHR APPROVED 3-0.

**CLAIMS:**

N/A

**TRANSFER AND ADDITIONAL:**

TRANSFER WAS PRESENTED FROM LOCAL ROAD & STREET TO TRANSFER \$250,000 FROM FLAT ROCK ROAD TO PHASE II LAND ACQUISITION. MOTION TO APPROVE BY MOHR SECOND BY LAIRD. APPROVED 3-0

**BROWNFIELD GRANT:**

DAN FORTUNE FROM AMERICAN ENVIRONMENTAL CORP IN INDPLS AND MR. COAD WITH THE STATE CAME BEFORE THE COMMISSIONERS REGARDING THE BROWNFIELD GRANT. THIS IS A STATEWIDE GRANT THAT WAS SPLIT BETWEEN 7 REGIONS THROUGH OUT THE STATE. EACH REGION RECEIVED \$750,000.00 TO CLEAN UP AREAS THAT MIGHT HAVE CONTAMINATED SOILS DUE TO FUEL TANK LEAKAGE. SHELBY COUNTY HAS TWO AREAS THAT THEY HAVE CHOSEN TO LOOK AT AND CLEAN UP. ONE BEING WELLMAN'S AND THE OTHER BEING THE OLD FRODIE'S STORE IN FAIRLAND. WITH THE NEW CONSTRUCTION ON 400N THIS WOULD BE A GREAT TIME TO REMOVE THE OLD TANKS AND CLEAN THE SOIL UP. THEY WOULD BE REMOVING TANKS, CONTAMINATED SOIL AND INSTALLING MONITORING WELLS. THIS EFFORT HAS TO BE SPONSORED BY A GOVERNMENT ENTITY; EVEN THOUGH THE COUNTY DOESN'T OWN THE PROPERTY THEY NEED THE COMMISSIONERS PERMISSION FOR SITE ACCESS. MR. FORTUNE FEELS THAT THEY CAN CLEAN THIS AREA WITH ABOUT \$100,000.00. THIS WOULD ALL BE PAID FOR WITH THE GRANT. NEWTON ASKS WHAT HAPPENS IF THE PROJECT RUNS OUT OF MONEY AND YOU ARE NOT DONE. IS THE COUNTY RESPONSIBLE FOR FINISHING THE JOB? MR. COAD ASSURED NEWTON THAT **THE COUNTY IS NOT RESPONSIBLE FOR ANYTHING**, THEY JUST NEED THE PERMISSION FROM A GOVERNMENT ENTITY TO DO THE WORK. MR. COAD ALSO SAID THAT IF THE PROJECT RUNS OUT OF MONEY THEY FEEL THAT THEY COULD GET MORE GRANT MONEY, THE LAND OWNER WOULD BE RESPONSIBLE FOR ANY OTHER COST. **NO COST TO THE COUNTY**. MR. FORTUNE AND MR. COAD ARE ASKING THE COMMISSIONERS TO SIGN THE ACCESS AGREEMENT AND ANOTHER AGREEMENT. JOHN DEPREZ SAID THAT HE HAS LOOKED OVER THE ACCESS AGREEMENT AND IT LOOKS FINE. HE ALSO SAID THAT HE DIDN'T KNOW ANYTHING ABOUT THE FINAL AGREEMENT. DEPREZ SUGGESTED TO THE COMMISSIONERS TO GO AHEAD AND SIGN THE ACCESS AGREEMENT AND ASKED MR. FORTUNE AND MR. COAD TO GET HIM THE OTHER AGREEMENT SO THAT HE CAN REVIEW IT. BY SIGNING STEP ONE DOESN'T OBLIGATE THE COMMISSIONERS TO ANYTHING. AFTER SIGNING STEP ONE (ACCESS AGREEMENT) MR. FORTUNE AND MR. COAD WILL THEN INSERT THIS INTO STEP TWO. AND FORWARD IT ON TO JOHN DEPREZ SO THAT HE CAN REVIEW IT AND BRING IT BACK TO THE COMMISSIONERS FOR COMMENTS. NEWTON ALSO ADVISED MR. FORTUNE AND MR. COAD THAT PHASE II OF 400 N WILL START IN THE SPRING AND WONDERED IF THEY WOULD BE DONE. MOTION TO SIGN ACCESS AGREEMENT (STEP 1) WAS MADE BY MOHR SECOND BY LAIRD. APPROVED 3-0

**PROSECUTOR:**

PROSECUTOR OFFICE REQUEST FOR DISPOSAL OF FIXED ASSETS. THE REQUEST IS FOR A HP PHOTO SMART 94XI DIGITAL CAMERA THAT HAS BEEN DAMAGED. VALUE OF \$428.00. MOTION TO APPROVE MADE BY LAIRD SECOND BY MOHR. APPROVED 3-0

**COUNTY ROAD SPECIFICATIONS:**

NEWTON SUGGESTED THAT THEY REVIEW THIS POLICY. THE LAST TIME THIS POLICY WAS MODIFIED WAS THE 27<sup>TH</sup> OF DECEMBER 1982. THE UNDER DRAIN SECTION IS ONE THAT REALLY NEEDS REVIEWED. ALSO THE SUBDIVISION SECTION. ALSO NEED TO CHANGE THE RIGHT OF WAY DEPTH.

**COMMISSIONER MEETING TIME:**

COMMISSIONERS DISCUSSED CHANGING THE MEETING TIME FOR SEPTEMBER 4, 2007 FROM 1:00 P.M. TO 8:15 A.M. MOTION TO CHANGE TIME MADE BY LAIRD SECOND BY MOHR. APPROVED 3-0

**MISCELLANEOUS:**

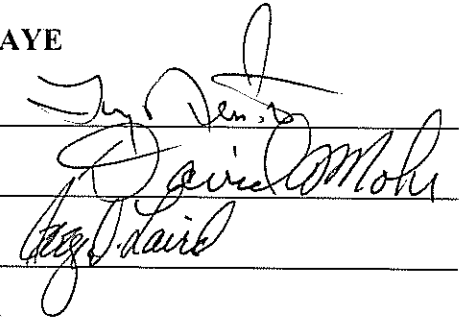
MOHR ASKED THAT THE NEWSPAPER WRITE A SHORT ARTICLE IN THE PAPER REQUESTING THAT FARMERS CUT THE CORNERS DOWN AT ALL INTERSECTIONS. SCHOOL IS STARTING AND THIS WILL MAKE IT EASIER FOR THE BUSES TO SEE WHEN PULLING OUT AT THE CROSSINGS. THIS IS JUST A SAFETY THING.

SUPPLEMENTAL AGREEMENT ON PHASE II FOR ENGINEERING. CHANGE OF SCOPE DUE TO THE FRODIE'S PLACE. THE TOTAL CHANGE IS \$30,000 AND THE STATE IS ALLOWING AN EXTRA \$10,000 FOR THE CHANGE AND THE COUNTY'S PORTION WOULD BE 20%. MOTION TO APPROVE MADE BY LAIRD SECOND BY MOHR. APPROVED 3-0

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

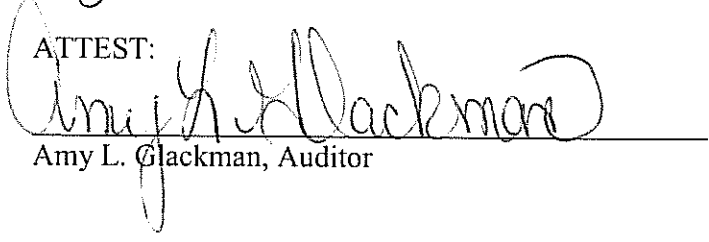
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**ATTEST:**

  
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Amy L. Glackman, Auditor