

COMMISSIONER'S MEETING
October 31, 2011

The Bartholomew County Commissioners met in regular session on October 31, 2011 in the Governmental Office Building, 440 Third Street, Columbus, Indiana. Chairman Carl Lienhoop called the meeting to order at 10:00 am. Commissioner Larry Kleinhenz, Commissioner Paul Franke, Auditor Barbara J. Hackman, and County Attorney J. Grant Tucker were also in attendance. Commissioner Kleinhenz gave the Invocation and led the Pledge of Allegiance.

Next, the minutes of the October 24, 2011 meeting were approved unanimously on a motion by Commissioner Kleinhenz and seconded by Commissioner Franke.

The Payroll Claims were presented for approval. Commissioner Franke made a motion to approve the Payroll Claims. Commissioner Kleinhenz seconded the motion that passed unanimously.

Next, Chairman Lienhoop read the New Permits Report from 10/24/2011 to 10/28/2011. Seventy-four permits were issued with a fee amount of \$3,519.00 and a valuation amount of \$1,321,441.00.

County Highway Engineer Danny Hollander presented the Commissioners with two (2) Driveway Bonds. The first driveway bond was 11B-12 on County Road 450 East and 750 South: Lot #7 in the South Hill Farms Subdivision. The second driveway bond was 11B-5 on County Road 330 West and Lowell Road: Lot #1 in the McCarty Minor Subdivision. Commissioner Franke made a motion to approve the release of both

driveway bonds. Commissioner Kleinhenz seconded the motion that passed unanimously.

Next, Engineer Hollander presented the Commissioners with the Weekly Crew Report. Last week the Highway Crew mowed in Flatrock and Ohio Townships, finished replacing the pipe on Goeller Road (except for the resurfacing), patched roads, wedged in Harrison Township and on 325 West, ditched on 40 North, replaced pipes on 625 East, put up signs, and picked up trash.

Next, Planning Director Jeff Bergmann presented the Commissioners with an Ordinance Amending the Official Zoning Map of Bartholomew County, Indiana, Rezoning the Subject Property from “RMH” (Residential: Manufactured Home Park) to “CR” (Commercial: Regional Center) RZ-11-03: Tannehill Park West Rezoning as shown below on 2nd Reading.

ORDINANCE 2011-08

**AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP
OF BARTHOLOMEW COUNTY, INDIANA, REZONING THE SUBJECT
PROPERTY
FROM “RMH” (RESIDENTIAL: MANUFACTURED HOME PARK)
TO “CR” (COMMERCIAL: REGIONAL CENTER)**

**To be known as the: Tannehill Park West Rezoning
Plan Commission Case No.: RZ-11-03**

WHEREAS, this rezoning was requested by Tannehill Park, Inc. and includes the consent of all owners of the subject property; and

WHEREAS, the Bartholomew County Plan Commission did on October 12, 2011 hold a legally advertised public hearing on said request and has certified a favorable recommendation to the Board of Commissioners; and

WHEREAS, the Board of Commissioners of Bartholomew County, Indiana has considered the criteria contained in Section 12.6(G) of the Columbus & Bartholomew County Zoning Ordinance.

NOW THEREFORE BE IT ORDAINED by the Board of Commissioners of Bartholomew County, Indiana, as follows:

SECTION 1: Official Zoning Map

The zoning classification of the following described real estate shall be changed from “RMH” (Residential: Manufactured Home Park) to “CR” (Commercial: Regional Center):

*A PART OF THE NORTH HALF OF SECTION 22, TOWNSHIP 10 NORTH, RANGE 5 EAST AS DESCRIBED IN DEED BOOK 312, PAGE 14, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION AND A BARTHOLOMEW COUNTY SURVEYOR'S MONUMENT; THENCE ALONG THE NORTH LINE OF SAID SECTION NORTH 87°51'27" EAST (ASSUMED BEARING) ALONG THE NORTH LINE OF SAID SECTION A DISTANCE OF 132.00 FEET TO THE EAST LINE OF TANNEHILL CEMETERY AND THE TRUE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID NORTH LINE NORTH 87°51'27" EAST A DISTANCE OF 772.57 FEET TO THE WEST RIGHT-OF-WAY LINE OF COUNTY ROAD 280 WEST; THENCE SOUTH ALONG SAID WEST RIGHT-OF-WAY LINE THE FOLLOWING TWO CALLS: SOUTH 01°29'26" EAST A DISTANCE OF 271.40 FEET TO THE PC OF A CURVE TO THE LEFT; THENCE SOUTHEASTERLY ALONG SAID CURVE HAVING A RADIUS OF 225.00 FEET FOR AN ARC DISTANCE OF 70.99 FEET, SAID CURVE HAS A CHORD BEARING SOUTH 10°31'44" EAST A DISTANCE OF 70.69 FEET TO THE PT THEREOF; THENCE NORTH 72°16'37" WEST A DISTANCE OF 89.05 FEET TO A POINT; THENCE NORTH 83°54'34" WEST A DISTANCE OF 173.45 FEET TO A POINT; THENCE SOUTH 73°46'49" WEST A DISTANCE OF 215.58 FEET TO A POINT; THENCE NORTH 86°17'20" WEST A DISTANCE OF 52.57 FEET TO A POINT; THENCE NORTH 50°50'05" WEST A DISTANCE OF 101.24 FEET TO A POINT; THENCE NORTH 15°48'26" WEST A DISTANCE OF 174.53 FEET TO A POINT; THENCE NORTH 68°10'44" WEST A DISTANCE OF 159.74 FEET TO THE EAST LINE OF TANNEHILL CEMETERY; THENCE NORTH 01°38'35" WEST ALONG SAID EAST LINE A DISTANCE OF 32.00 FEET TO THE POINT OF BEGINNING, CONTAINING 4.55 ACRES, MORE OR LESS, AND SUBJECT TO ALL LEGAL EASEMENTS, RIGHTS OF WAYS, AND RESTRICTIONS.*

SECTION 2: Repealer

All ordinances or parts thereof in conflict with this Ordinance shall be repealed to the extent of such conflict.

SECTION 3: Severability

If any provision, or the application of any provision, of this Ordinance is held unconstitutional or invalid the remainder of the Ordinance, or the application of such provision to other circumstances, shall be unaffected.

SECTION 4: Effective Date

This Ordinance shall be effective upon and after the date and time of its adoption, as provided in Indiana law.

**PASSED AND ADOPTED BY THE BOARD OF COMMISSIONERS OF
BARTHOLOMEW COUNTY, INDIANA ON FIRST READING THIS 24th DAY OF
October, 2011.**

S/s Carl H. Lienhoop
Carl H. Lienhoop

S/s Larry S. Kleinhenz
Larry S. Kleinhenz

S/s Paul Franke
Paul Franke

ATTEST:

S/s Barbara J. Hackman
Barbara J. Hackman, Auditor
Bartholomew County, Indiana

**PASSED AND ADOPTED BY THE BOARD OF COMMISSIONERS OF
BARTHOLOMEW COUNTY, INDIANA ON SECOND READING THIS 31st DAY OF
October, 2011.**

S/s Carl H. Lienhoop
Carl H. Lienhoop

S/s Larry S. Kleinhenz
Larry S. Kleinhenz

S/s Paul Franke
Paul Franke

ATTEST:

S/s Barbara J. Hackman
Barbara J. Hackman, Auditor
Bartholomew County, Indiana

Mr. Bergmann explained that the west tract is located on 280 West and Heflin Park Drive near the Tannehill Mobile Home Park. The property owners have requested that this property be rezoned to commercial property. The Planning Commission did approve this request.

Chairman Lienhoop opened the Public Hearing. Hearing no comments, Chairman Lienhoop closed the Public Hearing. Commissioner Kleinhenz made a motion to approve the Tannehill Park West Rezoning Ordinance on Second Reading. Commissioner Franke seconded the motion that passed unanimously.

Next, Mr. Jeff Bergman presented the Commissioners with another Ordinance Amending the Official Zoning Map of Bartholomew County, Indiana, Rezoning Subject Property from “RMH” (Residential: Manufactured Home Park) to “CR” (Commercial: Regional Center) RZ-11-02: Tannehill Park East Rezoning as shown below on 2nd Reading.

ORDINANCE 2011-07

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF BARTHOLOMEW COUNTY, INDIANA, REZONING THE SUBJECT PROPERTY FROM “RMH” (RESIDENTIAL: MANUFACTURED HOME PARK) TO “CR” (COMMERCIAL: REGIONAL CENTER)

To be known as the: Tannehill Park East Rezoning Plan Commission Case No.: RZ-11-02

WHEREAS, this rezoning was requested by the City of Columbus – Bartholomew County Planning Department on behalf of the Bartholomew County Commissioners; and

WHEREAS, the Bartholomew County Plan Commission did on October 12, 2011 hold a legally advertised public hearing on said request and has certified a favorable recommendation to the Board of Commissioners; and

WHEREAS, the Board of Commissioners of Bartholomew County, Indiana has considered the criteria contained in Section 12.6(G) of the Columbus & Bartholomew County Zoning Ordinance.

NOW THEREFORE BE IT ORDAINED by the Board of Commissioners of Bartholomew County, Indiana, as follows:

SECTION 1: Official Zoning Map

The zoning classification of the following described real estate shall be changed from “RMH” (Residential: Manufactured Home Park) to “CR” (Commercial: Regional Center):

A PART OF THE NORTH HALF OF SECTION 22, TOWNSHIP 10 NORTH, RANGE 5 EAST AS DESCRIBED IN DEED BOOK 312, PAGE 14, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION MARKED BY A BARTHOLOMEW COUNTY SURVEYOR'S MONUMENT; THENCE NORTH 87°51'27" EAST (ASSUMED BEARING) ALONG THE NORTH LINE OF SAID SECTION A DISTANCE OF 954.57 FEET TO THE EAST RIGHT-OF-WAY LINE OF COUNTY ROAD 280 WEST AND THE TRUE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID NORTH LINE NORTH 87°51'27" EAST A DISTANCE OF 546.72 FEET TO THE WEST RIGHT-OF-WAY LINE OF INTERSTATE 65; THENCE SOUTH ALONG SAID WEST RIGHT-OF-WAY LINE THE FOLLOWING TWO CALLS: SOUTH 01°53'57" EAST A DISTANCE OF 117.30 FEET TO A POINT; THENCE SOUTH 29°55'26" WEST A DISTANCE OF 784.97 FEET TO THE EAST RIGHT-OF-WAY LINE OF COUNTY ROAD 280 WEST; THENCE NORTH ALONG SAID EAST RIGHT-OF-WAY LINE THE FOLLOWING FIVE CALLS: NORTH 20°23'15" EAST A DISTANCE OF 2.75 FEET TO THE PC OF A CURVE TO THE LEFT; THENCE NORTHWESTERLY ALONG SAID CURVE HAVING A RADIUS OF 285.00 FEET FOR AN ARC DISTANCE OF 258.05 FEET, SAID CURVE HAS A CHORD BEARING NORTH 05°33'06" WEST A DISTANCE OF 249.33 FEET TO THE PT THEREOF; THENCE NORTH 31°29'26" WEST A DISTANCE OF 196.59 FEET TO THE PC OF A CURVE TO THE RIGHT; THENCE NORTHWESTERLY ALONG SAID CURVE HAVING A RADIUS OF 175.00 FEET FOR AN ARC DISTANCE OF 91.63 FEET, SAID CURVE HAS A CHORD BEARING NORTH 16°29'26" WEST A DISTANCE OF 90.59 FEET TO THE PT THEREOF; THENCE NORTH 01°29'26" WEST A DISTANCE OF 271.97 FEET TO THE POINT OF BEGINNING, CONTAINING 5.54 ACRES, MORE OR LESS, AND SUBJECT TO ALL LEGAL EASEMENTS, RIGHTS OF WAYS, AND RESTRICTIONS.

SECTION 2: Repealer

All ordinances or parts thereof in conflict with this Ordinance shall be repealed to the extent of such conflict.

SECTION 3: Severability

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SECTION 4: Effective Date

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BARTHOLOMEW COUNTY, INDIANA ON FIRST READING THIS 24th DAY OF
October, 2011.**

S/s Carl H. Lienhoop
Carl H. Lienhoop

S/s Larry S. Kleinhenz
Larry S. Kleinhenz

S/s Paul Franke
Paul Franke

ATTEST:

S/s Barbara J. Hackman
Barbara J. Hackman, Auditor
Bartholomew County, Indiana

**PASSED AND ADOPTED BY THE BOARD OF COMMISSIONERS OF
BARTHOLOMEW COUNTY, INDIANA ON SECOND READING THIS 31ST DAY OF
October, 2011.**

S/s Carl H. Lienhoop
Carl H. Lienhoop

S/s Larry S. Kleinhenz
Larry S. Kleinhenz

S/s Paul Franke
Paul Franke

ATTEST:

S/s Barbara J. Hackman
Barbara J. Hackman, Auditor
Bartholomew County, Indiana

Mr. Bergmann explained that this tract of property is located in the Southeast corner of 280 West and Heflin Park Drive near the Tannehill Mobile Home Park. Prior to 2008, this property was zoned Commercial. However, during the Zoning Replacement Process, this property was rezoned along with the Tannehill Mobile Home Park as “RMH” (Residential: Manufactured Home Park). The Planning Department made the request to restore this tract of property back to being zoned as Commercial Regional Center (CR). The Planning Commission has reviewed this request and approved it.

Chairman Lienhoop opened the Public Hearing and hearing no comments, closed the Public Hearing. Commissioner Franke made a motion to approve the Tannehill Park East Rezoning Ordinance on Second Reading. Commissioner Kleinhenz seconded the motion that passed unanimously.

Next, Executive Director of River Hills Economic Development Jill Saegesser presented the Commissioners with the Consideration of DR1B-09-002 for the Columbus Regional Hospital (CRH) Construction of the Innovation Center Step One (1) of the Office of Community and Rural Affairs (OCRA) Grant Close-Out Process. Commissioner Kleinhenz made a motion to approve signing the OCRA Grant Close-Out form for DR1B-09-002. Commissioner Franke seconded the motion that passed unanimously.

Next, Education Coordinator for the Solid Waste Management District (SWMD) Emily Hodnett presented the Commissioners with the Recycling Center Report. Ms. Hodnett mentioned that the yard waste volumes have decreased because Bartholomew

County residents have caught up with yard waste produced from storm damage that occurred over the last few months. However, the yard waste amount for September was up slightly because the leaves are beginning to fall. Also, in August the Recycling Center had a hazmat shipment of 1,420 gallons of hazardous material; plus, 30 pounds of rechargeable batteries. Ms. Hodnett noted that the amount of commercial cardboard collected continues to rise due to an increase in recycling by business, as well as the fact that more businesses are being added to the commercial cardboard recycling program daily.

Ms. Hodnett also mentioned there are several upcoming recycling events. America Recycles Day 2011 will be held on Saturday, November 22, 2011 from 8:00 a.m. to 3:00 p.m. at the Columbus/Bartholomew County Recycling Center. This will be an Amnesty Day where Bartholomew County residents may bring the following hard-to-dispose of items at NO cost: up to four (4) tires (pick-up size or smaller, rims removed), up to two (2) computers with associated peripherals, up to two (2) CFC or Refrigerant-Containing appliances, and up to two (2) propane gas tanks. This event is sponsored by Cummins on State Street and the Cummins Foundation. Also, a drive-thru recycling will be open from 8:00 a.m. to 3:30 p.m.

Also, a Déjà vu Art Show will be on Saturday, November 19, 2011 from 10:00 a.m. to 4:00 p.m. at The Commons Mall where visitors can see and purchase art from over forty (40) area artists made from reused, reclaimed, and recycled materials. Likewise, there will be a Shred-a-Thon on Saturday, November 19, 2011 from 11:00 a.m.

to 3:00 p.m. where anyone attending the Déjà Vu Art Show can recycle their sensitive documents safely and securely with Speedy Shred! A five dollar (\$5.00) monetary donation is suggested per legal size box (with a limit of two please). All proceeds from this event will benefit the Bartholomew Consolidated School Foundation Initiatives.

Finally, the Bartholomew County Solid Waste District and Cummins will be sponsoring two (2) free showings of the film called *Documentary Wasteland* at YES Cinema! on Tuesday, November 15, 2011 at 7:00 p.m. and on Saturday, November 19, 2011 at 11:00 a.m. *Documentary Wasteland* was created by Vik Muniz, a world renowned photographer, that traveled to Ecuador and photographed Catadors or self-proclaimed pickers of recyclables. The proceeds from this documentary will go to change the lives of the Catadors.

Chairman Lienhoop thanked Ms. Hodnett for helping County Highway Technical Supervisor Stacey Gross and Soil and Water Educator Heather Shireman for their work on the Stormwater reports to ensure that Bartholomew County is in compliance with the Indiana Department of Environmental Management (IDEM).

Next, Chairman Lienhoop mentioned that the fall installment of property taxes is due by Thursday, November 10, 2011. Therefore, the Commissioners are asking Elected Officials to “give up” their parking spaces in the North parking lot for use by the taxpayers from Tuesday, November 1, 2011 through Thursday, November 10, 2011.

Next, Commissioner Kleinhenz presented the Commissioners with the September 2011 Monthly Animal Control Report. In September 2011, Animal Control took twenty-

six (26) dogs and forty-three (43) cats to the Humane Society, and investigated a total of one hundred twenty-eight (128) cases. Commissioner Kleinhenz made a motion to approve the Animal Control Monthly Report for September 2011. Commissioner Franke seconded the motion that passed unanimously.

Next, the Director of Work Release Rob Gaskill presented the Commissioners with Indiana Criminal Justice Institute Continuation Grant for Women Recovering with a Purpose Program that began this year. Community Corrections has partnered with Centerstone to provide intensive residential drug abuse treatment for up to fifteen (15) women in the residential program for four (4) months, as well as includes eight (8) months on day reporting that provides continuing care or after care for these women. The grant amount is \$361,296.00. Of that total, \$260,010 is requested in the grant, and there is a twenty-five percent (25%) local match of \$101,286.00 that Community Corrections will be able to cover out of existing monies. This will be the second year for this grant. Commissioner Kleinhenz made a motion to approve signing the Residential Substance Abuse Grant proposal. Commissioner Franke seconded the motion that passed unanimously.

Chairman Lienhoop mentioned that the Bartholomew County Auction was held on Saturday, October 29, 2011 at 10:00 a.m. at the Highway Garage. The County made approximately \$11,550.00 from this auction.

Bartholomew County resident John Dishinger asked the Commissioners and Mr. Gaskill who will give the County this Residential Substance Abuse Grant money. Mr.

Gaskill said the Indiana Criminal Justice Institute. Commissioner Kleinhenz added this is federal money. Mr. Gaskill mentioned that the local matching can come from any money Community Corrections has available. Likewise, \$113,000 of this grant money will go to Centerstone who will provide the services, Recovery Coach, etc. Mr. Gaskill mentioned that the effectiveness of this program is written into the grant by Centerstone. To date, there have been twenty-two (22) women that have gone through this program. Even with the twenty-two (22) women in the substance abuse program, the jail population is still between eighteen percent (18%) to twenty-two percent (22%) female.

There being no other business, the meeting was adjourned by Chairman Lienhoop at 10:37 am. The next Commissioner's meeting will be held on Monday, November 7, 2011 at 10:00 am in the Commissioner's Chambers.

BARTHOLOMEW COUNTY COMMISSIONERS

CARL H. LIENHOOP, CHAIRMAN

PAUL FRANKE, MEMBER

LARRY S. KLEINHENZ, MEMBER

ATTEST:

BARBARA J. HACKMAN, AUDITOR