

June 9, 2020

Council Chambers
Vigo County Annex
Terre Haute, Indiana

Roll Call:

Present: Brad Anderson and Brendan Kearns

Others Present: County Attorney Michael Wright, Auditor James Bramble, Larry Robbins, Ryan Wickens, Norm Loudermilk and Joey Lehman.

Pledge of Allegiance.

President Brad Anderson then turned the meeting over to County Attorney Michael Wright who then turned the meeting over to Ryan Wickens for presentation of an alley vacation.

Consideration of Petition to Vacate Alley - Plat Mapping and GIS. Ryan Wickens indicated that the application that was submitted was to vacate an alley that was in the Town of New Goshen. As noted on the plat submitted by Mr. Wickens, there is a note that says there is no evidence of an alley shown on the Hamilton Subdivision plat of New Goshen. The second page presented contains a note that they tried to vacate that alley by virtue of the platting of the subdivision. When that was submitted and recorded, Mr. Wickens noted that and brought it to the attention of County Attorney Wright that they did not go through the proper procedures to vacate the alley right-of-way. The site plan presented for the new Dollar General store that is developing at that location has now run into this obstacle. Mr. Wickens has received confirmation of the notification to the adjacent property owners. The adjacent property, which would be the northwest corner on Durkees Ferry...that lot has a portion of this public alleyway on it also. After some discussion, it was stated that this is just basically vacating an alley that was platted but never developed and cleaning up loose ends. Brendan Kearns moved to approve the alley vacation. Brad Anderson seconded the motion. Upon a voice vote, the motion carried by a vote of 2-0.

Mr. Wickens then asked the Commissioners how to go about getting a check to record an ordinance approved a few weeks ago regarding property in Blackhawk. There was some discussion as to who is responsible for the recording fee of these types of documents. Historically, the Commissioners have **not** paid these fees. Mr. Wickens indicated that two prior ordinances passed earlier in the year had the recording fees paid by the Commissioners. Upon further discussion, it was felt that normally the petitioner paid the recording fees but the Auditor indicated he would check on it.

Letter of Understanding from INDOT and Placement of Sign in ROW – Vigo County Engineer. Larry Robbins presented a Letter of Understanding from INDOT regarding bridge replacement

with a small structure on SR 159. It will be necessary to close 5.69 miles south of SR 46. INDOT will assign their detours to State routes, which will be 46 and 246 which is a pretty long commute to get around that. Realizing that very few local people will use that detour, they have an unofficial local detour document that establishes a local detour and if there are any damages to that, there is a meeting after the fact and address those as we go forward. The local roads include E. Cottom Drive, S. Singhurst and E. Oregon Drive. There will obviously be an increase in traffic on those roads once the project is started. It should be mostly local but the landfill could impact the situation. Once the project is over, any damages will be evaluated and we will go from there. This project could take 4-5 months. Further discussion ensued. It was suggested that the gravel roads in the area should be oiled immediately before this project starts. Brendan Kearns moved to approve the Letter of Understanding with INDOT for the detour of routes. Brad Anderson seconded the motion. Upon a voice vote, the motion carried by a vote of 2-0.

Mr. Robbins indicated that the next item stems from the Springhill Project. It has to do with a sign at Hidden Court South that needs to be relocated with the project. It appears to be partially in the right-of-way now. We normally don't like to have signs in the right-of-way that aren't county signs but given that this gives the name of the subdivision, it's more of a way-finding signage. We could probably allow that. The proposed location is really in the right-of-way of Lost Street on the south side of Springhill. It will be outside of the sight distance where people can still see to pull out. Some additional discussion took place regarding right-of-ways. Some additional land was being purchased from the property owner at the location as right-of-way as part of the project. Placing the sign there needs to be approved by the Commissioners. It has been made clear that if, in the future, the sign has to be moved again, it will be at the expense of the subdivision. Brendan Kearns made a motion to allow the sign to remain in the right-of-way until, if and when, it would need to be moved/relocated. Brad Anderson seconded the motion. Upon a voice vote, the motion carried by a vote of 2-0.

The discussion then turned to a request to decrease the speed limit on Rosehill from Rosedale to Stevenson to 30 mph from 40 mph. All the roads in that area appear to be 30 mph with the exception of Rosehill Road itself. Mr. Robbins indicated that it would be his recommendation to decrease the speed limit in that area from 40 mph to 30 mph. Mr. Wright is also going to check Stevenson because he thought it might be 35 and if so, it should probably be decreased to 30. It makes sense to keep them all 30. Commissioner Kearns indicated that speed limits were in the process of being reviewed county-wide. Mr. Robbins indicated that if the Commissioners were in agreement with this recommendation, Attorney Wright would have to advertise this action for 30 days to give the public notice of the change. The notice would be run and then changed after that date. Brendan Kearns made a motion to ensure that the ordinance for the section of Rosehill Avenue from Rosedale Road to Roberts Road is set to 30 mph and Stevenson from Rio Grande to Devonald be set at 30 mph. Brad Anderson seconded the motion. Upon a voice vote, the motion carried by a vote of 2-0.

Ordinance for Vigo County Juvenile Justice Center Non-Reverting Fund – Executive Director of VCJJC. Executive Director Norm Loudermilk of the Juvenile Justice Center was present to

elaborate on this request. Attorney Wright refreshed everyone's memory regarding a resolution that was approved recently regarding the establishment of a non-reverting fund for the Juvenile Justice Center. After some discussion, it was determined that such would be better established by way of an ordinance. Mr. Wright then presented an Ordinance establishing a Vigo County Juvenile Justice Center Non-Reverting Fund which would provide for the maintenance, repair, purchasing of supplies and/or equipment necessary for the safety and security and general operation of the Justice Center and additionally provide for the continuing education and training of staff members in accordance with the guidelines set forth by the Indiana Department of Corrections and other agencies with oversight of the Justice Center. This fund would be capitalized with revenue generated from the out-of-county detainees that the Center holds from other jurisdictions within the State of Indiana. Commissioner Anderson asked Mr. Loudermilk if he had his budget finished yet and, if so, could he provide a copy to the Commissioners. The Commissioners are especially interested in the figure put in for maintenance and repairs. An in-depth discussion then took place. Brendan Kearns moved to approve Ordinance 2020-1. Brad Anderson seconded the motion. Upon a voice vote, the motion carried by a vote of 2-0.

Use of Facility Form – Vigo County Courts. The last item to be discussed had to do with the Courts when they begin to conduct trials again after the restrictions ease and still follow social distancing. One of the biggest hurdles is conducting voir dire of prospective jurors. A large number of people are generally assembled and questioned during jury selection. None of the court rooms are set up to bring in that volume of people and still be socially distant. One of the solutions being discussed is securing some alternative facilities that would be more compatible with providing social distancing and still allow the attorneys and the judges to question the jurors. Judge Roach has made inquiries to the Vigo County School Corporation for an application for use of school facilities form, and met with First Financial Bank regarding the use of their conference center on South 7th Street. An in-depth discussion was then had regarding how this would work. This idea has been discussed with the Sheriff, who was okay with the prospect of having juror questioning occur off-site but was uneasy with the possibility of trials occurring off-site. He does have a desire to provide security at those facilities in the event jury selection should be moved off-site. Attorney Wright indicated there was no motion or anything that needs to be approved, he just wanted to make everyone aware of this situation.

Review of Minutes/Claims. Auditor James Bramble presented the Board with meeting minutes dated May 19, 2020 for approval. **Motion:** Approve minutes. **Moved by:** Brendan Kearns. **Seconded by:** Brad Anderson. **Passed:** all ayes.

Auditor James Bramble presented the Board with expenditures for the period of May 16, 2020 through May 22, 2020 in the amount of \$9,606,719.20; for the period of May 23, 2020 through May 29, 2020 in the amount of \$553,673.93 plus payroll in the amount of \$968,668.86 for a total amount of \$1,522,342.79; and for the period May 30, 2020 through June 5, 2020 in the amount of \$49,959,880.51. Commissioner Kearns asked if somebody wanted to look at the tax distributions if could they be found on Gateway. Mr. Bramble indicated that the spreadsheets were there if you could understand it. It was suggested that it would probably be best to

contact the Auditor's Office with questions. Mr. Bramble indicated that it had all been loaded to DLGF for approval. Once they approve it, they will have their own timeline to get it on Gateway. Brendan Kearns made a motion to approve the claims as submitted. Brad Anderson seconded the motion. Upon a voice vote, the motion carried by a vote of 2-0.

Comment from Vigo County Commissioners. There were none.

There being no further business, it is now ordered the Board be recessed at 9:50 a.m.



Brad Anderson, President

Judith Anderson, Vice President

Attest:


James W. Bramble, Auditor



Brendan Kearns, Secretary