

RE: Holiday Schedule
 Keeling Internet
 George Royal III road closings
 County Administrator Position
 Petition to Vacate-Ronnie & Lisa Blue
 Petition to Vacate-James & Sandra Cawthon
 APC, BZA Budget-John Koma
 Phone Service Proposal
 Redevelopment Committee

Minutes-Vermillion County Commissioners November 6, 2006

The Vermillion County Commissioners met in the Commissioners Courtroom, Courthouse, Newport, Indiana.

President, Tim Wilson called the meeting to order and led in the Pledge to the Flag.

Roll call was taken: Present were President Tim Wilson, Harry Crossley and Dennis Marietta. Also present were Attorney Jon Spurr, Auditor Sherrie Koma and Deputy Auditor Amy Tolbert.

A motion to approve the minutes of the October 3, 2006 meeting was made by Harry Crossley, seconded by Dennis Marietta.

Unfinished Business

Mike Carty was not present to discuss the proceeds from the Sale of Hospital.

Central Purchasing-no one was present to discuss this.

2006 Holiday Schedule. The Commissioners discussed whether to allow the Friday before or the Tuesday after Christmas as a paid day off. Auditor Koma said the State has mandated the 26th, the day after Christmas. Commissioner Marietta asked if this was mandated to the counties. Auditor Koma said no, just the State offices. Commissioner Wilson made a motion to allow the 26th, the day after Christmas, seconded by Commissioner Crossley.

Keeling Internet Service. Steve Keeling was present to discuss the contract. Attorney Spurr said he just received the new contract today at 3:00 and has not had much time to review it. Commissioner Marietta stated that they had asked Mr. Keeling to make 2 changes and those changes were not made. One was regarding the exclusive rights to the roof. Mr. Keeling said he needed some protection so that no one with the same frequency gets put next to him on the roof. He said he wants to deliver a good product and can't if another provider is next to him. Commissioner Marietta said maybe he is confused about what was discussed at prior meetings. Attorney Spurr said what he put in the letter two meetings ago, is that the Commissioners wanted #11 and #13 changed. It was the one where we had to notify Keeling within 60 days before the end of the contract and the one that said Keeling should not be liable for any consequential damages in the event of a failure. That is what Attorney Spurr thought was going to be changed but they are still the same. Mr. Keeling looked over the new contract and realized that it had not been changed, as he requested and apologized. Mr. Keeling again stated he needed some type of protection to keep somebody from using the same frequency that close. He offered to re-word it to state that no one with the same frequency could use the roof. Attorney Spurr said he did not know that it was still an issue. Mr. Keeling said he wants to make sure that he can deliver a good product and would not be able to if someone is on the same frequency as him. Commissioner Marietta just doesn't think Government property should be used in any way to eliminate any competition of private businesses. Mr. Keeling said he

understands and doesn't really see any one wanting to do this, because they will have the same problem. Lori Porter questioned why we were making a decision when we haven't even got the results from the Technology Audit yet. Commissioner Wilson agreed. It was decided that Mr. Keeling would change the two items in question on the contract and they will get the results from the Technology Audit and then make a decision next month. The Technology Audit is November 14th, at 9 a.m.

George Royal III asked the Commissioners what progress was being made about getting the roads opened up in his subdivision. He said he was told at the last meeting that they were going to have the Surveyor come out and nobody has been out there, and nothing has been done. It's not just going to go away. He said he just wants an update on what is going on. Auditor Koma said she notified the surveyor the Thursday following the meeting. Commissioner Wilson said he does not know what the Surveyors schedule is like and he is not present so he cannot speak for him. Mr. Royal said the gates are still up. Commissioner Marietta said they cannot tell someone to take their gates down if they don't even know if a road exists. He said the surveyor has to do his thing first. Mr. Royal said according to the plat map, the roads exist. He said his road and the roads in question are all on the same plat. Randy Dreher asked that if they are in fact roads, is the county going to pay to put them in? Commissioner Crossley said if they are roads and they have not been vacated, they will remove the gates, but they are not going to put in new roads. Mr. Royal said they decided not to close his road so it's going to have to be maintained. He said all he is trying to do is be treated fairly. Commissioner Crossley said it's not a road; it's a right of way. Mr. Royal said at the last meeting they agreed it was a road. Commissioner Crossley said its not a County Road, it's a right a way. Commissioner Wilson said they will send the surveyor out to look into the other roads and he suggested Mr. Royal take his matter to the higher court.

New Business

Mike Craig introduced a new concept for the Commissioners to consider. He said this is not a job he wants, nor any of his family or friends. He feels the Commissioners and Council would benefit if they would look into creating a County Administrator position. He read from the Farm Bureau County & State Government book. It said the Commissioners may appoint a County Administrator who shall be the administrative head of the county, under the direction and supervision of the Commissioners and who shall hold office at the pleasure of the board. Mr. Craig feels that this will benefit the Commissioners and the taxpayers. Commissioner Wilson asked that Auditor Koma contact other counties to see if they have this position and the details and then they would discuss the results at the next meeting.

Petition to Vacate. Ronnie & Lisa Blue. Mr. Blue has petitioned to vacate a parcel of land just North of Hiddles Lot 18 and South of Youngmans Lot 11. He owns the surrounding property. No one was there to oppose. Commissioner Crossley made a motion to vacate, seconded by Commissioner Marietta.

Petition to Vacate. James & Sandra Cawthon. Mr. Cawthon has petitioned to vacate the Alley between lots 4 and 5 and between lots 4 and 25, all in Gessie Original Plat. He also stated that petition should read between lot 3 and 25 as well but was omitted. He said he owns all surrounding property. No one was there to oppose. Commissioner Wilson made a motion to vacate, with the understanding that the order needed amended, seconded by Marietta.

Ramon Colombo, MOU Radio Tower. Mr. Colombo said he is not prepared to talk about that at this time and will discuss at a future meeting.

John Koma, APC, BZA Budget and mileage. Mr. Koma stressed to the commissioners the budget problems he is encountering and wants to make them aware that if things don't change he will have to make cuts in personnel.

Phone Service Proposal. They received 3 proposals in regards to the phone service. Commissioner Wilson said they will take it under advisement and discuss it at a special meeting on November 21, 2006 at 7 p.m.

Redevelopment Committee. They have received 3 requests for this Board. They need 5, one from each township. Commissioner Wilson said they will wait a few more weeks to see if anyone else applies. He suggested they appoint the board at special meeting on the 21st. All agreed. Ed Cole explained that the board has several duties, but the main duty is tax increment financing. It's a tool that Economic Developers use all the time. He said, assume a piece of land, which has always been farmland and a \$1,000.00 of taxes, has been collected off that property. That amount is frozen and will continue to come to the county in taxes. The incremental difference is when Company A comes in and improves that property, put up buildings, equipment etc, then the price goes up appreciably. The assessed valuation goes up appreciably. That incremental amount then is captured and put in to a taxing district specifically to keep those infrastructure improvements to support that industry. If it's County roads that the money goes to then obviously the citizens can use it. It's a way of giving tax dollars to improve the infrastructures. The board will be representatives of the taxpayers. Commissioner Wilson said this board has always been there, they just have some vacancies to fill.

Harry Crossley made a motion to adjourn, seconded by Tim Wilson.

Adjourn 8:30

Read in full and approved by the Vermillion County Commissioners on the 5th day of December 2006.

Attest: _____
 Sherrie A. Koma, Auditor