

The Sullivan County Board of Commissioners met on September 3, 2019 at 7:00 p.m. with the following members present, Robert Davis – President, Ray McCammon – Vice President, John Waterman – Member, Shelly Parris – County Auditor, Jerry Netherlain – County Engineer and Terry Modesitt – County Attorney.

Minutes from August 18, 2019 meeting were approved on a motion by Ray McCammon and seconded by John Waterman.

Claims: On a motion by Ray McCammon and seconded by John Waterman claims for the month of August, as mailed, were approved. Additional claims: Yochum – VA, Van repairs – \$15,037 and Wilkinson Goeller Modesitt - \$124.00 - approved on a motion by Ray McCammon, seconded by John Waterman. Wabash Valley Asphalt – Highway 54X – \$1,135,379.11 - Ray McCammon made a motion to approve but hold until money is received from Hoosier Energy, John Waterman seconded.

Shelly Parris: Ordinance has been prepared by Terry Modesitt for Disbursement of County Funds. Ray McCammon made a motion to sign, John Waterman seconded, all signed.

Shelly Parris: Received letter from the Office of the Judge of the Sullivan Circuit Court and Superior Court to inform of the necessity of appointing a new member to the Sullivan County Public Defender Board. Peggy Goodman is now employed in the Office of the Prosecutor Attorney for Sullivan County, which is a conflict of interest. Will advertise for this position and make an appointment at the next meeting on 9/16/19.

Jerry Netherlain: Howard Unger has signed Hold Harmless and delivered check for bond. Ray McCammon made a motion for Robert Davis to sign Hold Harmless, John Waterman seconded.

Jerry Netherlain: BSM Group for Smithville Telephone has signed Hold Harmless to bore under CR 75E for project in Rolling Hills Blvd. Working on getting a larger bond that would be a standing bond for the year. Ray McCammon made a motion, when all paperwork is in order for Robert Davis to sign Hold Harmless, John Waterman seconded.

Jerry Netherlain: Frontier has submitted several applications for proposed work. Terry Modesitt has prepared Hold Harmless, has not been signed. A bond has not been submitted. Terry Modesitt has informed them if they comply with the County policies, then trespass order will be withdrawn. John Waterman stated that the line installed in the ditch on CR 650 needs to be removed and damage to road side on CR 200W needs to be repaired. Hold on approval until issues stated are addressed.

Terry Modesitt: Revised contract for Jack Krouse/CCI, changes refer to \$5,000 retainer and terminate contract with 30 day notice. Ray McCammon made a motion to accept contract and John Waterman seconded.

John Waterman: Would like to get a credit card to make online purchases, Robert Davis request to table to think about.

Ray McCammon: Request that Jerry Netherlain prepare a letter to send to Hoosier Energy to thank them for funding the paving on 54X. Will also put signs on road, (Project Funded By), and include roads that Community Crossing Grant funded.

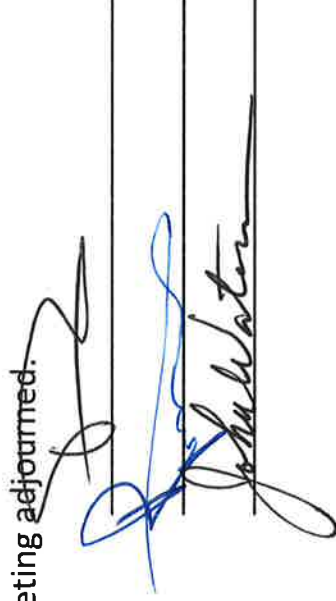
Ray McCammon: FMLA for highway employee was approved by Ray McCammon, seconded by John Waterman.

Robert Davis: North of Cass on west side, along edge of road, Town of Dugger has put in a water line, Jerry Netherlain will contact Bill Pirtle.

Robert Davis: The commissioners will continue property search for new jail. Jack Krouse has sent out RFP for jail study, will receive proposals and the jail committee will make suggestions and present them to commissioners.

Chad Robertson: SCAT has two openings, they have been advertised and received two applicants, Bailey Meng and Brandon Wolfe. They are not paramedics but are in school and have been part time for about a year. Chad requested that they be hired full time with a stipulation that they get their medic within six months of completing school. Ray McCammon made a motion to hire the two, John Waterman seconded.

With no other business to discuss, a motion was made by John Waterman and seconded by Ray McCammon, meeting adjourned.

 \_\_\_\_\_  
\_\_\_\_\_

Attest:   
Auditor

The Sullivan County Board of Commissioners met on September 16, 2019 at 7:00 p.m. with the following members present, Robert Davis – President, Ray McCammon – Vice President, John Waterman – Member, Shelly Parris – County Auditor, Jerry Netherlain – County Engineer and Terry Modesitt – County Attorney.

Minutes from September 3, 2019 meeting were approved on a motion by Ray McCammon and seconded by John Waterman.

Claims: The following claims were approved on a motion by Ray McCammon, seconded by John Waterman:

Nesco, LLC	Highway	\$2,331.83
BMV	VA	\$ 15.00
Shelly Parris	Budget Hearings	\$ 104.70
Brent Yaryar Band	SCP&L	\$ 350.00
LaQuinta	Testing at State	\$ 470.00

Jerry Netherlain: Contacted by Unity Fiber regarding an agreement with commissioners from 2004 allowing them to place fiber in right-of-way and giving them the right to operate and maintain. It was with Kentucky Data Link and then leased to Windstream. They think Windstream is possibly going to file bankruptcy. They would like the county to transfer that right to operate line to Unity Fiber, the ultimate owner. They sent a sample agreement to transfer same agreement to them. Jerry has an issue with agreement, that it gives them the right to maintain. He recommends that they should meet current standards of coming to meeting, bonding, insurance and Hold Harmless. Ray McCammon made a motion to table until more information is obtained, John Waterman seconded.

Jerry Netherlain: Hold Harmless and increased bond, \$25,000 for the year for BSMG to bore under N CR 75 E near Rolling Hills Blvd. Also Hold Harmless from Smithville for CR 725 E. Ray McCammon made a motion to sign, John Waterman seconded.

Jerry Netherlain: Brampton Brick is working on transferring four parcels to the County, two on CR 950 N and two on 850 N. Terry Modesitt will contact them to come to a meeting for further discussion. Ray McCammon made a motion to table until they come to meeting, John Waterman seconded.

Jerry Netherlain: Prepared thank you letter to Hoosier Energy for funding 54X paving, Ray McCammon made a motion to sign letter, John Waterman seconded, all signed.

Terry Modesitt: Minutes of Annual Meeting of the Gill Township Levee and Drainage District. John Rowe sent resolution that he wants signed by the commissioners approving what they have done, required by law, and also approve budget. Ray McCammon made a motion to sign, John Waterman seconded, all signed. See Exhibit A

John Waterman: Discussed obtaining a credit card for online purchases. Robert Davis would like to work on policy for use of credit card. Ray McCammon made a motion to table, John Waterman seconded.

Ray McCammon: There is \$659,000 in unappropriated LIT, was being saved to purchase property for jail, that will not happen this year. On a motion by Ray McCammon and seconded by John Waterman, distribute funds as follows:

\$ 50,000	Home Rule Account for ambulance
\$ 29,000	Voting Machines
\$ 30,000	Grant Match
\$149,000	IT Installation
\$200,000	Jail Fund
\$201,000	Highway

Robert Davis: Jack Krouse/CCI recommends checking into bond counsel and financial advisor. Ray McCammon feels as though relationship the County has had with Jason Semler - Baker Tilley would be the correct route.

Robert Davis: Jack Krouse/CCI has agreed to the changes that were made to his contract, Robert Davis will sign.

Fred Richey/Kat-A-Korner: Septic system with new State requirements is out of reach. Trevor Shepard, Engineer has come up with a plan to tap into the city sewer. Requesting permission to run up east side of Section St. Ray McCammon made a motion to allow project to proceed with the understanding to get easement from property owners, and for Robert Davis to sign Hold Harmless so long as contractor has proper paperwork in place at the time, John Waterman seconded.

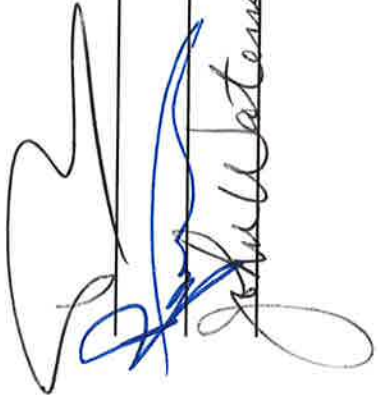

Tonya Bedwell: Approval for polling places for November 5, 2019 election: 4-H Building, Sunrise Towers and City Park. Ray McCammon made a motion to approve, John Waterman seconded.

Jim McKean/Peabody: Requesting release of bond, for road usage agreement, for roads used to deliver rip rap to Busseron Creek Watershed Project. John Waterman made a motion to table until Jerry Netherlain inspects roads, Ray McCammon seconded.

Roy Dressler/Sunrise: Will need additional dust hole on CR 850 S and 18 SW. Jerry Netherlain will have weight limit on bridge reevaluated.

Ray McCammon: There has been some discussion about the bid for the east side of the court house. Failed to include in initial package that contractor would have to have a bond, so they did not have it built in their price. Ray McCammon made a motion to allow commissioners to absorb the cost of bond, John Waterman seconded.

With no other business to discuss, a motion was made by Ray McCammon and seconded by John Waterman, meeting adjourned.

  
  
Kullatoman

Attest:   
Kullatoman

MINUTES OF THE ANNUAL MEETING OF THE GILL TOWNSHIP  
LEVEE AND DRAINAGE DISTRICT LEVEE COMMITTEE

New Lebanon, Indiana

August 22, 2019

A meeting of the Gill Township Levee and Drainage District (the "District") Levee Committee (the "Committee"), at which a quorum was present, was called to order at 2:00 p.m. on August 22, 2019, pursuant to notice duly given. The meeting was held at Del Unger's shop at 6610 S CR 350 W, Carlisle, Indiana 47838, which is located within the District.

The meeting was called to order by Lance Unger.

David Phegley moved to retain the current officers. The motion was seconded by Del Unger and unanimously approved. The officers are:

President: Lance Unger  
Secretary/Treasurer: Jeff Mann

The minutes of the prior meeting held on August 16, 2018, were read and approved unanimously upon a motion made by Jeff Mann and seconded by David Phegley.

Jeff Mann reported that the credit line with First Financial Bank was increased in the spring from \$100,000.00 to \$175,000.00. The increase was approved unanimously at the May 1, 2019, Committee meeting.

The Committee members discussed the appropriate amount of assessments to fund the anticipated budget, including operating, maintenance, repair, and other costs required to discharge the Committee's duties to the Association's members. Del Unger moved to leave the assessment unchanged and to report the Association's and the Committee's actions and proceedings to the Sullivan County Commissioners and seek approval of such proceedings and actions. The motion was seconded by Lance Unger and unanimously approved.

Much discussion addressed pump replacement. Del Unger noted that upgrading pumps will require 1,000 volt service rather than the present 480 volt service. Costs of \$200,000 - \$300,000 per new pump would not be surprising. Funding vehicles were considered. The consensus was reached that the Committee will investigate estimated costs and actions needed to replace a pump. The bank's lending requirements will be determined and actions needed to borrow quickly will be taken, but no loan will be arranged because no reason presently exists to incur borrowing expenses. An estimate of costs will enable the Committee to better prepare to react quickly when a pump needs replaced.

Jeff Mann will investigate costs of building grates to mechanically pull trash from inlets, which will make restoration of water flow more simple and less physically burdensome during high water events.

The Committee also will examine the need for and costs to make roof repairs on pump houses and to repair lighting in pump houses.

Shirley Carmichael attended the Committee meeting and noted the need for younger landowners to take more active roles in Association and Committee activities. She suggesting sending more information to Association members to increase involvement. The Committee agreed that more participation would be beneficial and means of accomplishing that will considered.

Shirley Carmichael also asked about expanding the acreage encompassed by the Association. Howard Unger, who also attended the Committee meeting, related that, historically, the Committee has been advised that anticipated costs of changing the acreage are prohibitive, that activities of the Association and Committee have been grandfathered, and that changes in Association organization from that created in the late 1800's and early 1900's could trigger a requirement that much of the facilities be upgraded, which may not be cost-effective. The consensus was reached that no action would be taken at this time.

Information delivered to the Association by Rickwood Farms, LLC had been forwarded to the Committee. After review of that information, Lance Unger made a motion to refer the information and request for reallocation of assessments of 24 lots in Riverton to Rowe Law Firm to review the request, find historic assessments, and report that and other relevant information to the Committee for further consideration. The motion was seconded by David Phegley and approved unanimously.

The meeting was adjourned upon a motion made by Jeff Mann, seconded by Lance Unger, and approved unanimously.

  
Jeff Mann as Secretary

**EXCERPT OF MINUTES OF A MEETING  
OF THE BOARD OF COMMISSIONERS  
OF THE COUNTY OF SULLIVAN**

A regular meeting of the Board of Commissioners of the County of Sullivan, Indiana, (the "County Commissioners") was held on \_\_\_\_\_, 2019, at \_\_\_\_\_ p.m. in the Commissioners' meeting room located on the first floor of the Sullivan County Courthouse, Sullivan, Indiana. Among those attending were board members Ray McCammon, Robert Davis, and John Waterman, County Commissioners' Attorney Terry Modesitt, Sullivan County Auditor Shelly Hiatt Parris, and members of the public.

(Among other proceedings, the following  
action was conducted:)

Gill Township Levee Association and Drainage District (the "Levee Association") presented its financial activities for the period July 1, 2018, through June 30, 2019, which had been prepared by Greggs & Reid CPAs, PC, which also showed the Levee Association's actions, receipts, disbursements for that period, a budget for the period July 1, 2019, through June 30, 2020, and minutes of the 2019 annual Association meeting and 2019 annual meeting of the Levee Committee. A copy of each is attached. Auditor Brenda Howard also advised the County Commissioners that Del Unger, Jeff Mann, Dale Phegley, Lance Unger, and David Phegley had filed their oaths as members of the Levee Committee, who would serve for 2019-2020 and until their successors have been duly appointed.

After discussion, the following resolution was adopted upon a motion duly made by \_\_\_\_\_, seconded by \_\_\_\_\_ and approved unanimously:

**BE IT RESOLVED** by the County Commissioners as follows:

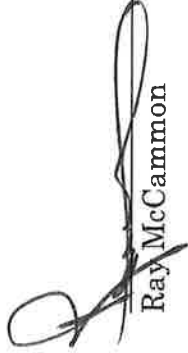
1. The Gill Township Drainage System has been managed, maintained, and repaired by the Levee Association in accordance with the Acts of 1891, Acts of 1897, Acts of 1907, all prior Orders of the County Commissioners, and all orders of the Sullivan Circuit Court and all acts of the Levee Association and the Levee Committee should be and the same hereby are ratified and confirmed.
2. The action of the Lessee Association and the Levee Committee are found to be the method by which the County Commissioners' have carried out their duties in regard to the drainage system.
3. Itemized expenses and accounting of actions of the Levee Association and the Levee Committee for all periods prior to July 1, 2019, should be and the same hereby are approved and ratified.



4. The proposed budget for the period July 1, 2019, through June 30, 2020, should be and the same hereby is approved.

(Thereafter, other proceedings were had and concluded.)

There being nothing further to be presented to the County Commissioners, the meeting was adjourned upon a motion duly made, seconded, and unanimously approved.

  
Ray McCammon



Robert Davis

  
John Waterman

Gill Township Levee Association  
Statement of Cash Receipts and Disbursements  
Fiscal Year July 1, 2018 to June 30, 2019

Cash on Hand - June 30, 2018 \$154,146.70

Receipts  
Loan & Credit Line Transfers 170,250.00  
Tax Proceeds 248,726.45  
Patronage Dividend 3,018.48

Total Receipts 421,994.93

Total Cash Available \$576,141.63

Disbursements  
Gross Payroll 66,500.00  
Less: Payroll Taxes (14,870.77)  
Net Payroll 51,629.23  
Accounting 1,117.00  
Bank Fees 322.00  
Equip Purch - 2 wheel trailer 500.00  
Excavating Sand Trap 2,550.00  
Garnishment Remitted 555.00  
Gas, Diesel & Oil 1,407.39  
Insurance 28,875.10  
Interest 7,339.61  
Legal Fees 1,910.00  
Loan & Credit Line Payments 297,086.16  
Outside Labor 1,000.00  
Payroll Taxes Remitted 16,626.83  
Penalties 5.69  
Repairs 37,346.06  
Rock 658.62  
Supplies 6,946.69  
Supplies - Office 684.15  
Utilities - Electric 116,935.17

Total Disbursements 573,494.70

Cash on Hand - June 30, 2019 \$2,646.93

GREGGS & REID CPAs PC  
PO Box 532  
Sullivan IN 47882