

**THE MORGAN COUNTY BOARD OF COMMISSIONERS MET IN A REGULAR SESSION ON MONDAY, SEPTEMBER 16, 2013 AT 6:30 P.M.**

MEMBERS PRESENT WERE NORMAN VOYLES, BRIAN GOSS, AND DON ADAMS. BRENDA ADAMS, MORGAN COUNTY AUDITOR; DEB VERLEY, ADMINISTRATIVE ASSISTANT; AND PETE FOLEY, COUNTY ATTORNEY, WERE ALSO PRESENT.

NORMAN VOYLES ASKED FOR A MOMENT OF SILENT PRAYER

NORMAN VOYLES CALLED THE MEETING TO ORDER.

**MONROE TOWNSHIP CUMULATIVE FUND RESOLUTION**

Dennis Lee, Chairman of the Monroe Fire District Board, introduced Janet Mitchell, Secretary, who stated the Cumulative Fund started approximately 12 to 15 years ago. The truck payments were taken out of the General Fund and the state told them that they must establish a Cumulative Fund and take the payments out of that. The fund has reduced down to \$30,000 from \$50,000 and reduces every year. Ms. Mitchell stated that if the fund is re-established, this will increase the fund. Don Adams asked if they had a public hearing on this. Ms. Mitchell stated that they did, although it was not well-attended. Mr. Adams asked how much this would increase taxes. Ms. Mitchell stated that it will increase by a very small amount. Mr. Lee stated that the fire department is now under the direct authority of the fire district; they previously had a contract with the fire department. Norman Voyles noted that the resolution states that the rate will not exceed \$0.0333 for every \$100 of assessed valuation beginning with taxes payable in 2014. Pete Foley stated that this is a rare situation. Statute provides that the fire district must go through all the steps to establish the cumulative fund as a special taxing district; they have a public hearing, send out notices, etc. The entity that appoints the trustees for the district, which is the Board of Commissioners, must approve, by resolution, the establishment of the fund. Once the funds are in district hands, they are subject as a public entity in a taxing district, to State Board of Account review. Brian Goss made a motion to approve the Resolution Establishing Cumulative Firefighting, Building, and Equipment Fund. Motion seconded by Norman Voyles. Motion carried 3-0.

**CRAGEN REALTY**

Norman Voyles stated that this item concerns property at 1531 East Morgan Street where part of a building encroaches on county property. John Larrison, Larrison Surveying, stated that he is working with Kenny Cragen on site planning for the Cragen Realty shops. Mr. Cragen is planning to build two new buildings on the site. The current house on the site was built approximately five feet over the property line almost in Sarter Ditch. They plan to remove the building and asked for the Commissioners' approval. They have received approval from the City of Martinsville. Norman Voyles asked if there would be emergency access to the fairgrounds from this property. Mr. Larrison stated that there is an existing drive and fence and they will improve the area just north of the gate and maintain a throughway. It is designed for delivery trucks to enter on the west property line, traverse around the building, and exit onto Morgan Street. The trash containers will be covered and have a six foot tall fence around it. Pete Foley stated that he has worked for Mr. Cragen and disclosed that he has a conflict of interest. Don Adams stated that he is related to the parties and would abstain from the vote. Brian Goss made a motion to approve demolition of the building that is on county property. Motion seconded by Norman Voyles. Motion carried 2-0-1. (Don Adams abstained.)

**BRIDGE INSPECTION AGREEMENT**

Larry Smith, Morgan County Highway Engineer, stated that that they are in negotiations with United Consulting and Engineering for bridge re-inspections for 2014 – 2016 for the 141 bridges in the county. The total fee for the two separate inspections is not to exceed \$209,600. This is an 80/20 project and the county's portion of the cost is \$41,920. If approved, the forms will be sent to the state for signatures. Don Adams made a motion to approve the agreement. Motion seconded by Brian Goss. Motion carried 3-0.

**AT&T AGREEMENT ADDENDUM**

Craig Bennett, AT&T, stated that he was before the Board of Commissioners in May for approval of an addendum to the enhanced 911 software. The agreement stated that the cost to the county would be \$42,500 per quarter instead of the current \$53,500. Mr. Bennett requested that the Board sign an amended addendum for a payment of \$40,202.30 per quarter. This will save the county approximately \$500,000 over the next 10 years. Brian Goss made a motion to approve the Addendum to Enhanced 911 Service Agreement. Motion seconded by Don Adams. Motion carried 3-0.

**STOP SIGN ORDINANCE** – 2<sup>nd</sup> Reading

Pete Foley stated that this ordinance controls the intersections at Aubrey, Wilson, Dayhuff, Kitchen, and Dayhuff at Pennington. Don Adams made a motion to approve the Ordinance Controlling the Intersections of the Following County Highways; Awbrey Road and Wilson Road, Dayhuff Road and Kitchen Road, Dayhuff Road and Pennington Road. Motion seconded by Brian Goss. Motion carried 3-0.

**SPEED LIMIT ORDINANCE** – Adams Addition

Norman Voyles stated that the residents in the Adams Addition area have raised concerns with speeding cars and children playing in the area. Mr. Voyles suggested a 20 or 25 MPH speed limit in the addition. Brian Goss made a motion to approve an ordinance setting a 25 MPH speed limit in the Adams Addition on first reading. Motion seconded by Don Adams. Motion carried 3-0.

**REQUEST TO USE COURTHOUSE SQUARE / ADMINISTRATION BUILDING**

The Martinsville Noon Lions Club requested the use of the Courthouse Square on Friday, October 4<sup>th</sup> from 5 pm to Saturday, October 5<sup>th</sup> 7 pm for a fish fry. Don Adams made a motion to approve the request and noted that they had included their insurance information. Motion seconded by Brian Goss. Motion carried 3-0.

**ROAD CLOSURE REQUEST**

Roger Maxwell, Habitat for Humanity, stated that they are changing the venue of the 5K Run for Shelter race that they have previously held in Mooresville for the past four years. This year they are moving the race to the Liberty Church area. The race will start on Liberty Church, continue to Old 37, Hacker Creek, Liberty Loop, and back to Liberty Church. Sheriff Downey stated that he will have some deputies in the area. Don Adams made a motion to approve the request. Motion seconded by Brian Goss. Motion carried 3-0.

**TORT CLAIM**

Brian Goss made a motion to send the Mundy and Atkins tort claim to the insurance company. Motion seconded by Don Adams. Motion carried 3-0.

**SHERIFF/JAIL UPDATE**

Sheriff Robert Downey stated that there are 325 inmates in the jail, 22 are DOC inmates, 24 inmates on the jail corrections program, and 12 inmates are on work release. There were 6,838 law enforcement calls for the year 11,662 CAD calls, and 20,118 911 calls for the year.

The contractor is working on the new chiller.

**HIGHWAY UPDATE**

Jimmy Waggoner, Acting Highway Superintendent, stated that crews are ready to start putting shoulders on the newly paved roads. They are also cutting trees, patching potholes, ditching, and will soon getting ready for winter.

**ENGINEER UPDATE**

Larry Smith, Highway Engineer, stated that paving is complete. There are several areas that Milestone must come back and fix. Crews will be line striping beginning next week. The sign project has started and the contractor has been putting up posts.

Bridge #3 on Burnett Road is to be replaced. The bridge is on the county line and they would like to close it next week for six weeks.

Mr. Smith has been compiling a list road sections that will be affected if the City of Martinsville annexation is approved. Mr. Smith recommended that the county work out a road maintenance agreement with the city. Norman Voyles stated that there is a hearing coming up soon and there could be more information on the status of the annexation then.

Mr. Smith stated that the county has received an additional \$135,000 in paving funds and asked if the Board would approach the Council for an additional appropriation so the funds could be used yet this year. Don Adams stated that the legislature has increased the amount of money the county will be getting for road funding and he would like to use the funds this year for a crack sealing program.

**ADJOURNMENT**

Brian Goss made a motion to adjourn the meeting. Motion seconded by Don Adams. Motion carried 3-0.

Morgan County Board of Commissioners

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Norman Voyles

Attest:

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Brian Goss

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Brenda Adams, Morgan Co. Auditor

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Don Adams