

May 15, 2012

Commissioners met on this day with the following members present: John Richwine and Jeff Hardin and Steffanie Owens. Also present were Commissioners Office Manager Linda Smith and County Attorney Jerry Shine.

IN THE MATTER OF APPROVAL OF CLAIMS

Commissioners approved the May 15, 2012 claims upon motions made by Steffanie Owens and seconded by Jeff Hardin. Motion carried unanimously.

IN THE MATTER OF APPROVAL OF ORDINANCE NO. 2012-BC-O-07, ORDINANCE AMENDING THE MADISON COUNTY CODE BY ESTABLISHING AND MODIFYING THE FEE SCHEDULES FOR VARIOUS SERVICES FOR THE MADISON COUNTY HEALTH DEPARTMENT

Commissioners approved Ordinance No. 2012-BC-O-07, Amend Fee Schedules for the Madison County Health Department. Steve Ford, Health Department Director, presented the importance of the amendment to the fees schedule for the Health Department. His department did a survey of other counties around Madison County and most all other counties charge a minimal fee for services and they send people over to our county to get free immunizations and that isn't fair to the taxpayers of Madison County. The Health Department has a shortfall due to property tax caps so something needs to be done to help with that shortfall. Kathy Goodwin, Madison County taxpayer, asked the Commissioners if there was any provisions to people that can't even afford the minimal fee. Mr. Ford said they can't ask for income status for immunization but if they can't serve anyone due to shortfalls in revenue then it wouldn't help anyone. Sometimes they refer people to the Madison Community Clinic as they can ask for income status for immunizations. The minimal cost is the cheapest fee anywhere in the County. Steffanie Owens made a motion to approve said Ordinance No. 2012-BC-O-07 and was seconded by Jeff Hardin. Motion carried unanimously.

ORDINANCE NO. 2012-BC- ~~0-07~~

ORDINANCE AMENDING THE MADISON COUNTY CODE BY ESTABLISHING AND MODIFYING THE FEE SCHEDULES FOR VARIOUS SERVICES FOR THE MADISON COUNTY HEALTH DEPARTMENT

WHEREAS, the Madison County Commissioners did heretofore establish certain fees at the request of the Madison County Health Department for services provided to residents of Madison County; and

WHEREAS, pursuant to the ordinances and the Madison County Code Section 16-1-4, the fee schedule could be amended by a recommendation submitted to the County Commissioners by the Madison County Board of Public Health after public hearing; and

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WHEREAS, the Madison County Board of Health did on January 12, 2012, recommend certain changes to the current fee schedule as set out herein; and

WHEREAS, the Board of County Commissioners concur in the determination of the Madison County Board of Health's recommendation regarding additions and amendments of official fee schedules

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of Madison County, State of Indiana, that Madison County Code 16-1-4 and various ordinances establishing an official fee schedule for the Madison County Health Department is hereby amended as follows:

**Fees for the Madison County Health Department
2012**

Nursing Division:

Immunization fee for children	\$10.00 per child
TB Testing	\$20.00
TB and Immunization records	\$5.00
Adult immunization:	
Tdap (Boostrix or Adacel)	\$50.00
Hepatitis A (Havrix)	\$50.00 each
Hepatitis B (Engertix)	\$50.00 each
Hepatitis A & Hepatitis B (Twinrix)	\$75.00 each
Tuberculosis Certification Classes	\$40.00 Basic or Update
Tattoo fees: (2002-BC-0-05)	
Establishment	\$500.00
Artist	\$100.00
Background check (one time only)	\$100.00

Environmental Division:

Pool Fee: (2012-BC-0-03)	
Annual	\$300.00
Seasonal	\$150.00
Each additional	\$50.00 each additional body of water for Annual & Seasonal
Pool Penalties:	
a. First offense	Warning
b. Second offense	\$100.00
c. Third offense	\$250.00
d. Operating without a valid permit	\$500.00
Sewage Disposal System Permits (2012-BC-0-03)	
Application fee	\$50.00
Permit fee	\$75.00
Inspection fee	\$40.00
Civil Penalties not to exceed	\$2,500.00 per day

Vital Records: (2003-BC-0-02)

Birth Certificate	\$10.00
Death Certificate	\$10.00
Paternity affidavit	\$25.00
Paternity affidavit upon marriage	\$25.00
Genealogy Search	\$5.00
Amendment	\$25.00

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Food Division: (2012-BC-0-01)

Menu Type 1	(as defined 410 IAC 7-24)	\$150.00
Menu Type 2		\$225.00
Menu Type 3		\$300.00
Menu Type 4		\$375.00
Menu Type 5		\$425.00
Bed and Breakfast		\$200.00
Mobile Unit (seasonal)		\$70.00
Mobile Unit (yearly)		\$140.00
Plan Review		\$150.00
	(Includes at least 2 site visits)	
Late fee		\$50.00
Farmer's Markets		\$70.00
Temporary Food Establishment		\$75.00 (14 days or less single event)
		\$125.00 (6 months or less or multiple events)

STD Division:

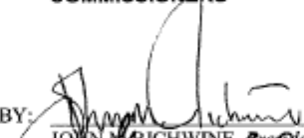
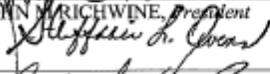

Clinic visit \$15.00 per visit

Repeal and Effective Date

All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed, and this ordinance shall be in full force and effect thirty (30) days after its adoption and publication as provided by law.

PASSED AND ENACTED by the Board of Commissioners of Madison County, Indiana, this 15 day of MAY 2012.

MADISON COUNTY BOARD OF COMMISSIONERS

BY: 
JOHN V. RICHWINE, *President*

STEPHANIE OWENS, *Member*

JEFF HARDIN, *Member*


KATHY STOOPS WRIGHT, *County Auditor*

PREPARED BY:
Gerald P. Shine, Jr. (#297-48)
Madison County Attorney

*Publish: Anderson Herald
Elwood Call-Leader*

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**IN THE MATTER OF APPROVAL OF CONSTRUCTION ENGINEERING
AGREEMENT FOR CR 800 NORTH WITH SCHNEIDER CORP**

Commissioners approved the Construction Engineering Agreement for CR 800 North with Schneider Corp. Amount is not to exceed \$449,387.00 for the inspection of the construction of CR 800N. The cost is an 80%-20% split with INDOT, with the County paying 20% which will be \$89,877.40. CR 800 N will be closed all summer for this project. INDOT has approved this Agreement. Motion to approve Agreement made by John Richwine and seconded by Jeff Hardin. Motion carried unanimously.

IN THE MATTER OF APPROVAL OF UTILITY PERMIT

Commissioners approved the following Utility Permit upon motions made by Jeff Hardin and seconded by Steffanie Owens. Motion carried unanimously.

U12-11 AT& T Indiana from PED 12 to 7010 W. 1500 N to Duck Creek
Wildcat Wind Farm

**IN THE MATTER OF PUBLIC HEARING FOR BRIDGE ON 600 W OVER WHITE
RIVER**

Chuck Leser, Highway Engineer, reported that there will be a Public Hearing in Lapel tonight at 6:00 p.m. for the bridge on 600 W over White River. It is a requirement for a public hearing to be held if Federal funds are involved.

**IN THE MATTER OF NEIGHBORHOOD CONCERN OVER THE DEVELOPMENT
OF A MOTORCROSS PARK**

Paul Mattingly, resident of Mockingbird Lane and Ridgeview Drive in Township spoke to the Commissioners concerning an apparent development of a motocross park on the property located at 4162 Ridgeview Drive, Anderson, Indiana. This development causes excess noise and dust late in the night making it difficult for the other residents to hear their TV or to sleep. He gave a signed petition to the Commissioners that many residents on those two streets have signed asking the Commissioners to look into halting this or to at least invoke a noise ordinance. Dave Schlabaugh, also a resident of this neighborhood spoke to the Commissioners concerning the loud noise and fumes that the vehicles actually cause and the dangers of the speed that they run, right at the back yard of the other houses that could hurt someone if they got out of control.

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Annie Yarnell is the owner and Jesse Scott is buying the property on contract from Ms. Yarnell. Mr. Schlabaugh said he talked to Mr. Scott and got the impression that he would back off if there was pressure. Kathy Goodwin, resident, expressed to the Commissioners that there are a lot of livestock in this area and all the noise frightens the animals. Ms. Goodwin also stated that the Sheriff's Department has been called several times and they have finally told the residents to not call them since they can't do anything about the problem because there isn't a noise Ordinance for a residential area. Jerry Shine, Commissioner's Attorney, stated that his opinion is that this is a Planning Commission issue not a Commissioners issue. He has contacted Mr. Ellis, Planning Director. Mr. Ellis went out to investigate this issue. He is not present at this meeting but Mr. Shine informed the residents that they will need to get on the Planning Commission agenda to speak to them on this issue. He will speak to Mr. Ellis and have them added to the agenda.

We, the undersigned residents of Mockingbird Lane and Ridgeview Drive, Anderson, Indiana (Madison County) wish to oppose the apparent development of a motocross park on the property located at 4162 Ridgeview Drive, Anderson, Indiana. Due to excessive noise and dust created by this activity, we wish to, at a minimum, establish a noise ordinance. The noise of ATV's racing along the fence lines of our backyards and properties is hindering us from being able to enjoy our own backyards and is causing distress on livestock fenced along this property. Late evening riding is making it difficult to go to sleep and we now need to turn the volume up considerably to be able to watch TV. The dust that is created by this activity will pollute our living areas and cause duress for those with respiratory problems. If this cannot be halted, then please at least invoke a noise ordinance. Thank you for your consideration and help in this matter.

- 1) Paul & Anna Maloney - 1612 Mockingbird Ln.
- 2) Betty Morgan 1641 Mockingbird Ln.
- 3) Eric Hensley 1675 Mockingbird Ln.
- 4) Amber Hensley
- 5) George Sickles 1723 Mockingbird Ln. Stage 2
- 6) Kelly Newkirk 1702 Mockingbird Ln.
- 7) Mary Lyons 1732 Mockingbird
- 8) Walter Burn - 1755 Mockingbird Ln.
- 9) Danny Dale - 4233 Ridgeview, Rd.
- 10) Cheryl Dale 4233 Ridgeview, Rd.
- 11) Rosemary R. Dale 4159 Ridgeview Rd.
- 12) Ken Drent 4301 Ridgeview Rd.
- 13) Raphael E. Rockwell & James E. Rockwell
- 14) The Stables 1628 Mocking Ln.
- 15) Lisa Brown 1640 Mockingbird Lane.
- 16) Paula Boucher 1612 Mockingbird Lane.

- 17) Jason & Holly Canaday 1084 Mockingbird Lane
~~18) _____~~
- 19) ~~_____~~
- 20) John Johnson 4074 Ridgeway Rd
- 21) James Struthers & 4074 Ridgeway Rd, Berkeley, CA
 Program Office is Street Corp / Surf South 46013
- 22) ~~_____~~
- 23) Tom Bell 4074 Ridgeway Rd. 46013
- 24) ~~_____~~
- 25) ~~_____~~
- 26) ~~_____~~
- 27) ~~_____~~
- 28) ~~_____~~

The next Commissioner meeting is set for June 5, 2012 at 10:00 a.m.

BOARD OF COMMISSIONERS

