

BOARD OF COMMISSIONERS

OF

DUBOIS COUNTY

EUGENE A. HOPF
JAMES R. KEMPER
MARY LOU SCHNELL

ONE COURTHOUSE SQUARE
JASPER, INDIANA 47546
812-481-7045

PROCLAMATION

WHEREAS, On June 1, 1996 Americans from all backgrounds will come together at the Lincoln Memorial in Washington, D.C., to take a "Stand for Children" and renew our community's commitment to improving the quality of our children's lives; and,

WHEREAS, On Stand For Children Day and beyond, families, citizens, members of religious congregations, schools, community based- organizations, businesses, political and cultural groups will join together as a local and national community to recognize our childrens' unmet needs and rededicate ourselves to addressing them; and,

WHEREAS, Caring for our children must be our families', community's, and nation's first priority; and,

WHEREAS, This commitment must begin at the local level - where children and families live and work and have the potential to thrive, and where all citizens, working together, can make a difference in our children's lives, the Board of County Commissioners of Dubois County, Indiana does hereby proclaim June 1 at STAND FOR CHILDREN Day in Dubois County, Indiana, and urge all citizens to support this day by dedicating ourselves to the task of improving the quality of life for all our children and leaving no child behind for all of our children from this day forward.

Adopted this 6th day of May, 1996

BOARD OF COMMISSIONERS
OF DUBOIS COUNTY, INDIANA

Eugene A. Hopf
James R. Kemper
Mary Lou Schnell

Commissioners Court Convenes the First Monday of Each Month

ORDINANCE 96-06

AN ORDINANCE ESTABLISHING SPEED LIMITS
ON A PORTION OF CO. RD. 350 SOUTH,
CO. RD. 1000 SOUTH, CO. RD. 650 WEST,
CO. RD. 525 WEST, CO. RD. 300 NORTH,
CO. RD. 800 WEST, PORTERSVILLE ROAD WEST,
AND MERIDIAN ROAD
IN DUBOIS COUNTY, INDIANA,

WHEREAS, any person operating a motor vehicle on a public highway within Dubois County, Indiana, shall operate the same at a careful and prudent speed not greater than nor less than is reasonable and proper, having due regard to traffic, surface and width of roadway, and to other conditions then existing; but,

WHEREAS, It is the determination of the Board of County Commissioners that limits shall be placed upon the maximum speed which shall be allowed when traveling such public highways; and,

WHEREAS, As a result of study conducted and review made of road conditions at the following location, it has been determined that a more restrictive speed limit is required for the safety of the general public.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF DUBOIS COUNTY, INDIANA, THAT:

- (1.) Motor vehicles operated on Co. Rd. 350 South from Co. Rd. 75 East to St. Anthony Road West being a distance of approximately 2.13 miles, shall be restricted to a maximum speed of 45 miles per hour.
- (2.) Motor vehicles operated on Co. Rd. 1000 South from U.S. 231 to Ferdinand Road Northwest being a distance of approximately 4.46 miles, shall be restricted to a maximum speed of 45 miles per hour.
- (3.) Motor vehicles operated on Co. Rd. 650 West from State Road 64 to Duff Road Southeast being a distance of approximately 1.36 miles, shall be restricted to a maximum speed of 45 miles per hour.
- (4.) Motor vehicles operated on Co. Rd. 525 West from Duff Road Southeast to State Road 64 being a distance of approximately 0.51 miles, shall be restricted to a maximum speed of 45 miles per hour.
- (5.) Motor vehicles operated on Co. Rd. 300 North from Pike County Line to Co. Rd. 800 West being a distance of approximately 1.03 miles, shall be restricted to a maximum speed of 45 miles per hour.
- (6.) Motor vehicles operated on Co. Rd. 800 West from Co. Rd. 300 North to State Road 56 being a distance of approximately 1.01 miles, shall be restricted to a maximum speed of 45 miles per hour.
- (7.) Motor vehicles operated on Portersville Road West from Portersville Road to Himsel Road being a distance of approximately 4.72 miles, shall be restricted to a maximum speed of 45 miles per hour.
- (8.) Motor vehicles operated on Meridian Road from Mendel Lane to Co. Rd. 130 West being a distance of approximately 2.19 miles, shall be restricted to a maximum speed of 45 miles per hour.
- (9.) Each such public highway shall be posted for such maximum speed limit.

(10.) Violation of this Ordinance shall be punishable in that manner prescribed by Indiana Statute and by prior Ordinance pertaining to speed limits heretofore adopted by this Board of County Commissioners.

(11.) This Ordinance shall be effective from and following its passage and proper posting of the described speed limit.

ADOPTED: 5/20/96

BOARD OF COUNTY COMMISSIONERS
OF DUBOIS COUNTY, INDIANA

Eugene A. Hoff

James R. Kemper

Mary Lou Schell

ATTEST:

Mark A. Brescher
Mark A. Brescher, Auditor

ORDINANCE #96- /

AN ORDINANCE TO APPROPRIATE EXCESS FUNDS FROM THE
COUNTY PRETRIAL DIVERSION PROGRAM TO THE OFFICE OF
PROSECUTING ATTORNEY

WHEREAS, The Prosecuting Attorney of Dubois County has certified to this County Council that the amount of funds in the County Pretrial Diversion Program exceeds the amount needed to finance said program's services during this calendar year by the sum of One Hundred Thousand Dollars (\$100,000.00); and,

WHEREAS, Said Prosecuting Attorney has requested the appropriation of said excess funds to the Office of Prosecuting Attorney, the same to be applied towards the costs of equipping and renovating areas assigned to said Office, to the Law Library and judicial/prisoner areas of the County Courthouse; and,

WHEREAS, This County Council does now find that excess funds in the amount of One Hundred Thousand Dollars (\$100,000.00) now exists in the County Pretrial Diversion Program Fund and that said Funds should be appropriated to the Office of Prosecuting Attorney for the stated purpose.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COUNCIL OF DUBOIS COUNTY, In that there is now appropriated to the Office of Prosecuting Attorney of Dubois County, Indiana, from the County Pretrial Diversion Program Fund, the sum of One Hundred Thousand Dollars (\$100,000.00), the same to be used for costs of equipping and renovation of areas assigned to the Office of Prosecuting Attorney, to the Law Library, and to the judicial/prisoner operations.

ADOPTED This 17th day of June, 1996.

<u>James Wiles</u>	<u>Richard Eberle</u>
<u>James Hunsford</u>	<u>Gregory A. Kendall</u>
<u>Stanley S. Vukobratovic</u>	<u>John H. Burger</u>
<u>Scott J. Kries</u>	

ATTEST:

Mark A. Brecher

ORDINANCE #96- 2

AN ORDINANCE OF THE COUNTY COUNCIL OF DUBOIS COUNTY, INDIANA, CREATING THE POSITION OF AN ADDITIONAL JAILER AT THE DUBOIS COUNTY CORRECTION CENTER AND ESTABLISHING COMPENSATION FOR SAID POSITION.

WHEREAS, The Sheriff of Dubois County has requested this Council for authority to create the new position of an additional jailer and to establish the rate of compensation for said position; and,

WHEREAS, It is the determination of this Council that there is justifiable need for said employee, and that said new position should be created and a rate of compensation established for the same.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COUNCIL OF DUBOIS COUNTY that there is hereby created one (1) additional position as jailer at the Dubois County Correction Center and the Sheriff of Dubois County is hereby authorized to employ a qualified individual to fill said position, effective July 1, 1996, at a rate of pay of Eighteen Thousand Dollars (\$18,000.00) per year, and this Council does hereby approve the payment and does hereby appropriate the sum of Nine Thousand Dollars (\$9,000.00) for such purpose for the six month period beginning July 1, 1996.

ADOPTED This 17th day of June, 1996.

<u><i>James Alles</i></u>	<u><i>Robert E. Clark</i></u>
<u><i>Jerry Hunsfeld</i></u>	<u><i>Gregory A. Kendall</i></u>
<u><i>Stanley D. Schubert</i></u>	<u><i>John H. Burgen</i></u>
<u><i>Scott H. Hines</i></u>	

ATTEST:

Mark A. Brescher

ORDINANCE #96-7

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF DUBOIS COUNTY, INDIANA, VACATING A UTILITY AND DRAINAGE EASEMENT ALONG THE EAST LINE OF LOT #36 IN GREEN MEADOW ESTATES, THIRD ADDITION, IN MADISON TOWNSHIP, DUBOIS COUNTY.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF DUBOIS COUNTY, INDIANA, THAT:

Section 1. It is the finding of this Commission, after public hearing, that: Adequate reason exists for the vacation of that utility and drainage easement, 20 feet in even width along the east line of the north 378 feet of Lot #36 in Green Meadow Estates, Third Addition, a subdivision in Madison Township, Dubois County, Indiana; proper notice of said hearing has been published and given; no utilities are currently located within said easement; no public damage would result from the relocation of said easement 74.42 feet to the east of its present location; all abutting property owners have executed said Petition; and that no reason exists why said petition should not be granted, conditioned upon said relocation of said easement.

Section 2. That said utility and drainage easement as hereinabove described and as established in Plat Record 7, Page 83 in the Office of Recorder of Dubois County, shall be and is hereby vacated, subject however to a continuing perpetual easement as to any public utility which might be located within the boundaries thereof, and conditioned upon replacement of said easement by one of equal width located 74.42 feet east of the vacated easement.

Section 3. This Ordinance shall be in full force and effect from and after its adoption.

ADOPTED, this ^{8th} ^{July} day of May, 1996.

BOARD OF COMMISSIONERS
OF DUBOIS COUNTY, INDIANA

Eugene A. Hoff

James R. Kamper

ATTEST:

Mark A. Brescher
COUNTY AUDITOR

ORDINANCE NO. 1979-1

AN ORDINANCE ESTABLISHING A
DEPARTMENT OF PARKS AND RECREATION
AND REPEAL OF ALL ORDINANCES IN
CONFLICT THEREWITH

BE IT ORDAINED BY THE COUNTY COUNCIL OF THE COUNTY OF
DUBOIS, STATE OF INDIANA:

Section 1. Under the provisions of the Acts of 1965, Chapter 404, Section 3(a) (1C 1971, 19-7-4-6), as amended, there is hereby established a Department of Parks and Recreation composed of the Board of Park and Recreation, a superintendant, and such other personnel as the Board may determine.

Section 2. The Board shall be composed of seven (7) members. Four (4) members to be appointed by the Circuit Court Judge, one (1) member by the Mayor of the City of Jasper, an ex-officio member, one (1) member by the County Council, an ex-officio member, and the County Extension Agent as an ex-officio member. The Circuit Court Judge shall select the regular members on the basis of their interest in and knowledge of parks and recreation; but not more than two (2) members shall be of the same political party. The Mayor shall fill any vacancy that may occur in his appointment and the member appointed by the Mayor shall serve for a term coterminous with the Mayor.

Section 3. Upon the establishment of a Board, the terms of the members initially appointed shall be one (1), two (2), three (3), and four (4) years. The circuit court judge shall make his initial appointments within ninety (90) days of the adoption of this ordinance. Thereafter as a term expires, each new appointment shall be made by the circuit court judge for a four (4) year term. All terms shall expire on the first Monday of January, but an appointee shall continue in office until his successor is appointed. All reappointments to the Board shall be made by the circuit court judge by the first Monday in April of each year or the incumbent shall continue to serve another four (4) year term. If a vacancy on the Board occurs the circuit court judge shall appoint a member for the unexpired term.

Section 4. At its first regular meeting in each year, the Board shall elect a president and a vice-president. The vice-president shall have authority to act as the president of the Board during the absence or disability of the president. The Board may select a secretary either from within or without its own membership.

Section 5. The Board shall have the general power to perform all acts necessary to acquire and develop sites and facilities and to conduct such programs as are generally understood to be park and recreation functions. In addition to all other powers necessary to achieve the general objectives of the Board, the Board shall have, for park and recreation purposes all the powers and duties listed in Section 1 of Acts 1974, P.L. 86(1C 1971, 19-7-4-21), and Section 2 of Acts 1974, P.L. 86(1C 1971, 19-7-4-70), as amended.

Section 6. The Board may create an advisory council and special committees composed of citizens interested in the problem of parks and recreation in accordance with Article IV of the Parks and Recreation Law (1C 1971, 19-7-4-35 -- 19-7-4-38).

Section 7. The Board shall prepare and submit an annual budget in the same manner as other departments of county government as prescribed by the State Board of Accounts. The Board may accept gifts, donation, and subsidies for park and recreation purposes.

Section 8. The resolution adopted by the Dubois County Commissioners on March 1, 1965, entered of record on Commissioner's Record Z at page 511, and all other Ordinances, resolutions or parts thereof in conflict with the provisions or intent of this ordinance are hereby repealed.

Section 9. This ordinance shall be in full force and effect from and after its passage, and approval, according to the laws of the State of Indiana.

Passed by the County Council of Dubois County, Indiana, this 28 day of December, 1979.

Richard Eckardt

President
Presiding Officer of the County Council
of the County of Dubois, Indiana.

ATTEST:

Hilda Schmitt

Hilda Schmitt, Auditor of Dubois County, Indiana

The foregoing, within and attached Ordinance No. 1979-1 passed by the County Council of Dubois County, Indiana, on the 28 day of December, 1979, is now on this the same day, by me presented to the Council of Dubois County, Indiana, at 12:30 o'clock P. M.

Hilda Schmitt

Auditor of the County of Dubois

The foregoing, within and attached Ordinance No. 1979-1 passed by the County Council of Dubois County, Indiana, on the 28 day of December, 1979, is approved by me on the said 28 day of December, 1979, at 12:30 o'clock P. M.

Richard Eckardt

President of the County Council
of Dubois County, Indiana

ORDINANCE #96-8

AN ORDINANCE ESTABLISHING SPEED LIMITS
ON A PORTION OF CO. RD. 200 WEST,
CO. RD. 300 NORTH, CO. RD. 400 WEST,
HICKORY GROVE ROAD, CO. RD. 400 EAST,
AND CO. RD. 1000 EAST, IN DUBOIS COUNTY,
INDIANA,

WHEREAS, any person operating a motor vehicle on a public highway within Dubois County, Indiana, shall operate the same at a careful and prudent speed not greater than nor less than is reasonable and proper, having due regard to traffic, surface and width of roadway, and to other conditions then existing; but,

WHEREAS, It is the determination of the Board of County Commissioners that limits shall be placed upon the maximum speed which shall be allowed when traveling such public highways; and,

WHEREAS, As a result of study conducted and review made of road conditions at the following location, it has been determined that a more restrictive speed limit is required for the safety of the general public.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF DUBOIS COUNTY, INDIANA, THAT:

1. Motor vehicles operated on Co. Rd. 200 West from Co. Rd. 1100 South to 950 South being a distance of approximately 1.54 miles, shall be restricted to a maximum speed of 45 miles per hour.
2. Motor vehicles operated on Co. Rd. 300 North from Kellerville Road to Co. Rd. 125 East being a distance of approximately 1.02 miles, shall be restricted to a maximum speed of 45 miles per hour.
- 3a. Motor vehicles operated on Co. Rd. 400 West from Division Road to Lakeview Drive being a distance of approximately .43 miles, shall be restricted to a maximum speed of 35 miles per hour.
- 3b. Motor vehicles operated on Co. Rd. 400 West from Co. Rd. 100 South to Lakeview Drive being a distance of approximately .56 miles, shall be restricted to a maximum speed of 45 miles per hour.
4. Motor vehicles operated on Hickory Grove Road from 1.21 miles North of State Road 56 to Thales Road North being a distance of approximately 1.58 miles, shall be restricted to a maximum speed of 45 miles per hour.
5. Motor vehicles operated on Co. Rd. 400 East from State Road 56 to 1 mile north of State Road 56 being a distance of approximately 1.00 miles, shall be restricted to a maximum speed of 45 miles per hour.
6. Motor vehicles operated on Co. Rd. 1000 East from State Road 164 to Gramwood Drive being a distance of approximately 1.55 miles, shall be restricted to a maximum speed of 45 miles per hour.
7. Each such public highway shall be posted for such maximum speed limit.
8. Violation of this Ordinance shall be punishable in that manner prescribed by Indiana Statute and by prior Ordinance pertaining to speed limits heretofore adopted by this Board of County Commissioners.

9. This Ordinance shall be effective from and following its passage and proper posting of the described speed limit.

ADOPTED: August 26, 1996

BOARD OF COUNTY COMMISSIONERS
OF DUBOIS COUNTY, INDIANA

Eugene A. Hoff

James K. Kemper

Mary Lou Johnson

ATTEST:

Mark A. Brescher
Mark A. Brescher, Auditor

ORDINANCE #96-9

AN ORDINANCE ESTABLISHING SPEED LIMITS
ON A PORTION OF CO. RD. 420 SOUTH,
CO. RD. 430 SOUTH, CO. RD. 170 EAST,
FERDINAND ROAD EAST, IN DUBOIS COUNTY,
INDIANA,

WHEREAS, any person operating a motor vehicle on a public highway within Dubois County, Indiana, shall operate the same at a careful and prudent speed not greater than nor less than is reasonable and proper, having due regard to traffic, surface and width of roadway, and to other conditions then existing; but,

WHEREAS, It is the determination of the Board of County Commissioners that limits shall be placed upon the maximum speed which shall be allowed when traveling such public highways; and,

WHEREAS, As a result of study conducted and review made of road conditions at the following location, it has been determined that a more restrictive speed limit is required for the safety of the general public.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF DUBOIS COUNTY, INDIANA, THAT:

1. Motor vehicles operated on Co. Rd. 420 South from State Road 162 to Dead End being a distance of approximately .18 miles, shall be restricted to a maximum speed of 25 miles per hour.
2. Motor vehicles operated on Co. Rd. 430 South from State Road 162 to Co. Rd. 170 East being a distance of approximately .09 miles, shall be restricted to a maximum speed of 25 miles per hour.
3. Motor vehicles operated on Co. Rd. 170 East from Co. Rd. 420 South to Co. Rd. 430 South being a distance of approximately .18 miles, shall be restricted to a maximum speed of 25 miles per hour.
- 4a. Motor vehicles operated on Ferdinand Road East from Ferdinand City Limits to Co. Rd. 285 East being a distance of approximately .17 miles, shall be restricted to a maximum speed of 30 miles per hour.
- 4b. Motor vehicles operated on Ferdinand Road East from Co. Rd. 285 East to Perry County Line being a distance of approximately 3.27 miles, shall be restricted to a maximum speed of 45 miles per hour.
5. Each such public highway shall be posted for such maximum speed limit.
6. Violation of this Ordinance shall be punishable in that manner prescribed by Indiana Statute and by prior Ordinance pertaining to speed limits heretofore adopted by this Board of County Commissioners.
7. This Ordinance shall be effective from and following its passage and proper posting of the described speed limit.

ADOPTED: OCTOBER 9, 1996

BOARD OF COUNTY COMMISSIONERS
OF DUBOIS COUNTY, INDIANA

Eugene A. Hoff

James R. Kemper

Mary Lou Schuch

ATTEST:

Mark A. Brescher
Mark A. Brescher, Auditor

ORDINANCE #96-10

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF DUBOIS COUNTY, INDIANA, AUTHORIZING ENFORCEMENT OF CERTAIN COUNTY ORDINANCES BY MEANS OF ADMINISTRATIVE PROCEEDINGS.

WHEREAS, The Board of Commissioners of Dubois County, Indiana has heretofore adopted Ordinance #90-12, relating to solid waste, and Ordinance #92-6, relating to sewage disposal; and,

WHEREAS, Each of these Ordinances restrict and prohibit actions harmful to the land, air or water of Dubois County, Indiana; and,

WHEREAS, The administration of these Ordinances is the responsibility of the Board of County Commissioners of said County; and,

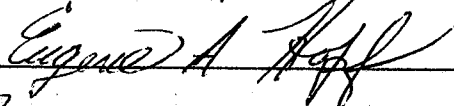
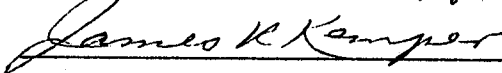
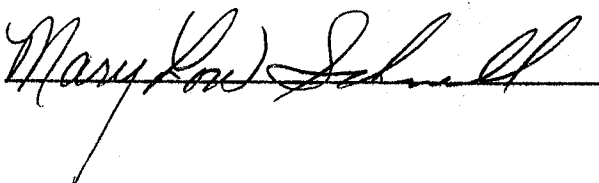
WHEREAS, This Board has heretofore determined that enforcement of said Ordinances may be either through proceedings by the Prosecutor of Dubois County, Indiana, pursuant to I.C. 34-4-32-4, as amended, or by administrative proceedings pursuant to I.C. 36-1-6-3; and,

WHEREAS, It is the desire and intent of the Board of Commissioners of Dubois County, Indiana to reaffirm and to reenact said determination.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of Dubois County, Indiana that enforcement of Dubois County Ordinance #90-12 and Dubois County Ordinance #92-6 may be by court proceedings pursuant to I.C. 34-4-32-4, as amended, or may be by administrative proceedings pursuant to I.C. 36-1-6-9; and for purposes of administrative proceeding, the Board of Commissioners of Dubois County, Indiana is hereby designated as the body before which said proceeding shall be brought.

Unanimously Adopted this 2nd day of December, 1996.

BOARD OF COMMISSIONERS
OF DUBOIS COUNTY, INDIANA

(TO BE PUBLISHED MONDAY, 12/30/96 AND WEDNESDAY, 1/8/97)

ORDINANCE NO. 96-11

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS,
OF DUBOIS COUNTY, INDIANA, THAT:

1. To prevent damage caused by excess weight on County Roads during periods of freeze and thaw, the Commissioners hereby establish a 10 ton gross load (weight) limit on all motor vehicles operated on County Roads within Dubois County, Indiana during the period from January 15, 1997 through April 15, 1997.
2. Operation of a motor vehicle on any County Road in violation of this Ordinance shall be a Class C infraction, as defined by I.C. 34-4-32-4.
3. This Ordinance shall become effective upon publication as required by law.

Eugene A. Hoff
James R. Kemper
Mary Ann Schuch
BOARD OF COUNTY COMMISSIONERS
OF DUBOIS COUNTY, INDIANA

ATTEST:

Mark A. Brescher
Mark A. Brescher, Auditor

ORDINANCE #96-12

AN ORDINANCE ESTABLISHING SPEED
LIMITS ON A PORTION OF CO. RD. 550
SOUTH, CO. RD. 850 SOUTH, KESSNER
BRIDGE ROAD, 12TH STREET, AND THE
UNINCORPORATED COMMUNITY OF CUZCO
IN DUBOIS COUNTY, INDIANA,

WHEREAS, any person operating a motor vehicle on a public highway within Dubois County, Indiana, shall operate the same at a careful and prudent speed not greater than nor less than is reasonable and proper, having due regard to traffic, surface and width of roadway, and to other conditions then existing; but,

WHEREAS, It is the determination of the Board of County Commissioners that limits shall be placed upon the maximum speed which shall be allowed when traveling such public highways; and,

WHEREAS, As a result of study conducted and review made of road conditions at the following location, it has been determined that a more restrictive speed limit is required for the safety of the general public.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF DUBOIS COUNTY, INDIANA, THAT:

1. Motor vehicles operated on Co. Rd. 550 South from State Road 162 to .50 miles west of State Road 162 being a distance of approximately .50 miles, shall be restricted to a maximum speed of 35 miles per hour.
2. Motor vehicles operated on Kessner Bridge Road from Co. Rd. 600 West to Co. Rd. 550 West being a distance of approximately .51 miles, shall be restricted to a maximum speed of 45 miles per hour.
3. Motor vehicles operated on Co. Rd. 850 South from Co. Rd. 75 East to .60 miles west of Co. Rd. 75 East being a distance of approximately .60 miles, shall be restricted to a maximum speed of 45 miles per hour.
4. Motor vehicles operated on 12th Street from Huntingburg City Limits to Co. Rd. 400 West being a distance of approximately .25 miles, shall be restricted to a maximum speed of 30 miles per hour.

THE SPEED LIMITS IN THE UNINCORPORATED COMMUNITY OF
CUZCO HAVE BEEN ESTABLISHED AS FOLLOWS:

5. Motor vehicles operated on 2nd Street from Sycamore Street to Cuzco Road South being a distance of approximately .06 miles, shall be restricted to a maximum speed of 25 miles per hour.
6. Motor vehicles operated on Sycamore Street from 2nd Street to Cuzco Road West being a distance of approximately .05 miles, shall be restricted to a maximum speed of 25 miles per hour.
7. Motor vehicles operated on Main Street from 2nd Street to Cuzco Road West being a distance of approximately .06 miles, shall be restricted to a maximum speed of 25 miles per hour.
8. Motor vehicles operated on Cuzco Road West from .08 miles west of Sycamore Street to Main Street being a distance of approximately .14 miles, shall be restricted to a maximum speed of 25 miles per hour.

9. Each such public highway shall be posted for such maximum speed limit.
10. Violation of this Ordinance shall be punishable in that manner prescribed by Indiana Statute and by prior Ordinance pertaining to speed limits heretofore adopted by this Board of County Commissioners.
11. This Ordinance shall be effective from and following its passage and proper posting of the described speed limit.

ADOPTED: December 16, 1996

BOARD OF COUNTY COMMISSIONERS
OF DUBOIS COUNTY, INDIANA

Eugene A. Popf

James R. Kemper

Mary Lou Schnell

ATTEST:

Mark A. Brescher

Mark A. Brescher, Auditor

196942

ORDINANCE NO. 97-1

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF DUBOIS COUNTY, INDIANA, VACATING A COUNTY HIGHWAY IN THE TOWN OF ST. MARKS, DUBOIS COUNTY INDIANA

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF DUBOIS COUNTY, INDIANA, THAT:

Section 1. It is the finding of this Commission, after public hearing, that adequate reason exists for the vacation of the following portion of County Highway located in the Town of St. Marks, Jackson Township, of Dubois County, Indiana, to-wit:

A part of the 50 foot public right of way for 2nd Street in the Town of St. Marks, Indiana described as follows: Commencing at the northeast corner of Lot 84; thence south 67 degrees east (Bearing system based on east-westerly lot lines having a bearing on north 67 degrees west) 25.0 feet along the north line extended of Lot 84 to the centerline of the 2nd Street right of way said point being the point of beginning of the herein described tract; thence north 44 degrees 48 minutes 5 seconds east 67.31 feet to the east line of the 50 foot public right of way for 2nd Street; thence south 23 degrees 00 minutes 00 seconds west 62.5 feet along the east line of the 50 foot public right of way for 2nd Street; thence north 67 degrees 00 minutes 00 seconds west 25 feet to the point of beginning and containing .018 acres (781.25 square feet) more or less.

That proper notice has been given of said hearing; that because of the construction of new roadway, no public benefit is to be derived from the continued existence of said public roadway; that the adjacent property owner has petitioned the vacation of said highway; that the vacation of said highway will not diminish the value of any other real estate located in the vicinity thereof; that no public utility is known to exist within said easement; and that no reason exists of the continued existence of said highway and the same should now be vacated.

Section 2. That said public highway as herein described shall be and is hereby vacated, subject however to a continuing perpetual easement as to any public utility which may be now located within the boundaries thereof.


Section 3. That legal title in and to said real estate shall be and is hereby vested in the adjacent property owner, to-wit: Lila M. Buechler.

Section 4. This Ordinance shall be in full force and effect from and after its adoption.

DULY PASSED AND ADOPTED THIS 27TH DAY OF JANUARY, 1997.

COMMISSIONERS OF DUBOIS COUNTY


MARY LOU SCHNELL


GENE A. HOPF


JAMES R. KEMPER

Received for Record JAN 28 19 97 at 11:30 ^AM
DONNA L. SCHROEDER, Recorder, Dubois County
Book 100 Page 154 Fee \$ N.C.

ORDINANCE 1997- 2 DUBOIS COUNTY CORRECTION FUND

SECTION 1. THE DUBOIS COUNTY COMMISSIONERS HEREBY ELECT TO RECEIVE DEPOSITS FROM THE DEPARTMENT OF CORRECTIONS IN ACCORDANCES WITH I.C.11-12-6.

SECTION 2. THE DUBOIS COUNTY COMMISSIONERS HEREBY ELECT TO RECEIVE SUCH DEPOSITS AT LEVEL 3 FUNDING.

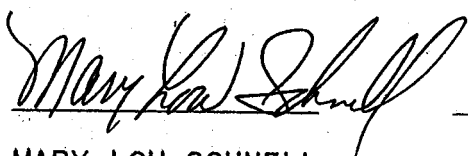
SECTION 3. THERE IS HEREBY CREATED A "COUNTY CORRECTION FUND", TO BE ADMINISTERED BY THE COUNTY COUNCIL. THE FUND SHALL CONSIST OF DEPOSITS RECEIVED FROM THE DEPARTMENT OF CORRECTIONS IN ACCORDANCE WITH I.C.11-12-6; ALSO, DEPOSITS RECEIVED FROM THE DEPARTMENT OF CORRECTIONS FOR DAILY PER-DIEM ON STATE PRISONERS (FELONY) HELD AT THE DUBOIS COUNTY SECURITY CENTER; INDIANA COUNTIES FOR DAILY PER-DIEM ON BOARDING PRISONERS FROM THEIR RESPECTIVE JURISDICTIONS, AT THE DUBOIS COUNTY SECURITY CENTER; TO BE DEPOSITED IN THE SAME DUBOIS COUNTY CORRECTIONS FUND; AND

SECTION 4. THE COUNTY CORRECTIONS FUND MAY BE USED ONLY FOR FUNDING THE OPERATION OF THE COUNTY JAIL, JAIL PROGRAMS, OR OTHER CORRECTIONAL FACILITIES. ANY MONIES REMAINING IN THE COUNTY CORRECTIONS FUND AT THE END OF THE YEAR DOES NOT REVERT TO ANY OTHER FUND, BUT REMAINS IN THE COUNTY CORRECTIONS FUND; AND

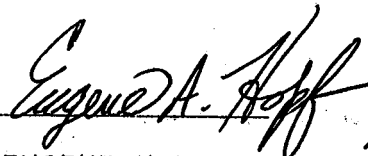
SECTION 5. THIS ORDINANCE WILL REPLACE ORDINANCE 1996-~~2~~ ON PASSAGE; AND

SECTION 6. THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT UPON PASSAGE JANUARY 27, 1997.

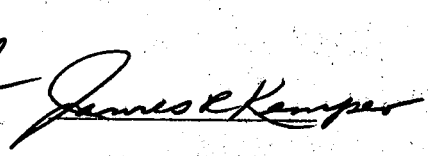
THEREFORE: BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF DUBOIS:



MARY LOU SCHNELL



EUGENE HOPF



JAMES KEMPER

ORDINANCE 1997-3 DUBOIS COUNTY CORRECTIONS FUND

WHEREAS, SEA 395, (1986) ADDED 11-12-6 TO THE INDIANA CODE TO PROVIDE FOR THE ESTABLISHMENT AND FUNDING OF A COUNTY CORRECTIONS FUND; AND

WHEREAS, I.C. 11-12-6-6 PROVIDES THAT A COUNTY LEGISLATIVE BODY MAY ANNUALLY ADOPT AN ORDINANCE TO ELECT TO RECEIVE DEPOSITS FROM THE STATE DEPARTMENT OF CORRECTIONS AND TO ESTABLISH A COUNTY CORRECTIONS FUND; AND

WHEREAS, THE COUNTY CORRECTIONS FUND MAY BE USED ONLY FOR FUNDING THE OPERATION OF THE COUNTY JAIL, JAIL PROGRAMS, OR OTHER LOCAL CORRECTIONAL FACILITIES; AND

WHEREAS, THE COUNTY LEGISLATIVE BODY MAY ELECT TO RECEIVE DEPOSITS AT EITHER LEVEL 1, LEVEL 2, OR LEVEL 3 FUNDING; AND

WHEREAS, LEVEL 3 IS THE MOST APPROPRIATE LEVEL OF PARTICIPATION FOR DUBOIS COUNTY; AND

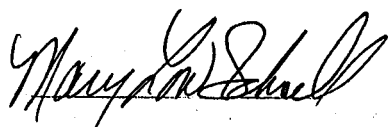
WHEREAS, THE LEGISLATIVE BODY ELECTS TO RECEIVE DEPOSITS FROM THE STATE DEPARTMENT OF CORRECTIONS FOR DAILY PER-DIEM ON STATE PRISONERS HELD AT THE DUBOIS SECURITY CENTER; TO BE DEPOSITED IN THE DUBOIS COUNTY CORRECTIONS FUND; AND

WHEREAS, THE LEGISLATIVE BODY EKLECTS TO RECEIVE DEPOSITS FROM INDIANA COUNTIES FOR DAILY PER-DIEM ON BOARDING ADULT PRISONERS FROM THEIR RESPECTIVE JURISDICTIONS, AT THE DUBOIS COUNTY SECURITY CENTER; TO BE DEPOSITED IN THE DUBOIS COUNTY CORRECTIONS FUND; AND

WHEREAS, THE COUNTY CORRECTIONS FUND MAY BE USED ONLY FOR FUNDING THE OPERATION OF THE COUNTY JAIL, JAIL PROGRAMS, OR OTHER LOCAL CORRECTIONAL FACILITIES.

WHEREAS, THIS ORDINANCE WILL REPLACE ORDINANCE 1996-2 ON PASSAGE.

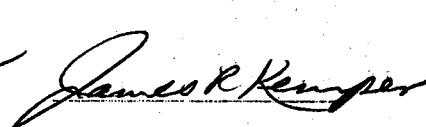
THEREFORE: BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF DUBOIS:



MARY LOU SCHNELL



EUGENE HOPF



JAMES KEMPER

ORDINANCE 97-4

AN ORDINANCE ESTABLISHING SPEED
LIMITS ON A PORTION OF CO. RD. 700
NORTH, CO. RD. 1100 EAST, HILLHAM ROAD
SOUTH, CO. RD. 630 SOUTH, CO. RD. 350
SOUTH, CO. RD. 650 WEST, CO. RD. 230
SOUTH AND THE UNINCORPORATED
COMMUNITY OF DUFF IN DUBOIS COUNTY,
INDIANA,

WHEREAS, any person operating a motor vehicle on a public highway within Dubois County, Indiana, shall operate the same at a careful and prudent speed not greater than nor less than is reasonable and proper, having due regard to traffic, surface and width of roadway, and to other conditions then existing; but,

WHEREAS, It is the determination of the Board of County Commissioners that limits shall be placed upon the maximum speed which shall be allowed when traveling such public highways; and,

WHEREAS, As a result of study conducted and review made of road conditions at the following location, it has been determined that a more restrictive speed limit is required for the safety of the general public.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF DUBOIS COUNTY, INDIANA, THAT:

1. Motor vehicles operated on Co. Rd. 700 North from Co. Rd. 200 West to Portersville Road being a distance of approximately 1.66 miles, shall be restricted to a maximum speed of 45 miles per hour.
2. Motor vehicles operated on Co. Rd. 1100 East from S.R. 56 to Martin County Line being a distance of approximately 0.90 miles, shall be restricted to a maximum speed of 45 miles per hour.
3. Motor vehicles operated on Hillham Road South from S.R. 56 to .25 miles south of S.R. 56 being a distance of approximately .25 miles, shall be restricted to a maximum speed of 25 miles per hour.
4. Motor vehicles operated on Co. Rd. 630 South from Old Road 64 to Co. Rd. 500 West being a distance of approximately 1.57 miles, shall be restricted to a maximum speed of 45 miles per hour.
5. Motor vehicles operated on Co. Rd. 350 South from Co. Rd. 600 West to Co. Rd. 650 West being a distance of approximately 0.50 miles, shall be restricted to a maximum speed of 30 miles per hour.
6. Motor vehicles operated on Co. Rd. 650 West from Co. Rd. 350 South to .25 miles north of Co. Rd. 350 South being a distance of approximately .25 miles, shall be restricted to a maximum speed of 30 miles per hour.
7. Motor vehicles operated on Co. Rd. 230 South from S.R. 162 to Patoka Road being a distance of approximately 1.20 miles, shall be restricted to a maximum speed of 45 miles per hour.

THE SPEED LIMITS IN THE UNINCORPORATED COMMUNITY OF
DUFF HAVE BEEN ESTABLISHED AS FOLLOWS:

8. Motor vehicles operated on 2nd Street from Co. Rd. 650 West to Nicholas Street being a distance of approximately 0.11 miles, shall be restricted to a maximum speed of 25 miles per hour.
9. Motor vehicles operated on Nicholas Street from Co. Rd. 350 South to 2nd Street being a distance of approximately 0.06 miles, shall be restricted to a maximum speed of 25 miles per hour.
10. Each such public highway shall be posted for such maximum speed limit.
11. Violation of this Ordinance shall be punishable in that manner prescribed by Indiana Statute and by prior Ordinance pertaining to speed limits heretofore adopted by this Board of County Commissioners.
12. This Ordinance shall be effective from and following its passage and proper posting of the described speed limit.

ADOPTED: 5/5/97

BOARD OF COUNTY COMMISSIONERS
OF DUBOIS COUNTY, INDIANA

Eugene A. Jeff

James R. Kemper

Mary Lou Schnell

ATTEST:

Mark A. Brescher
Mark A. Brescher, Auditor

ORDINANCE #97- 1

AN ORDINANCE OF THE COUNTY COUNCIL OF DUBOIS COUNTY, INDIANA, CREATING AN ADDITIONAL POSITION OF JAILER AT THE ADVANCED LEVEL AT THE DUBOIS COUNTY CORRECTION CENTER AND ESTABLISHING COMPENSATION FOR SAID POSITION.

WHEREAS, The Sheriff of Dubois County has requested this Council for authority to create one additional position of jailer at the advanced level and to establish the rate of compensation for said position; equal to that rate paid to other individuals at the same level; and,

WHEREAS, It is the determination of this Council that there is justifiable need for said addition to the advanced level and that said additional position should be created and a rate of compensation established for the same equal to that being paid to other individuals at the same level.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COUNCIL OF DUBOIS COUNTY that there is hereby created one (1) additional position as jailer at the advanced level at the Dubois County Correction Center and the Sheriff of Dubois County is hereby authorized to a qualified individual to fill said position, with a qualified individual effective June 30, 1997, at a rate of pay of Twenty-three Thousand Five Hundred Fifteen Dollars (\$23,515.00) per year; and this Council does hereby approve the payment and does hereby appropriate the sum of One thousand five hundred ten dollard (1510.00) for such purpose for the six month period beginning June 30, 1997; and this Council does further vacate one position of Jailer at the Lower Level, having a rate of pay of Twenty Thousand Five Hundred Dollars (\$20,500.00).

ADOPTED This 23rd day of June, 1997.

Philip H. Bingham Scott H. Hines
Gregory A. Kendall Shawn K. Kunkin
Richard L. Eckert James H. Hines
James A. Allen

ATTEST:

Mark A. Brescher

ORDINANCE 97-5

AN ORDINANCE ESTABLISHING SPEED
LIMITS ON A PORTION OF HICKORY GROVE
ROAD, CO. RD. 175 EAST, CO. RD. 200
NORTH, AND CRYSTAL ROAD NORTH IN
DUBOIS COUNTY, INDIANA,

WHEREAS, any person operating a motor vehicle on a public highway within Dubois County, Indiana, shall operate the same at a careful and prudent speed not greater than nor less than is reasonable and proper, having due regard to traffic, surface and width of roadway, and to other conditions then existing; but,

WHEREAS, It is the determination of the Board of County Commissioners that limits shall be placed upon the maximum speed which shall be allowed when traveling such public highways; and,

WHEREAS, As a result of study conducted and review made of road conditions at the following location, it has been determined that a more restrictive speed limit is required for the safety of the general public.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF DUBOIS COUNTY, INDIANA, THAT:

1. Motor vehicles operated on Hickory Grove Road from Thales Road North to Martin County Line being a distance of approximately 0.85 miles, shall be restricted to a maximum speed of 45 miles per hour.
2. Motor vehicles operated on Co. Rd. 175 East from Jasper - Dubois Road to 0.75 mile north of Jasper - Dubois Road being a distance of approximately 0.75 miles, shall be restricted to a maximum speed of 45 miles per hour.
3. Motor vehicles operated on Co. Rd. 200 North from Co. Rd. 600 West to Co. Rd. 800 West being a distance of approximately 2.06 miles, shall be restricted to a maximum speed of 45 miles per hour.
4. Motor vehicles operated on Crystal Road North from S. R. 56 to 0.70 miles north of S. R. 56 being a distance of approximately 0.70 miles, shall be restricted to a maximum speed of 45 miles per hour.
5. Each such public highway shall be posted for such maximum speed limit.

6. Violation of this Ordinance shall be punishable in that manner prescribed by Indiana Statute and by prior Ordinance pertaining to speed limits heretofore adopted by this Board of County Commissioners.
7. This Ordinance shall be effective from and following its passage and proper posting of the described speed limit.

ADOPTED: 8-1-97

BOARD OF COUNTY COMMISSIONERS
OF DUBOIS COUNTY, INDIANA

Eugene A. Hoff

James R. Kemper

Mary Ann Schell

ATTEST:

Mark A. Brescher
Mark A. Brescher, Auditor