COMMISSIONERS’ REGULAR MEETING – November 13, 2012
Commissioner Tom Kite called the November 13, 2012 Commissioners’ regular meeting to order at 3:00 p.m. with Board member Troy DeHart present.

PLEDGE: Tom Kite led the pledge of allegiance.

INVOCATION: Troy DeHart led the invocation.

ADMINISTRATIVE FUNCTION AS TO DEPARTMENT HEADS:

Johnson County Sheriff’s Office- Approval of the Sheriff’s Salary Contract for 2013: Sheriff Doug Cox stated he is before the Board today to receive approval for the Sheriff’s Salary Contract for 2013. Sheriff Cox stated the State gave a raise to the Prosecutor which gets reflected in the Sheriff’s salary. Sheriff Cox stated his salary for 2013 is $117,072.00 which is 90% of the Prosecutor’s salary.

Troy DeHart made a motion to approve as presented. Tom Kite seconded the motion and the motion carried unanimously.

Johnson County Enhanced 911- Approval to Approach Council for an Appropriation from the COPS Grant: Mike Watkins, 911 Director, stated he is before the Board today to receive approval to approach Council for an additional appropriation from the COPS grant in the amount of $41,061.00. Mr. Watkins stated $20,250.00 of the appropriation reflects equipment for the narrow banding federal mandate of 1/1/2013 and $20,811.00 for seven (7) mobile EF Johnson radios for Sheriff vehicles that are located in the southern part of the County. Mr. Watkins also stated the 911 Board has approved both of the expenditures.

Troy DeHart made a motion to approve as presented. Tom Kite seconded the motion and the motion carried unanimously.

Johnson County Park- Discussion on Blacksmith Moe Handly constructing a Building at the Park: Jim Kirkham, and Bill Hart, Park Board Members, and Ric Schlosser, Soil and Water, were all present before the Board today for a discussion on constructing two buildings at the Park. Mr. Kirkham stated both buildings will be 24’x 24’ in size and will be located across the street from each other. Mr. Kirkham stated one building will house the Johnson County Antique Machinery Association and the other will be the blacksmith building. Mr. Kirkham stated these buildings will be located on Cabin Street within the Park.

Tom Kite, Commissioner, stated he had asked Bryan Pohl, Planning & Zoning Director if the building designs need to have an architect stamp on them. Mr. Pohl stated the designs did not need the stamp on them. Mr. Pohl also stated he would need to do some research to see if a permit will be needed for both buildings. Mr. Pohl stated there will be some procedural items that will need to be done for the buildings through their department.
Mr. Kite also stated he had a question about the insurance coverage for both buildings. Barb Davis, County Coordinator, stated the County would be responsible for the insurance coverage. Ms. Davis stated the blacksmith building may have to be inspected by a Fire Marshal.

Mr. Schlosser stated the Soil and Water Board has approved for the Park Board to pursue the construction of the buildings. Mr. Schlosser stated he would submit the minutes of the Soil and Water Board as record of approval.

Mr. Kite stated he would like to check on the State’s requirements as far as a permit and if they would need to have State review of the design on both buildings. Mr. Pohl stated he would check on those requirements.

Troy DeHart made a motion to table this item until the November 26th agenda. Tom Kite seconded the motion and the motion carried unanimously.

Johnson County Information Technology- Computer Services, Inc. - Judicial Tracking System Database Maintenance Agreement Renewal: Rob Norris, IT Director, stated he is before the Board today to receive approval of the Computer Services, Inc. judicial tracking system database maintenance agreement renewal. Mr. Norris stated the renewal amount for one year is $1,500.00 and this amount is in his budget.

Troy DeHart made a motion to approve as presented. Tom Kite seconded the motion and the motion carried unanimously.

Johnson County Animal Control- Approval to Approach County Council for Transfer of Funds: Michael Delp, Animal Control Director, stated he is before the Board today for approval to approach Council for a transfer of funds from his utility line item to the PERF line item. Mr. Delp stated the transfer is in the amount of $3,149.44. Mr. Delp stated this amount will bring the account out of a negative balance and will cover anticipated draws for the rest of the year.

Troy DeHart made a motion to approve as presented. Tom Kite seconded the motion and the motion carried unanimously.

Johnson County Purdue Extension Office- Amendment #5 to Extension Contractual Services Agreement between Purdue University and Government of Johnson County, Indiana- Approval Requested: Linda Souchon, Purdue Extension Office, stated she is before the Board today for approval of Amendment # 5 to the Extension Contractual Services Agreement between Purdue University and Johnson County. Ms. Souchon stated the contractual amount is $105,890.00 and this amount has been approved by the Council.

Troy DeHart made a motion to approve as presented. Tom Kite seconded the motion and the motion carried unanimously.
Johnson County Recorder- Approval of Cott Redaction Resolution:  Jill Jackson, Recorder, stated she is before the Board today to receive approval to of an amendment to Auto Redaction for Resolution Addendum with Cott Systems, Inc.  Ms. Jackson stated the addendum is in the amount of $8,545 and that includes 262,930 clicks.  Ms. Jackson stated they have run out on the amount of copies they can create and need these additional clicks.

Ms. Jackson stated they will be starting a scanning project of all of the old microfilmed books from 1827 forward.  Ms. Jackson stated it is very likely the above amount of clicks may not be enough to get through the project, but this will get it started.  Ms. Jackson also stated she may have to come back before the Board to purchase additional clicks in the future.

Troy DeHart made a motion to approve as presented.  Tom Kite seconded the motion and the motion carried unanimously.

Johnson County Community Corrections- Request from an Employee to regain lost Vacation Time:  Albert Hessman, Community Corrections Director, stated he is before the Board today to request approval for an employee to regain 65 hours of lost vacation time.  Mr. Hessman stated this employee lost 65 hours of vacation time in July of this year.  Mr. Hessman stated this employee was unable to take her vacation time due to her job duties at Community Corrections.  The Board stated they have approved for employees/Department Heads to carry over vacation time due to job duties that would not allow them to take their vacation time in the past.  Tom Kite, Commissioner, stated the time would need to be used by the end of year 2012.

Troy DeHart made a motion to approve the request as presented.  Mr. DeHart stated the 65 hours of vacation time would need to be used by the end of 2012.  Tom Kite seconded the motion and the motion carried unanimously.

Johnson County Community Corrections- Presentation from the Advisory Sub-Committee on the Expansion Plans for Community Corrections:  Brad Cooper, Prosecutour, and Albert Hessman, Community Corrections Director, stated they are before the Board today to request funds for a feasibility study on the Work Release expansion plans.

Paul Downing, DLZ, stated he would be able to do a feasibility study for this project for $4,500.00.  Mr. Downing stated he could have a written approval for the County to sign within a couple of weeks.

The Board stated this fee would be paid out of the Commissioners Professional Services account.
Troy DeHart made a motion to approve the $4,500.00 from the Professional Services fund for the feasibility study for the Work Release program. Tom Kite seconded the motion and the motion carried unanimously.

**Johnson County Highway Department- Request Bid Date for 2013 Materials:** Luke Mastin, Highway Director, stated he is before the Board today to receive approval of a bid date request of December 17th for aggregate, concrete, liquid asphalt, pug mix, road paint and glass meads for calendar year 2013. Mr. Mastin stated they would award these bids at the first meeting in January.

Troy DeHart made a motion to approve as presented. Tom Kite seconded the motion and the motion carried unanimously.

**Johnson County Highway Department- Recommendation to Approve and Execute Plan Title Sheet to Replace Culvert H-019:** Luke Mastin, Highway Director, stated he is before the Board to receive approval and execution of Plan Title Sheet to replace Culvert H-019 in Hensley Township.

Troy DeHart made a motion to approve as presented. Tom Kite seconded the motion and the motion carried unanimously.

**Johnson County Highway Department- Recommendation to Approve and Execute Plan Title Sheet to Replace Culvert H-038:** Luke Mastin, Highway Director, stated he is before the Board to receive approval and execution of Plan Title Sheet to replace Culvert H-038 in Hensley Township.

Troy DeHart made a motion to approve as presented. Tom Kite seconded the motion and the motion carried unanimously.

**Johnson County Highway Department- Recommendation to Approve and Execute Contract with Consultant for ADA Transition Plan:** Luke Mastin, Highway Director, stated he is before the Board today to receive approval and execution of a contract with DLZ, Inc. for ADA Transition Plan. Mr. Mastin stated the Federal Highway Administration is the clearing house for confirming that local Government Agencies have ADA transition plans in place. Mr. Mastin stated with that plan in place they will inventory all facilities, both buildings and grounds as well as public rights-of-ways and discover what those deficiencies are and the plan will help set up an improvement program. Mr. Mastin also stated getting this plan into place will bring the County into compliance and ensure that the County will continue to receive federal funding.

Mr. Mastin stated the contract is a not to exceed amount of $70,000.00. Mr. Mastin stated $18,000.00 of the contract will be paid out of MVH because it is for right-of-way. Mr. Mastin stated the total project should take around 300 days to complete.

Troy DeHart made a motion to approve as presented. Tom Kite seconded the motion and the motion carried unanimously.
Johnson County Highway Department- Approval to Approach Council for Additional Appropriations: Luke Mastin, Highway Director, stated he is before the Board today to receive approval to approach Council for an additional appropriation. Mr. Mastin stated the PERF fund in MVH will be short this year by about 3 months due to the changes in the way contributions are collected. Mr. Mastin stated he is asking for $5,000.00 to be appropriated into the PERF fund.

Troy DeHart made a motion to approve as presented. Tom Kite seconded the motion and the motion carried unanimously.

Johnson County Highway Department- Recommendation to Approve and Execute Letter of Support for the new I-65 Interchange for Greenwood, Johnson County: Luke Mastin, Highway Director, stated he is before the Board today to receive approval of a letter of support for the new I-65 Interchange for Greenwood, Johnson County. Mr. Mastin stated the County has been actively involved in seeing this project take place. Mr. Mastin stated the City of Greenwood has taken this project over in the recent years. Mr. Mastin stated this letter is a general letter of support for the project. Mr. Mastin stated this letter will be included in the final draft of the Interchange Justification Report that is submitted to INDOT.

Mr. Mastin stated a similar letter was sent to the Counties Senators and Legislators a few years back.

Mr. Mastin stated he would also draft a letter from the Highway Department to include in the report as well.

Troy DeHart made a motion to approve as presented. Tom Kite seconded the motion and the motion carried unanimously.

Johnson County Commissioners- Cornerstone Grants Management, Inc.- Grant Administration Agreement for Hensley Township Fire Protection District: Troy DeHart made a motion to approve the agreement with Cornerstone Grants Management, Inc. in the amount of $4,775.00. Tom Kite seconded the motion and the motion carried unanimously.

Johnson County Commissioners- Indiana Office of Community & Rural Affairs-Disaster Recovery Grant Award Grant # DR1A-09-122: Troy DeHart made a motion to approve the grant award from the Indiana Office of Community & Rural Affairs it the amount of $195,775.00. Tom Kite seconded the motion and the motion carried unanimously.

Johnson County Commissioners- Assured NL Insurance Services, Inc. (Risk Management Services Company) Service Agreement- Approval Requested: Barb Davis, County Coordinator, stated she is before the Board today to receive approval of the agreement with Assured NL Insurance Services, Inc. (Risk Management Services
Company). Ms. Davis stated Risk Management Services is the TPA that handles Worker’s Comp, automobile/physical damage, and general liability.

Troy DeHart made a motion to approve as presented. Tom Kite seconded the motion and the motion carried unanimously.

**Johnson County Commissioners- Approval of 2013 Employee Benefit Plan Health Services Agreements (Anthem, Guardian Davis Vision, BPC- Flex, Delta Dental, JMH- Diabetes Education, and Approval of the Run Out Services Agreement with Meritain):** Mark Sherman, LHD Benefit Advisors, stated he is before the Board today to receive approval of the 2013 employee benefit plan services agreements. Mr. Sherman stated at the last Commissioners meeting the Board approved the changes to the 2013 benefit plan and he is present to get signatures on those agreements. Mr. Sherman also stated there was an additional agreement submitted by Meritain to address the run out services on claims that will be incurred by the end of this year but will not be processed and paid out until next year.

Troy DeHart made a motion to approve the service agreements with Anthem, Guardian Davis Vision, BPC-Flex, Delta Dental, JHM- Diabetes Education and the Run Out Services Agreement with Meritain. Tom Kite seconded the motion and the motion carried unanimously.

**Johnson County Commissioners- Fleet Director:** Barb Davis, County Coordinator, stated John Price has stepped down as Commissioner since being elected as State Representative Dist. 47. Ms. Davis stated the position needs to be filled for the remainder of the year. Tom Kite, Commissioner, stated he would serve for the remainder of 2012.

Troy DeHart made a motion to appoint Tom Kite as the Fleet Director for the remainder of calendar year 2012. Tom Kite seconded the motion and the motion carried unanimously.

**NEW AND OLD BUSINESS:**

**Commissioner’s Regular Session Minutes 10-22-12 -Approval Requested:** Troy DeHart made a motion to approve. Tom Kite seconded the motion and the motion carried unanimously.

**Claims-Approval Requested:** Troy DeHart made a motion to approve. Tom Kite seconded the motion and the motion carried unanimously.

**New Business/Public Comment- Smoking Ban/Ordinance:** Dwayne Perry, Cliff’s Bar, read a letter into the record stating bar owners concerns about the smoking ban. Mr. Perry stated they would like to discuss a possible compromise to the smoking ban that would include ventilated rooms for smokers and non-smokers and other compromises.
Mr. Perry stated they feel they were not properly notified of the adoption of the ordinance.

Tom Bland, Eagles, stated he was present at the November 5th meeting, but felt the meeting was very one-sided. Mr. Bland stated he would also appreciate the opportunity to further discuss possible compromises or options to the smoking ban.

Tom Kite, Commissioner, stated to those present to submit their request to be placed on the November 26th agenda to the Commissioners Secretary. Mr. Kite stated to make sure to include in that request any information they would like the Board to see prior to the meeting.

There are approximately thirty-three (33) bars located in Johnson County.

**Executive Session:** Kathleen Hash, County Attorney, stated the executive session would be held as follows:

2) Pursuant to IND. CODE 5-14-1.5-6.1 (b)(5), “to receive information about and interview prospective employees.”

**Adjournment:** Troy DeHart made a motion to adjourn the meeting at 4:08 p.m. Tom Kite seconded the motion and the meeting was adjourned.

**Pursuant to I.C. 5-14-1.5-6.1, the Johnson County Board of Commissioners held their Executive Session @ 4:00 p.m. or immediately following the conclusion of the public meeting, whichever occurs later, to discuss personnel matters relative to the Board of Commissioners. It is hereby certified by the Johnson County Board of Commissioners that no subject matter was discussed in this executive session other than the subject matter specified in the public notice.**

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Thom A. Kite

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Troy A. DeHart

ATTEST: _________________________________
Jan Richhart, Auditor