

**COMMISSIONERS' REGULAR MEETING – MONDAY, DECEMBER 9, 2024**

The meeting was called to order by Chairman, Brian Baird at 10:00 a.m. Kevin Walls and Ron West were present.

**INVOCATION**

Mr. West gave the Invocation.

**PLEDGE OF ALLEGIANCE**

Mr. Baird led the Pledge of Allegiance.

**OPENING SEALED BIDS FOR 2025 MATERIALS: AGGREGATE, CONCRETE, CRUSHED GRAVEL, FOB HOT MIX ASPHALT, AND LIQUID ASPHALT**

Adam Gadberry, County Attorney, opened and read the following bids received for the 2025 Materials: Aggregate, Concrete, Crushed Gravel, FOB Hot Mix Asphalt, and Liquid Asphalt:

**Aggregate:**

Ward Stone, LLC - Flat Rock, IN	\$ 130,405.00
US Aggregates – Flat Rock, IN	*No Full Bid Amount*
*Partial Bid (pricing provided only for some supplies listed on itemized bid form)	
Lincoln Park Stone – Terre Haute, IN	*No Full Bid Amount*
*Partial Bid by Unit Price (pricing provided on itemized bid form by unit)	

**Concrete:**

Shelby Materials – Shelbyville, IN	\$ 298,200.00
IMI Indiana, LLC – Greenfield, IN	\$ 294,450.00

**FOB Hot Mix Asphalt:**

E & B Paving, LLC – Noblesville, IN	\$2,679,500.00
Dave O’Mara Contractor, Inc. – North Vernon, IN	\$2,665,000.00
Rieth-Riley Construction Co Inc. – Indianapolis, IN	\$2,903,000.00
Milestone Contractors, LP Plant 32 – Columbus, IN	\$2,521,200.00
Milestone Contractors, LP Plant 11 – Indianapolis, IN	\$2,564,400.00

**Liquid Asphalt:**

Marathon Petroleum Company, LP – Findlay, OH	\$ 536,300.00
Asphalt Materials, Inc. – Indianapolis, IN	\$ 718,730.00

Mr. Walls moved to turn the bids over to Luke Mastin, Highway Supervisor, and Daniel Johnston, Highway Engineer, for review and recommendation at the next meeting. Mr. West seconded the motion, which carried unanimously.

**OPENING SEALED BIDS FOR JOHNSON COUNTY SHERIFF TRAINING CENTER  
CULVERT CROSSING PROJECT**

Mr. Gadberry opened and read the following bids received for the Johnson County Sheriff Training Center Culvert Crossing Project:

White Oak Construction Corporation dba White Oak Commercial Group – Indianapolis, IN	\$ 327,657.00
All Star Paving, Inc. – Seymour, IN	\$ 285,900.00
Sub-Surface of Indiana, Inc. - Morgantown, IN	\$ 263,486.00
King’s Trucking & Excavation, Inc. – Seymour, IN	\$ 324,675.00
Millennium Contractors – Indianapolis, IN	\$ 364,400.00
Milestone Contractors, LP by Contractors United, Inc. – General Partner – Columbus, IN	\$ 267,000.00

Mr. Walls moved to give the bids to Wes Harrison, Project Manager, for review and recommendation. Mr. West seconded the motion, which carried unanimously.

**OPENING SEALED BIDS FOR JOHNSON COUNTY SHERIFF TRAINING CENTER  
FURNITURE PACKAGE**

Mr. Gadberry, opened and read the following bid received for the Johnson County Sheriff Training Center Furniture Package:

Commercial Office Environments, Inc.	\$145,899.70
--------------------------------------	--------------

Mr. Walls moved to give the bid to Mr. Harrison, for review and recommendation. Mr. West seconded the motion, which carried unanimously.

**ELECTED OFFICIALS AND DEPARTMENT HEADS**

**A. EMERGENCY MANAGEMENT**

**1. Appointment of Emergency Management Advisory Council Members 2025**

Stephanie Sighting, Director, was present to request appointment of Emergency Management Advisory Council Members for 2025. She requested a new appointment be added for the Amateur Radio Group. She then recommended the following individuals for appointment:

- The President of the County Executive Board: Johnson County Commissioners
- The President of the County Fiscal Body: Johnson County Council
- The Mayor, or their designee of each city located in the county: Brad Coy, Greenwood and Rick Littleton, Franklin

- An individual representing the legislative bodies of all town boards located in the county: Miriam Rooks, Edinburgh Town Council Member
- One Commander of a local Civil Air Unit: Renee-Ann Pikuk
- County Highway Supervisor: Luke Mastin
- Solid Waste Director: Jessie Biggerman
- Sheriff of Johnson County: Duane Burgess
- City of Franklin Street Department Superintendent: Brett Jones
- 911 Executive Director: Heath Brant
- Chairman of Fire Chief’s Association: Eric Funkhouser
- Amateur Radio Group (Ham Radio): Dave Dailey

Mr. Walls recommended that an alternative be in place for Chief Funkhouser for a short period of time. Ms. Sighting replied, yes, it would be Jeremy Pell as the Assistant Chair for the Fire Chief’s Association.

Mr. Walls moved to approve the request as presented. Mr. West seconded the motion, which carried unanimously.

2. **Approval to apply for 2025 EMPG Salary Reimbursement Grant**
3. **Approval to apply for 2025 SHSP Grant (State Homeland Security Program)**
4. **Approval to apply for 2024 Hazard Mitigation Grant Program**
5. **Approval to apply for 2024 BRIC Hazard Mitigation Grant**

Mr. Baird stated that items 2, 3, 4, and 5 will be taken together.

Ms. Sighting was present to request approval to apply for the 2025 EMPG Salary Reimbursement Grant. This is an annual grant which reimburses a set amount of salary for the three positions under EMA. The amount for 2024 was \$167,000.00. Ms. Sighting does not know what the amount for 2025 will be.

She also explained that the county is eligible for the 2024 Hazard Mitigation Grant Program and the 2024 BRIC Hazard Mitigation Grant because there is a current hazard mitigation plan for the County due to the federal disaster of the Whiteland tornado last year. The Hazard Mitigation Grant Program will allow for one storm siren in Whiteland and for EMA to receive weather alert radios for individuals to have in their homes. The BRIC Hazard Mitigation Grant will allow for two additional storm sirens in Whiteland.

Mr. Walls moved to approve the requests as presented. Mr. West seconded the motion, which carried unanimously.

## **B. PARKS**

1. **Approval of Agreement with Brazilian United Soccer for Soccer Camp, June 9, 2025 – June 13, 2025**

Kevin Leonard, Park Superintendent, was present to request approval of the agreement with Brazilian United Soccer Camp.

Mr. Walls moved to approve the request as presented. Mr. West seconded the motion, which carried unanimously.

## **C. COURT SERVICES**

### **1. Approval of Quote, Terms, and Conditions with Axon Enterprises, Inc.**

Kristi Bruther, Director of Juvenile Detention, was present to request approval of the quote and terms and conditions with Axon Enterprises, Inc. Ms. Bruther stated this is for body cameras to be worn in the detention facility. She noted these will be paid from a grant.

Mr. West moved to approve the request as presented. Mr. Walls seconded the motion, which carried unanimously.

Ms. Bruther stated this is just to accept the quote and get it started; there will be another contract. She asked if the additional contract would need to be brought before the Commissioners. Mr. Gadberry replied the contract can be approved pending legal.

Mr. Walls moved to make the prior motion pending legal. Mr. West seconded the motion, pending legal, which carried unanimously.

## **D. SHERIFF**

### **1. Approval of Memorandum of Understanding with Mid America Health, Inc.**

Duane Burgess, Johnson County Sheriff, was present to request approval of the Memorandum of Understanding with Mid America Health, Inc. for portable dental services for inmates at the county jail. Mr. West asked if the \$3,000.00 per day was regardless of how many inmates were treated in one day. Sheriff Burgess replied yes. Mr. Gadberry stated last year it was \$2,800.00 per day so it is a modest increase.

Mr. West moved to approve the request as presented. Mr. Walls abstained. Mr. Baird seconded the motion, which carried unanimously.

## **E. HIGHWAY**

### **1. Ratification of INDOT Funding Application**

Mr. Johnston was present to request the ratification of INDOT Funding Application for the following projects:

- Bridge 61 - Superstructure rehabilitation project on 575 W north of 300 S
- Bridge 30 – Superstructure rehabilitation project on 250 S over Youngs Creek
- Bridge 63 – Bridge replacement project on Division Road over North Prong Stotts Creek

INDOT will announce their selections sometime in the Spring. If these projects are selected the construction funding is set for State fiscal year 2030.

Mr. West moved to approve the request as presented. Mr. Walls seconded the motion, which carried unanimously.

### **2. Approval of Howard Companies Change Order No. 1 for 2024 Local Mill & Overlay Project**

Mr. Johnston was present to request approval of Howard Companies Change Order No. 1 for 2024 Local Mill & Overlay Project. This project is a rehabilitation of the pavement of a roundabout. The project is

complete, this is a matter of final invoicing. Overall, the project involves paving and mostly relates to the amount of asphalt used on the project which is about 3.6% over the original contract amount. This is an additional amount of \$23,321.73.

Mr. West moved to approve the request as presented. Mr. Walls seconded the motion, which carried unanimously.

**F. BOARD Of COMMISSIONERS**

**1. Approval of Ameresco, Inc. Guaranteed Energy Savings Contract Annual Saving Report, Year 7**

Mr. West moved to approve the request as presented. Mr. Walls seconded the motion, which carried unanimously.

**2. Approval of Agreement with Global Music Rights, LLC**

Mr. Walls moved to approve the request as presented. Mr. West seconded the motion, which carried unanimously.

**3. Approval of 2025 Independent Contractor Agreement with Wesley Harrison for County and ARPA Projects**

Mr. West moved to approve the request as presented. Mr. Walls seconded the motion, which carried unanimously.

**4. Award and Approval of Contract Agreement for the Johnson Memorial Health Behavioral Health Office Furniture Project – Fineline Furniture**

Mr. Walls moved to approve the request as presented. Mr. West seconded the motion, which carried unanimously.

**5. Ordinance 2024-O-9: An Ordinance Amending Title 9 of the Johnson County Code of Ordinances – First Reading**

Mr. West wanted to clarify the limit on passengers; if there is an installed rear seat for two occupants, would that qualify as a manufacturer's improvement. Mr. Gadberry responded that the Ordinance states you can't have more passengers than allotted in accordance with the manufacturer's listed passenger capacity.

Mr. Walls moved to approve the request as presented. Mr. West seconded the motion, which carried unanimously.

Mr. Gadberry explained, before the Commissioners' is an Ordinance that would allow golf carts and recreational off-highway vehicles to be driven on certain county roads. Golf carts would be limited to within neighborhood roads only. Recreational off-highway vehicles can operate throughout the county within the unincorporated jurisdiction.

**6. Ordinance 2024-O-13: An Ordinance Authorizing Distribution and/or Expenditure of the Proceeds of Johnson County's Grant from the American Rescue Plan Act of 2021 ("ACT") Subject: Final 2024 Expenditures**

Mr. Walls moved to approve the request as presented. Mr. West seconded the motion, which carried unanimously.

**7. Approval of Agreement Regarding the Reservation and Distribution of Unexpended American Rescue Plan Act (ARPA) Relief Funds with Johnson County Community Foundation, Inc.**

Mr. Walls moved to approve the request as presented, pending legal. Mr. West seconded the motion with the correction of a date, which carried unanimously.

**8. 2025 Benefit Plans:**

- a. CVS Health – Revised Addendum Benefit Plan Summary**
- b. Delta Dental – Renewal Contract**
- c. QBE Insurance – Application for Excess Loss Insurance Policy**
- d. WEX Health, Inc. – Application and Services Agreement**

Mr. West moved to approve the request as presented. Mr. Walls seconded the motion, which carried unanimously.

**9. Commissioners' 2025 Employee Appointments**

Mr. Walls moved to approve the request as presented. Mr. West seconded the motion, which carried unanimously.

Mr. Gadberry read, for the record, the 2025 Commissioners, Employee Appointments:

- |                                       |                                     |
|---------------------------------------|-------------------------------------|
| • Commissioner Chairman               | Brian Baird                         |
| • Drainage Board (Commissioner Seat)  | Kevin Walls                         |
| • Plan Commission (Commissioner Seat) | Ron West                            |
| • County Attorney                     | Tiffany Costley                     |
| • Assistant County Attorney           | <i>To be filled at a later date</i> |
| • County Litigation Attorney          | Bill Barrett                        |
| • County Administrator                | Barb Davis                          |
| • Highway Director (Supervisor)       | Luke Mastin                         |
| • Highway Engineer                    | Daniel Johnston                     |
| • Planning Director                   | Michele Hansard                     |
| • Weights & Measurers Inspector       | Greg Nelson                         |
| • Maintenance Director                | Jason Miller                        |
| • Emergency Management Director       | Stephanie Sighting                  |
| • Animal Control Director             | Cari Klotzsche                      |
| • Community Corrections Director      | Tony Povinelli                      |
| • IT/GIS Administrator                | Jeff West                           |
| • Museum Director                     | David Pfeiffer                      |
| • Veterans Affairs Director           | Seneca Harbin                       |
| • E-911 Director                      | Heath Brant                         |
| • Fleet Director                      | Bob Golinski                        |

## **10. 2025 Board Appointments**

### **a. Alcohol Beverage Commission Board – (1)**

Mr. Walls nominated Chad Riddle. Mr. West seconded the motion, which carried unanimously.

### **b. Community Corrections Advisory Board – (2)**

Mr. Walls nominated Bill Barrett. Tiffany Costley, Assistant County Attorney, asked, for clarification, is Mr. Barrett's nomination for the term ending 12/31/2028, which would be full term. Mr. Walls replied yes. Mrs. Costley stated the next appointment would be to fill a vacancy through 12/31/2026.

Mr. Walls nominated John Asher for the term ending 12/31/2026. Mr. West seconded the motion, to appoint Bill Barrett for the term ending 12/31/2028 and John Asher for the term ending 12/31/2026, which carried unanimously.

### **c. Convention, Visitor, and Tourism Board – (2)**

Mr. West requested these nominations be tabled until the next meeting. He has had three individuals contact him expressing an interest for this board. They have not submitted an application but would like to. Mr. Baird stated there are three vacancies instead of two. Kim Smith submitted her resignation which is effective at the end of December. Mr. Gadberry stated these appointments need to be filled by the end of the year. He asked Mr. West to contact the individuals that are interested and let them know to get their applications submitted ASAP.

### **d. Drainage Board – (1)**

Mr. Walls nominated Robert Etter. Mr. West seconded the motion, which carried unanimously.

### **e. Edinburgh Wright-Hageman Library Board - (1)**

Mr. West nominated Karen Fitzpartick. Mr. Walls seconded the motion, which carried unanimously.

### **f. Human Services, Inc. Board of Directors – (1)**

Mr. West nominated Amy Thompson. Mr. Walls seconded the motion, which carried unanimously.

### **g. Johnson County Impact Fee Review Board (CPA) – (1)**

Mr. Walls nominated Phillip Krider. Mr. West seconded the motion, which carried unanimously.

### **h. Johnson County Impact Fee Review Board (Engineer) – (1)**

Mr. Walls nominated Trent Newport. Mr. West seconded the motion, which carried unanimously.

### **i. Johnson County Impact Fee Review Board (Real Estate Agent) – (1)**

Mr. Walls nominated Tonya Smythe. Mr. West seconded the motion, which carried unanimously.

### **j. Johnson County Park Board – (1)**

Mr. West nominated Dan Cartwright. Mr. Walls seconded the motion, which carried unanimously.

### **k. Plan Commission – (1)**

Mr. West nominated Stoney Vann. Mr. Walls seconded the motion, which carried unanimously.

**l. Property Tax Assessment Board of Appeals (Level 1 or III Appraiser) – (1)**

**m. Property Tax Assessment Board of Appeals (Freehold Member) – (1)**

Mr. Baird stated we will be taking both of these at the same time. Mr. West nominated Bill Sellers and Terri Graves. Mr. Walls seconded the motion, which carried unanimously.

**n. Johnson County Redevelopment Commission – (1)**

Mr. Walls nominated Scott Alexander. Mr. West seconded the motion, which carried unanimously.

**o. Amity Fire Protection District Board (Needham Township) – (1)**

Mr. West nominated Heath Brant. Mr. Walls seconded the motion, which carried unanimously.

**p. Bargersville Fire Protection District Board (Franklin Township) – (1)**

Mr. West nominated Brent Henderson. Mr. Walls seconded the motion, which carried unanimously.

**q. White River Township Fire Protection District Board (White River Township) – (1)**

Mr. Baird stated the incumbent is Daniel Berg and is the recommendation from the White River Fire Department. Mr. West moved to approve the recommendation of Daniel Berg. Mr. Walls seconded the motion, which carried unanimously.

**11. Appointment of Tiffany Costley as County Attorney beginning December 12, 2024**

Mr. Walls moved to approve Tiffany Costley as County Attorney. Mr. West seconded the motion, which carried unanimously.

**12. Ratification of INDOT Public Mass Transportation Fund Operating Grant Agreement CY 2025**

Mr. West moved to approve the request as presented. Mr. Walls seconded the motion, which carried unanimously. Mr. West stated it is for public transportation, Access Johnson County.

**13. Approval of Barnes & Thornburg LLP Supplemental Engagement Letter for GOB 2024**

Mr. Walls moved to approve Barnes & Thornburg, LLP for the GOB. Mr. West seconded the motion, which carried unanimously.

**14. Approval of All Star Paving, Inc.. Change Order #1 for Independence Park Parking Expansion**

Mr. West moved to approve the request as presented. Mr. Walls seconded the motion, which carried unanimously.

**15. Discussion of JCFiber Contract**

Nick Stainbrook, Johnson County Fiber/JCREMC, was present to answer any questions regarding the JCFiber contract for Johnson County Park. Mr. West asked if there was a timing issue. Mr. Gadberry replied this project is being funded with ARPA dollars which have to be expended by the end of 2026. While the anticipated completion date for this project is April or May of 2026, there is the possibility for delay due to easement and right-of-way issues. Mr. Gadberry explained JCFiber is not sure if the project will be coming from the north/south into the park or if they will have to come in from the west, from Nineveh. Because of these uncertainties, we need to be able to reallocate the ARPA dollars to other projects, if necessary. This would allow the County to finish this project with other sources of fund



Mr. Gadberry stated in order to use the ARPA dollars, there has to be something under contract by the end of 2025. This puts the County under somewhat of a time crunch. Mr. West asked if JCFiber agrees to complete the project for the amount that has been appropriated, could the funds be escrowed and paid out at completion dates. Mr. Gadberry replied yes, but if something should happen with easement or right-of-way with the JCFiber contract the County needs to be able to reallocate the ARPA funds to another project that is already under contract. If JCFiber project needs additional time the County can always use other sources of funds. This would allow the County to use all of the ARPA funds. Mr. Baird stated we want to use all the ARPA funds and not have to send any back. Mr. Walls asked Mr. Stainbrook if they are confident that they will be able to resolve the issues and move forward. Mr. Stainbrook replied yes. Mr. Baird suggested that they approve the contract pending legal. Mr. Gadberry and Mr. Stainbrook agreed.

Mr. Walls moved to approve the contract with JCFiber, pending legal. Mr. West seconded the motion, which carried unanimously.

### **NEW & OLD BUSINESS**

#### **A. Claims**

Mr. West moved to approve the requests as presented. Mr. Walls seconded the motion, which carried unanimously.

#### **B. Commissioners' Minutes:**

- 1. 10/28/24 Regular Meeting**
- 2. 11/4/24 Regular Meeting**
- 3. 11/18/2024 Regular Meeting**

Mr. West moved to approve the requests as presented. Mr. Walls seconded the motion, which carried unanimously.

#### **C. Public Comment – (limited to 5 minutes per person, please)**

Mr. Baird announced that Adam Gadberry was leaving his position as County Attorney for another position. His last day will be December 11, 2024.

Mr. Baird wanted to make everyone aware that Annette Engmark, County Administrative Assistant, received the Administrative Assistant of the Year award from the Indiana Commissioners, Association this year. Also, our Commissioner Board won the Outstanding Team Effort for Board of Commissioners at the Indiana Commissioners Annual Conference.

### **ADJOURNMENT**

There being no further business, Mr. Walls moved to adjourn. Mr. West seconded the motion, which carried unanimously.

**REGULAR COMMISSIONERS' MEETING – MONDAY, DECEMBER 9, 2024**



**Brian Baird**



**Kevin Walls**



**Ron West**

**Attest:  
Elizabeth A. Alvey  
Auditor**

