

COMMISSIONERS' REGULAR MEETING- MONDAY, FEBRUARY 14, 2022

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

INVOCATION

Mr. West led the Invocation.

PLEDGE OF ALLEGIANCE

Mr. Baird led the Pledge of Allegiance.

OPENING OF SEALED QUOTES FOR JOHNSON COUNTY HORSE PARK – DUNN ARENA PROJECT

Shena Johnson, County Attorney, opened the bids and read them aloud. C.W. Sneed submitted a bid in the amount of \$98,766.00. Duke Commercial, LLC submitted a bid in the amount of \$140,000.00. Kammerling Construction submitted a bid in the amount of \$171,250.00. Mrs. Johnson stated Brad Wiser and Kevin Leonard, Johnson County Parks, was available to take the bids for review in order to submit a recommendation at the next scheduled Commissioners' meeting. Mr. Baird stated he would like to be involved in the reviewing of the bids.

BARGERSVILLE FIRE PROTECTION DISTRICT

Mr. Baird opened a public meeting and invited anyone present, or attending via zoom, who would like to comment in regards to the Bargsville Fire Protection petition to increase the maximum property tax levy to please do so now. No one came forward to speak. Mr. Baird closed the public comment portion of the meeting.

A. Petition to Increase Maximum Property Tax Levy

Eric Funkhouser, Chief, Bargsville Community Fire Department and Jerry Hickman, Reedy Financial group, appeared before the Commissioners to request that the Johnson County Commissioners form a written statement authorizing permission for Bargsville Fire Protection District to petition the Department of Local Government Finance to increase the maximum property tax levy under IC 6-1.1-18-29, enacted by House Enrolled Act 1065-2020. A written statement has been prepared for the Johnson County Commissioners to approve and sign. Discussion was held and all questions were answered satisfactorily. Mr. West asked Mr. Hickman to send all of the Commissioners the numbers and calculations that were involved in this process.

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

B. Re-establishment of the Cumulative Fire Fund

Mr. Funkhouser stayed before the Commissioners to request the Bargsville Fire Protection District be allowed to re-establish the Cumulative Special Fire Rate to the maximum allowable rate of \$0.0333. The District has seen substantial growth causing a decrease in the tax rate. By re-establishing the rate, the District will be able to fund additional capital items and keep up with the increase in fire protection demand. Mr. Funkhouser stated the request is for the Johnson County Commissioners to hold a public hearing on February 14, 2022 for the re-establishment of the Cumulative Special Fire Fund Rate. After the public hearing is held it is also requested that the

Johnson County Commissioners adopt a resolution approving the re-establishment of the cumulative tax rate. The Commissioners were provided with copies of the following information: Notice to Taxpayers of Hearing on Proposed Cumulative Special Fire Fund, Ordinance/Resolution Establishing Cumulative Special Fire Fund, Notice of Adoption, and Certificate of No Remonstrance. Discussion was held and all questions were answered satisfactorily.

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

ELECTED OFFICIALS AND DEPARTMENT HEADS

A. Clerk

1. Approval of Imaging Office Systems, Inc. – Hardware Maintenance Support for ScanPro

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

B. Prosecutor

1. Approval of Cooperative Agreement Renewal of Senior Prosecutor HUB Grants

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

C. Animal Control

1. Approval to Apply for Banfield Veterinary Medical Equipment Grant

Emily Conwell, Grant Administrator, appeared before the Commissioners, on behalf of Animal Control, to request approval to apply for Banfield Veterinary Medical Equipment.

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

D. Health Department

1. Approval to Contract with KORN Country Radio

Betsy Swearingen, Director, appeared before the Commissioners to request approval to continue a contract with KORN Country Radio for COVID advertising purposes. Discussion was held and all questions were answered satisfactorily.

Mr. Walls made a motion to approve the request as presented. Mr. West seconded the motion, which carried with a vote of 2-1. Mr. Baird voted nay.

E. Assessor

1. Approval of Worrell Corporation 2022 Print and Mail Processing Agreement

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

F. Surveyor

1. Update of Johnson County Regulated Drain Watershed

Gregg Cantwell, Surveyor, appeared before the Commissioners to discuss the Johnson County Regulated Drain Watershed Project. Mr. Cantwell stated Johnson County has 49 combined

watershed; these watersheds are a combination of drainage ways, creeks, ditches, and sub-surface tiles. These watersheds were established and are regulated by state statute, maintained by the County Surveyor (*IC 36-9-27*), and the Johnson County Drainage Board. The majority of these drains within Johnson County are classified as Rural, with only a few recently reclassified/designated as Urban Drains; land and use having changed from rural agricultural to urban residential and commercial (*IC 36-9-27-51*). Mr. Cantwell said the Johnson County Watershed Map and Maintenance Assessments are out of date and inadequately address the current uses, capacity, and needs of the drains. He proposes to update all of the Johnson County Watershed Maps (physically) and by designation (classification) that they (both Urban and Rural) would correctly represent all of those who benefit. Mr. Cantwell stated there are five phases to this project and they are as follows:

1. Update County Watersheds to include everyone who would benefit. Estimated Cost \$66,500 - \$70,000; expected time frame of six months.
2. New conceptual schedules of assessment, new maintenance rates. Estimated cost \$65,000 - \$80,000; expected time frame of eight to ten months.
3. Hearings for new schedule of assessments. Estimated cost \$40,000 - \$60,000; expected time frame of three to four months.
4. Preliminary Studies, Capacity Analysis, and Conceptual Reconstruction. Estimated cost \$83,318,400; expected time frame six years.
5. Reconstruction, Design, Assessments, Bids and Construction Ditch Miles based on existing maps. Estimated cost \$218,592,000; expected time frame ten to fifteen years.

Discussion was held and all question were answered satisfactorily. Everyone acknowledged these numbers are fluid and subject to change as this project moves forward.

G. Planning and Zoning

1. Approval of Ordinance 2022-Z-1: An Ordinance Amending Areas on the Zoning Map of Johnson County, Indiana from B-1 (Neighborhood Business) to R-2 (Single-Family Residential) – Property located at 2881 S Old US 31, Franklin

Michele Hansard, Director, appeared before the Commissioners to request approval to amend Ordinance 2022-Z-1 from B-1 to R-2 for a property located at 2881 S Old US 31 Franklin. Mrs. Hansard stated this request received a favorable recommendation from the Plan Commission.

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

2. Approval of Ordinance 2022-Z-2: An Ordinance Amending Areas on the Zoning Map of Johnson County, Indiana from B-1 (Neighborhood Business) to R-1 (Single-Family Residential) – Property located in the Town of Needham at the Corner of Harrison Street and Jefferson Street

Mrs. Hansard stayed before the Commissioners to request approval to amend Ordinance 2022-Z-2 from B-1 to R-1 for property located in the Town of Needham at the Corner of Harrison Street and Jefferson Street. Mrs. Hansard stated this request received a favorable recommendation from the Plan Commission.

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

Mr. Baird noted for a point of clarity, item #2 is going from a B-1 to R-1, and not an R2 as stated on the agenda.

H. Highway

1. Request to Attend Purdue Road School

Luke Mastin, Director, appeared before the Commissioners to request approval to attend Purdue Road School on March 15th and 16th, 2022 for up to three employees with the purchase of two rooms. Mr. Mastin stated the County Highway Engineer meeting is on Thursday; therefore, requiring the need to keep one of the rooms for a two night stay; this is a change to the original request.

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

2. Approval and Execution of 2022-2023 Bridge Inspection Contract

Mr. Mastin stayed before the Commissioners to request approval and execution of the 2022-2023 County-Wide Bridge Inspection Contract with Butler, Fairman & Seufert, Inc. This contract covers federally required bridge inspections of all structures over twenty feet within the County's jurisdiction. He said there is one item to note; he is currently waiting on final approval from INDOT for what is essentially their contract. This will be ready to execute once this is received and we are expecting it at any time.

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

3. Request to Approach Council for Additional Appropriations

Mr. Mastin stayed before the Commissioners to request approval to approach the County Council for additional appropriations in several Highway funds.

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

4. Request Bid Date for 2022 Concrete Street Overlay Project – 2021-2 CCMG Award

Mr. Mastin stayed before the Commissioners to request approval of February 28, 2022 for the 2022 Concrete Street Overlay Project bid due date. Community Crossings is a competitive funding program and the County's funding award was approximately half of the application amount. Mr. Mastin stated the executed contract will need to be submitted to INDOT before their March 14th meeting, a special meeting to award and execute the contract after the bid opening on February 28th may be needed.

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

5. Award Recommendation and Request to Begin Contract Negotiations for Clark Road Reconstruction from CR 750 E to Shelby County

Mr. Mastin stayed before the Commissioners to request approval of the scoring results for preliminary engineering and right-of-way services for the Clark Road reconstruction project. Pending approval of the scoring results, Mr. Mastin stated he would like to begin contract negotiations with GAI.

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

6. Discussion of Road Funding

Mr. Mastin stayed before the Commissioners to request discussion on various road funding matters regarding both the status of the road improvement projects related to I-69 as well as other needs throughout the County. A compilation of funding concerns/road construction concerns have been a topic of discussion over the past several years.

He noted they have been collecting impact fees since August 2021; based on what they have received to date there is enough revenue to move forward with design and preliminary engineering on a joint project between Johnson County and Bargersville. This project is located at the intersection of County Road 144 and Morgantown Road.

Mr. Mastin stated they have been working to refine cost estimates on road projects related to I-69. The I-69 project will cause traffic flow changes on local roads. We have refined our cost estimate to \$55,000,000 dollars to widen Smith Valley Road into four lanes between Mullinex Road and Weston Road or State Road 135. INDOT has a current project under design at the intersection of Smith Valley Road and State Road 135; our project will tie into INDOT's current design, this estimate includes a 20% contingency.

Mr. Mastin continued to say together we have previously identified many high priority projects within the I-69 corridor plan. These projects could potentially reach \$100,000,000 in road work.

Discussion was held and all questions were answered satisfactorily. Jonathan T. Myers, Councilman, was in the audience and participated in the discussion. Mr. Mastin stated he would be sending the Commissioners additional information to review in regards to future Federal Aid projects. Mr. Mastin thanked the Commissioners for including equipment purchases into the latest bond; he stated this was a huge help in meeting financial obligations in order to move forward with future projects.

I. Board of Commissioners

1. Appointment of Fleet Director

2. Appointment of Highway Engineer

Mr. Baird stated Bob Golinski (effective February 24th) is appointed as Fleet Director and Daniel Johnston (effective February 10th) is appointed as Highway Engineer.

Mr. West made a motion to approve the appointments as presented. Mr. Walls seconded the motion, which carried unanimously.

Mr. Baird congratulated Randy Werden on his retirement and commended his performance as the previous Fleet Director.

3. Appointment of Nineveh Conservancy District Board Member

Mr. West made a motion to appoint Ms. Chris Wathan to the Nineveh Conservancy District Board. Mr. Walls seconded the motion, which carried unanimously.

4. Approval of Lease Agreement Renewal with Law Resources Center, LLC for property located at 170 North Jackson Street, Franklin

Mrs. Johnson stated this property will be for ADR. She said this is a one year extension, it was built into a lease that was signed by the Commissioners last year. This will be an additional one hundred dollars a month for the next year.

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

5. Resolution #2022-R-2: Recommending Re-establishment of Cumulative Capital Development Fund in Johnson County, Indiana under Indiana Code 36-9-14.5

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

NEW & OLD BUSINESS

Claims

Mr. West made a motion to approve claims as presented. Mr. Walls seconded the motion, which carried unanimously.

Commissioners' Minutes

12/30/2021 - Special Meeting

01/24/2022 - Regular Meeting

Mr. Walls made a motion to approve minutes as presented. Mr. West seconded the motion, which carried unanimously.

Mr. Baird stated Darin Hoggatt will be appointed to the 911 Board with a term ending May 31, 2022. Heath Brant, 911 Director, approached the podium and stated on Friday the Johnson County Fire Chief's Association held their elections. Eric Funkhouser was previously appointed by the Commissioners to the 911 Board. Eric Funkhouser is now President of the Fire Chief's Association and can no longer serve as an appointee by the Commissioners. This created a need for a replacement appointee by the Commissioners.

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

Public Comment - (limited to 5 minutes per person)

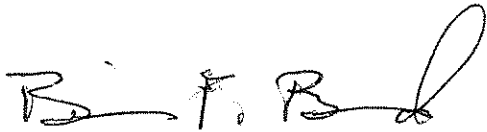
There was no public comment.

ADJOURNMENT

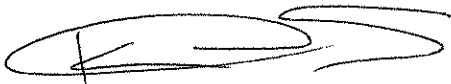
There being no further business, Mr. West moved to adjourn. Mr. Walls seconded the motion, which unanimously carried.

EXECUTIVE SESSION PURSUANT TO IC 5-14-1.5-6.1 @ 11:00 A.M. OR IMMEDIATELY FOLLOWING THE CONCLUSION OF THE PUBLIC MEETING, WHICHEVER OCCURS LATER

Pursuant to IND. CODE 5-14-1.5-6.1(b)(2)(D), "To purchase or lease of real property by the governing body up to the time a contract or option to purchase or lease is executed by the parties."



Brian P. Baird



Kevin M. Walls



Ron H. West

Attest:

Pamela J. Burton

Auditor

