

COMMISSIONERS' REGULAR MEETING- MONDAY DECEMBER 5, 2022

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 led the Invocation.

PLEDGE OF ALLEGIANCE

Mr. Baird led the Pledge of Allegiance.

DUKE ENERGY – ELECTRIC TRANSMISSION LINE PROJECT

Mr. Baird stated if this request is approved it will be pending FEMA approval. Chris Roberts, Real Estate Representative with Duke Energy, appeared before the Commissioners to request a grant of easement on a parcel of vacant land owned by Johnson County. This parcel of ground is located where Blue River crosses US Highway 31. This is part of a Duke Energy project to build a new transmission line between the Camp Atterbury Substation and the Edinburgh Substation. Mr. Roberts provided the Commissioners with documents and illustrations of the proposed project.

Mr. West stated Johnson County has always been a good partner with Duke Energy and unfortunately Duke Energy has not always reciprocated. Mr. West explained a previous project that involved Duke Energy cutting trees along Young's Creek and leaving them to be washed into the creek. He stated to date this project has not been cleaned up properly; this goes back to April of 2020 and Jeremy Spurling had previously been contacted regarding this matter. Mr. West asked Mr. Roberts to follow-up on the previous project before moving forward with another.

Mr. Roberts stated there is \$1,000.00 compensation for the Transmission Line Project.

Discussion was held and all concerns were addressed.

Mr. West made a motion to table the request until the January 2023 meeting in order to gather additional information. Mr. Walls seconded the motion, which carried unanimously.

ELECTED OFFICIALS AND DEPARTMENT HEADS

A. Health

1. Approval to Apply for the Asthma Portion of the Health Issues and Challenges Grant

Betsy Swearingen, Director, appeared before the Commissioners to request approval to apply for the Asthma Portion of the Health Issues and Challenges Grant.

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

B. Court Services

1. Approval of Adult Community Corrections Employees' Extension of Time

Anthony Povinelli, Assistant Director, appeared before the Commissioners to request six (6) Community Correction employees be allowed to extend the use of their floating holiday (FH) and personal time until the end of February 2023. Those employees are as follows:

- Jessica Cunningham – 77 FH Hours, 22.25 Personal Hours
- Bernard Larkin – 66 FH Hours, 22.75 Personal Hours
- Termaine Little-Bell – 22 FH Hours, 22 Personal Hours
- Tyler Poff – 33 FH Hours
- Jessica Stickles-Comstock – 22 Personal Hours

He stated the reason for this extension is they were covering shifts during a period Community Corrections was understaffed.

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

C. Maintenance

1. Approval of 24 - Hour Service Maintenance Agreement Addendum with Irish Mechanical Services, Inc.

This request was removed from the agenda.

D. Surveyor

1. Ordinance 2022-O-27: An Ordinance of the Johnson County Board of Commissioners for Comprehensive Stormwater Management – *First Reading*

Gregg Cantwell, Surveyor, appeared before the Commissioners requesting approval of Ordinance 2022-O-27. Mr. Cantwell stated on November 15, 2022 the Johnson County Drainage Board so moved the following:

The adoption of the Stormwater Technical Standards Manual for Johnson County, Indiana, and forward the Comprehensive Stormwater Management Ordinance to the Johnson County Board of Commissioners with a favorable recommendation for adoption, subject to County Council review. Discussion was held and all questions were answered satisfactorily.

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

E. Planning and Zoning

1. Ordinance 2022-Z-3: An Ordinance Amending Areas on the Zoning Map of Johnson County, Indiana from B-1 (Neighborhood Business) to A-1 (Agricultural)

Michele Hansard, Director, appeared before the Commissioners to request approval of Ordinance 2022-Z-3. Mrs. Hansard stated on November 28, 2022 the Johnson County Plan Commission gave a unanimous, favorable recommendation to amend the zoning map of the Zoning Ordinance to be zoned A-1, Agricultural, for 2.075 acres of property located at 5192 E. Rocklane Road, Greenwood. Discussion was held and all questions were answered satisfactorily.

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

2. Consideration of Rezoning of 0.76 acres at 4411 West County Line Road from R-2 (Single-Family Residential) to B-1 (Neighborhood Business)

Mrs. Hansard stated on November 28, 2022 the Johnson County Plan Commission gave an unfavorable recommendation to amend the zoning map of the Zoning Ordinance to be zoned B-1, Neighborhood Business, for 0.76 acres at 4411 W. County Line Road. She asked the recommendation be affirmed and the zoning map change proposal be rejected. Discussion was held and all questions were answered satisfactorily.

Mr. West made a motion to accept the Plan Commissions recommendation and reject the request as presented. Mr. Walls seconded the motion, which carried unanimously.

Mr. Baird stated the petitioner was in the audience today; however, public comment was allowed during the Planning and Zoning Meeting in regards to this matter and would not be heard again at this time. He also noted there would be time for public comment at the end of the Commissioners meeting.

3. Ordinance 2022-Z-4: An Ordinance to Accept Zoning Jurisdiction of the City of Franklin Extra-Territorial Area and to Amend the Official Zoning Map of Johnson County, Indiana

Mrs. Hansard stated Johnson County has adopted a comprehensive plan to eliminate the extraterritorial area that is as comprehensive in scope and subject matter as that in effect by Franklin's Zoning Ordinance. Discussion was held and all questions were addressed satisfactorily.

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

Mr. Baird stated there was a considerable amount of work put into this project and he would like to recognize and say thank you to all of those who were involved and helped make this happen.

F. Highway

1. Ratification of Financial Commitment Letter for Federal-Aid Project Application

Daniel Johnston, Engineer, appeared before the Commissioners to request the Ratification of a Financial Commitment Letter for the Clark School Road Federal Funding Application, submitted December 2, 2022.

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

**2. Approval of Economic Development Income Tax Capital Improvement Plan
Duplicative for G4 below**

This item was removed from the agenda.

**3. Approval and Execution of Preliminary Engineering and R/W Services
Agreements for Smith Valley Road**

This item was removed from the agenda.

G. Board of Commissioners

**1. Approval of Agreement for Consulting Services and Michael A. Reuter Consulting
Services, Inc.**

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

**2. Approval of Lease Agreement with Law Resources Center, LLC for 170 North
Jackson Street, Franklin, Indiana**

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

**3. Ordinance 2022-O-26: An Ordinance of the Johnson County Board of
Commissioners Repealing Ordinance Number 2006-O-10 and 2009-O-7 for the
Cumulative Bridge Fund**

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

4. Ordinance 2022-O-28: An Ordinance to Adopt a Capital Improvement Plan

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

NEW & OLD BUSINESS

Claims

No claims were presented due to the yearend schedule for payment.

Commissioners' Minutes

11/21/22 – Regular Meeting

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

Public Comment - (limited to 5 minutes per person)

Mr. Walls stated he would like to recognize Luke Mastin, Highway Department, for his work on the Capital Improvement Plan.

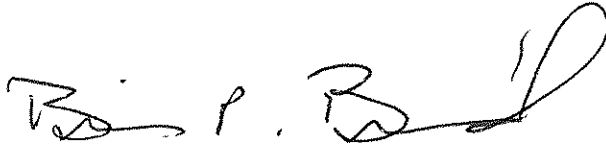
Mr. Baird stated Barb Davis, County Coordinator, was given an award for Administrator of the Year during the Indiana Association of County Commissioners Meeting. He thanked Mrs. Davis for her continued hard work and dedication to Johnson County.

David Kingen, Neighborhood Downtown Zoning Assistance, appeared before the Commissioners and stated he would like to bring up issues regarding Consideration of Rezoning of 0.76 acres at 4411 West County Line Road from R-2 (Single-Family Residential) to B-1 (Neighborhood Business). Discussion was held and all questions were addressed.

COMMISSIONERS' REGULAR MEETING- MONDAY DECEMBER 05, 2022

ADJOURNMENT

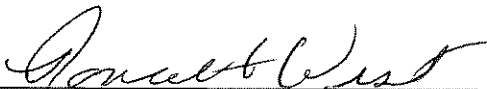
There being no further business, Mr. Walls moved to adjourn. Mr. West seconded the motion, which unanimously carried.



Brian P. Baird



Kevin M. Walls



Ron H. West

Attest:

Pamela J. Burton

Auditor

