

**COMMISSIONERS' REGULAR MEETING – MONDAY, AUGUST 14, 2023**

The meeting was called to order by Chairman, Brian Baird at 10:00a.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 BIDS FOR THE JOHNSON COUNTY SHERIFF'S TRAINING CENTER PROJECT**

Adam Gadberry, County Attorney, opened and read the following sealed bids received for the Johnson County Sheriff's Training Center Project:

1. Charles C. Brandt Construction - \$999,999.76
2. White Oak Construction Corporation d/b/a White Oak Commercial Group - \$875,000.00
3. Duke Commercial - \$1,020,000.00
4. DeWees Construction - \$948,692.00

Mr. Walls moved to give the bids to Mr. Baird and Wes Harrison, Project Manager, for review and to give a recommendation at the next regularly scheduled Commissioners' meeting. Mr. West seconded the motion, which carried unanimously.

**AMITY FIRE PROTECTION DISTRICT – DISCUSSION OF SPECIAL DEBT LEVY FOR PURCHASE OF A NEW PUMPER TANKER FIRE TRUCK**

Heath Brant, Amity Fire Protection Board Member, was present to discuss a special debt levy for the purchase of a new pumper tanker fire truck. Jackie Brockman, Amity Fire Chief, was also present in the audience to answer any questions regarding this request.

Mr. Brant explained the current pumper tanker fire truck the department owns is in disrepair. He explained continued use of the truck would increase the chance that the internal tank of the truck would crack, which would put the truck out of commission. He noted the importance of having a pumper tanker fire truck in this district because there is only one fire hydrant located on the northern edge of the district. He stated there are currently three trucks known to be available that could be purchased by the department with a delivery date of April 2024. He added if they do not purchase one of the trucks currently available the wait time would be up to two years for another truck to be built.

Mr. West expressed his concern of the effect this may have on other County budgets.

Mr. Walls suggested gathering more information about the effect on other budgets, as well as the effects of the debt levy before going to Council.

Mr. Baird noted this is only a discussion and the ultimate decision would be for the Council.

Mr. West moved to support the discussion to appear before the Council. Mr. Walls seconded the motion, which carried unanimously.

## **ELECTED OFFICIALS AND DEPARTMENT HEADS**

### **A. VASIA**

#### **1. Approval of Agreement for Legal Services with Joe Walterman**

Lauren Rynerson, VASIA Director, was present to request approval of an agreement for legal services for Joe Walterman to represent her in an upcoming case.

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

#### **2. Approval of LexisNexis Risk Solutions Government Application Agreement**

Mrs. Rynerson remained before the Commissioners to request approval of the LexisNexis Risk Solutions Government Application Agreement for a one year term.

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

### **B. Court Services**

#### **1. Approval to Apply for the 2023 Court Interpreter Emergency Grant**

Mr. Baird noted Shena Johnson, Court Administrator, was unable to attend the meeting and he would present the request in her absence.

Mr. Walls moved to approve the request to apply for the 2023 Court Interpreter Emergency Grant as presented. Mr. West seconded the motion, which carried unanimously.

### **C. Sheriff**

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

Duane Burgess, Sheriff, was present to request approval of their annual contract with Mid America Health, Inc. for dental health in the Jail.

Mr. West moved to approve the Memorandum of Understanding with Mid America Health, Inc, pending legal. Mr. Baird seconded the motion, which carried 2-0; Mr. Walls abstained from the vote.

### **D. Emergency Management**

#### **1. Approval to Attend the 2023 EMAI Conference, October 24<sup>th</sup> thru 27<sup>th</sup>, 2023 in Indianapolis, Indiana**

Stephanie Sighting, EMA Director, was present to request approval to attend the 2023 EMAI Conference on October 24<sup>th</sup> thru 27<sup>th</sup>, 2023 in Indianapolis, Indiana.

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

## **E. Planning & Zoning**

### **1. Ordinance 2023-Z-1: An Ordinance Amending Area of the Zoning Map of Johnson County, Indiana from B-1 (Neighborhood Business) to A-1 (Agricultural)**

Michele Hansard, Director of Planning & Zoning, was present to request approval of Ordinance 2023-Z-1 to correct a zoning error that involves a property at 3002 S US 31, Franklin, IN 46131. She noted this piece of property has been incorrectly zoned as B-1, Neighborhood Business, since 1975.

Mr. Walls moved to approve Ordinance 2023-Z-1 as presented. Mr. West seconded the motion, which carried unanimously.

### **2. Acceptance of Storm Water Easement with Center Grove Community School Corporation**

Mrs. Hansard remained before the Commissioners to request acceptance of a storm water easement with Center Grove Community School Corporation to keep detention access for the future Center Grove Wellness Center.

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

## **F. Health**

### **1. Ordinance 2023-O-20: An Ordinance Establishing Regulations for Johnson County On-Site Residential Sewage Systems**

Betsy Swearingen, Health Department Director, was present to request approval of Ordinance 2023-O-20 which would establish regulations in addition to the new House Bill that recently passed. She noted the state adopted one policy for the entire state and this Ordinance would add further regulations to the policy. She then requested this item be tabled while they continue to finalize their regulations and work with the State.

Mr. Baird expressed concern with the additional regulations. He requested more information before taking action.

Mr. Walls moved to table the approval of Ordinance 2023-O-20 to a later meeting. Mr. West seconded the motion, which carried unanimously.

## **G. Highway**

### **1. Approval and Execution of Contract for Road Safety Audit**

Daniel Johnston, Highway Engineer, was present to request approval and execution of a professional services contract with Corradino LLC to conduct a road safety audit at the intersection of CR 144 and 625 W, also known as Smokey Row Road. He explained this audit would analyze crash patterns, traffic patterns, gather first responder input, and offer recommendations to improve the intersection in the future.

Mr. West asked if the audit could be done in-house rather than contracted out.

Mr. Johnston explained the audit could be done in house; however, the time commitment does not align with the current operations at the Highway Department. He also added contracting with this company will help in their MPO application as the company has been used by INDOT for this scope of work.

Mr. Walls moved to approve the contract with Corradino LLC for a road safety audit, pending legal. Mr. West seconded the motion, which carried unanimously.

## **2. Request for Bid Date for 2023 Mill and Overlay Project**

Mr. Johnston remained before the Commissioners to request bids for the 2023 Mill and Overlay Project to be opened at the regularly scheduled Commissioners' meeting on Monday, August 28, 2023 at 10:00a.m. He stated this project would be 100% locally funded and focus on connector roads and some residential streets.

Mr. Walls moved to approve the bid date for the 2023 Mill and Overlay Project on Monday, August 28, 2023 at 10:00a.m. Mr. West seconded the motion, which unanimously carried.

## **3. Approval of 2023 Fit at the Farm Special Event Permit**

Mr. Johnston also requested approval of a special event permit for the 2023 Fit at the Farm 5K on October 7, 2023 which will benefit the Clark Pleasant Education Fund. He stated the event will close down part of CR 250 E for a few hours. He noted the request has passed all other county checkpoints thus far.

Mr. West moved to approve the special event permit for the 2023 Fit at the Farm event, pending legal. Mr. Walls seconded the motion, which carried unanimously.

## **4. Approval to Approach Council for Additional Appropriations**

Luke Mastin, Highway Supervisor, was present to request approval to approach the Council for additional appropriations at their meeting on August 14, 2023 at 7:00p.m. He stated the three additional appropriations that are needed to pay for the tree assistance cleanup from the recent tornados, needed vehicle repairs and maintenance, and the Graham & Paul Hand Road Inter-local Agreement that was recently approved by the Commissioners.

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

## **5. Approval of Professional Services Agreement for CR 144 Funding Application Preparation**

Mr. Mastin remained before the Commissioners to request approval of a professional services agreement for application preparation for the CR 144 widening project. He explained this would include assistance with preparing the documentation and grant application for the Federal Raise Grant. He also added this could be used for State and Federal applications in the future.

Mr. West moved to approve the professional services agreement, pending legal. Mr. Walls seconded the motion, which carried unanimously.

**6. Approval of Partnership with Whiteland and New Whiteland for Whiteland Road and Centerline/Sawmill Road Intersection Improvement**

Mr. Mastin also requested approval of a partnership with the Town of Whiteland and the Town of New Whiteland for the Whiteland Road and Centerline/Sawmill Road Intersection Improvement Project. He noted the west leg of the project is the County's jurisdiction. He explained this project was discussed at a previous meeting and the project would be funded through federal aid and any overage in cost would be split equally between the entities.

Mr. West moved to approve the partnership for the Whiteland Road and Centerline/Sawmill Road Intersection Project, pending legal. Mr. Walls seconded the motion, which carried unanimously.

**7. Approval of USDA Letter for Emergency Watershed Protection Program Assistance**

Mr. Mastin requested approval to send a letter to the USDA for Emergency Watershed Protection Program Assistance following the effects of the June 25<sup>th</sup> tornado. He explained the program was made to protect public infrastructures. He noted this letter is simply a notification of interest in assistance and not a commitment.

Mr. West inquired about the sections of private property along the effected channels.

Mr. Mastin stated these sections will be considered in the assessment. He also noted there are other USDA programs that are available for private property owners. He stated this information could be sent out to private property owners along the affected areas if the County does not get approval from the USDA for this program.

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

**8. Approval to Auction Surplus Equipment**

Mr. Mastin also requested approval to auction surplus highway equipment at the Don Smock fall auction on September 15, 2023 with use of an auctioneer in accordance with state statute. He noted he would provide an updated record list to the Commissioners following the sale of the surplus equipment.

Mr. Walls moved to approve the auction of surplus highway equipment, pending legal. Mr. West seconded the motion, which unanimously carried.

**H. Board of Commissioners**

**1. Resolution 2023-R-09: A Resolution Regarding the Disposition of Surplus Bond Proceeds**

Mr. West moved to approve Resolution 2023-R-09 as presented. Mr. Walls seconded the motion, which carried unanimously.

**2. Approval of Addendum to Agreement:**

- a. **Wes Harrison, P.E.**
- b. **Baker Tilly US, LLP**
- c. **Barnes & Thornburg, LLP**
- d. **Fiber Network, LLC d/b/a JCFiber**

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

**3. Acceptance of Lowest Quote and Award of Contract Pursuant to IC 36-1-12-5 for Fairground Storage Building Gutter Guards Project**

Mr. Gadberry read the following quotes received for the Fairground Storage Building Gutter Guards Project:

- 1. Gutter Magic - \$1,850.00
- 2. R. Lynn Gutter – Declined to give bid
- 3. Roof Ranger - \$4,285.21

Mr. Walls moved to award the contract to Gutter Magic as the lowest bidder. Mr. West seconded the motion, which unanimously carried.

**4. Acceptance of Lowest Quote and Award of Contract Pursuant to IC 36-1-12-5 for West Annex Gutters Project**

Mr. Gadberry read the following quotes received for the West Annex Gutters Project:

- 1. Gutter Magic - \$4,750.00
- 2. R. Lynn Gutter – Declined to give bid
- 3. Roof Ranger - \$6,517.59

Mr. Walls moved to award the contract to Gutter Magic as the lowest bidder. Mr. West seconded the motion, which carried unanimously.

**5. Acceptance of Lowest Quote and Award for Contract Pursuant to IC 36-1-12-5 for West Annex Paint Exterior Concrete Project**

Mr. Gadberry read the following bids received for the West Annex Paint Exterior Concrete Project:

- 1. Paint Co. - \$14,993.00
- 2. Certapro Painters - \$21,285.00
- 3. Roof Rangers - \$39,936.00

Mr. Walls confirmed the bids had been reviewed and were satisfactory with Jason Miller, Courthouse Maintenance Director.

Mr. Walls then moved to award the contract to Paint Co. as the lowest bidder. Mr. West seconded the motion, which carried unanimously.

### **NEW & OLD BUSINESS**

#### **Public Safety Communications – Request to Approach Council for Additional Appropriations**

Heath Brant, 911 Director, came before the Commissioners to request approval to approach Council for an additional appropriation in the overtime line item to cover the rest of the year.

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

#### **Claims**

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

#### **Commissioners' Minutes**

1. **6/26/2023 – Executive Session**
2. **7/24/2023 – Regular Meeting**
3. **8/2/2023 – Executive Session**

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

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

Mr. Walls stated two County employees passed away last week and requested prayers for their families.

### **ADJOURNMENT**

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

REGULAR COMMISSIONERS' MEETING – MONDAY, AUGUST 14, 2023



**Brian Baird**



**Kevin Walls**



**Ron West**

**Attest:  
Elizabeth A. Alvey  
Auditor**

