

Boone County Board of Commissioners Minutes
March 5, 2018
Connie Lamar Meeting Room
Boone County Government Building

Commissioners Present: Marc Applegate, Jeff Wolfe and Donnie Lawson

Commissioners Absent: None

Staff Attending: Bob Clutter (County Attorney) and Kaylee Mullen (Administrative Assistant)

Board President Marc Applegate opened the meeting at 9:03 am with the pledge of allegiance.

"Before we get started, we all had a tough week last week. We just wanted to wish our deepest sympathies to the families of all those who lost their lives last week in Boone County." – Marc Applegate, President, Boone County Board of Commissioners

Approval of Minutes for February 20, 2018 (Regular Meeting):

Commissioner Donnie Lawson made a motion to approve the minutes from February 20, 2018. Commissioner Jeff Wolfe seconded the motion. Motion carried 3-0.

Approval of Minutes for February 12, 2018 (Executive Session Memorandum):

Commissioner Donnie Lawson made a motion to approve the minutes from February 12, 2018. Commissioner Jeff Wolfe seconded the motion. Motion carried 3-0.

Approval of Minutes for February 15, 2018 (Executive Session Memorandum):

Commissioner Donnie Lawson made a motion to approve the minutes from February 15, 2018. Commissioner Jeff Wolfe seconded the motion. Motion carried 3-0.

In the Matter of Legal Issues

Attorney Bob Clutter presented the following items:

1. Two agreements related to the Meijer Appeal:
 - a.) Agreement with Access Valuations from Nick Tillema for consultations and possibly testimony in the appeal.
 - b.) Agreement with Alvarez & Marsal Special Services, LLC, in particular Steve Laposa, who is going to be providing analyst recommendations and other services in the capacity as a non-testifying expert.

Attorney Bob Clutter has reviewed both agreements and recommends the Commissioners' approval. Commissioner Jeff Wolfe made a motion to approve the agreements. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

In the Matter of a New Copier at the BCSO – Sean Horan

Sean Horan from the Boone County IT Department presented a request for a new copier for the Investigation Office at the Sheriff's Department. This will be a coterminous lease with an already existing contract with Sharp to get an additional copier.

Attorney Bob Clutter has reviewed the agreement and would recommend approval. Commissioner Donnie Lawson made a motion to approve the agreement for an additional copier for BCSO. Commissioner Jeff Wolfe seconded the motion. Motion carried 3-0

In the Matter of a Request from the Nursing Division – Cindy Murphy

Cindy Murphy from the Boone County Health Department presented a request to close their office at 2PM on Monday, March 5, 2018. They are conducting their Public Vaccination Clinic at the 4-H Fairgrounds for Boone County students that are entering the 6th and 12th grades in the fall. The clinic will be open from 3pm to 7:30pm. There will be three vaccines available at this clinic. This year, there is something new; Hepatitis A is being required for entry in those grades. This is a two dose series separated by six months apart. So the department really needs to get the first dose into those students. The school has sent notices to the parents of the children that still need to be vaccinated.

Commissioner Jeff Wolfe made a motion to approve the early closure of the Boone County Health Department on Monday, March 5, 2018 at 2PM. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

In the Matter of Ordinance No. 2018-01 – Establishing a Non-Reverting Fund for the Boone County Highway Department – Craig Parks

Craig Parks from the Boone County Highway Department presented a request to establish a Non-Reverting Fund. This fund is to be utilized by the Boone County Highway Department and to be designated as the BCHD Non-Reverting Fund. The County and BCHS shall deposit in the Fund monies received from permit fees, donations, fines, reimbursement of insurance proceeds to damage road infrastructure, reimbursement from the sale and/or disposal of surplus BCHD, and miscellaneous receipts. The fund may receive and deposit such funds and they shall not revert to the County general fund, but shall be maintained in the BCHD Non-Reverting Fund from year to year. The funds captured may only be used for the purposes of operations of the BCHD. Attorney Bob Clutter read the Ordinance aloud (in pertinent parts) pursuant to state law.

Commissioner Jeff Wolfe made a motion to approve and adopt Ordinance No. 2018-01. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

In the Matter of the Biannual Bridge Inspections Report – Craig Parks / United Consulting

Craig Parks from the Boone County Highway Department and Jim Lush from United Consulting presented the Biannual Bridge Inspection Report. There were binders provided with the specifics on the bridges on the Boone County inventory. A summary of the findings for Boone County Bridges was also provided. On the summary was also listed the top 5 bridges replacement list and rehabilitation list. On the back of the summary, you can see how Boone County compares to the rest of Indiana. Boone County has a lot of old bridges and as a result of the age of the bridges the condition is a little bit less than United Consulting would like to see in comparison to the rest of the state of Indiana. United Consulting has worked with Craig on a long term plan on how to get the numbers back to the average for the State of Indiana, or better than that.

A lot of the biggest changes that United Consulting and BCHD found are that a lot of the bridges on the rehabilitation list didn't necessarily need to be. The rehabilitation list has been cut down quite a bit. There are a lot of old bridges and posted bridges in Boone County. It is United Consulting's policy to always have a plan in place to get those bridges not to be posted anymore. Any posted bridges would be recommended to be placed on the rehabilitation list or the replacement list. With that said, there haven't been a lot of changes on the replacement list.

United Consulting and BCHD did reevaluate the priority list. They feel they have a really good plan in place on which bridges they want to tackle first and foremost.

Jim Lush and Craig Parks also wanted to discuss Bridge 86 that is County Road 250 East over lane ditch. It's a bridge that Purdue did some research on. This is a steel beam bridge with a concrete deck. Purdue did some testing and wanted to see if the conventional ways of load testing and load rating this bridge were accurate. What Purdue found is that the structure is acting more as a composite. So the deck and steel beams are acting together. United Consulting was able to use that information and use that in the load rating to come up with some different results. This bridge was and still is showing up on the replacement list. Right now United Consulting is evaluating if they want to remove the current load posting. The current load grade is 10 or 12 tons. Based on Purdue's testing, the county may be able to remove that posting.

In the Matter of Public Hearing (9:30am) Resolution 2018-01 – Pursuant to IC 36-1-11 Regarding the Disposal / Exchange of property:

******Opened Public Hearing at 9:35am******

Attorney Clutter spoke on this Resolution 2018-01 pursuant to IC 36-1-11 regarding the disposal/exchange of property. Boone County is the owner of a certain parcel of real estate located on the west side of Indianapolis Avenue and north of CR 100 S. approximately 5.9 acres. RMAC, LLC is the owner of a certain parcel of real estate located on the east side of Indianapolis Avenue and north of CR 100 S. approximately 6.7 acres. Boone County agreed to transfer ownership of the County Parcel to RMAC, LLC in return for which, and contemporaneously therewith, RMAC has agreed ownership of the RMAC Parcel to Boone County. Today's public hearing was published Zionsville Times Sentinel and Lebanon Reporter on February 14, 2018. The discussion was then opened to the public to address the exchange of property. No one came forward to discuss the resolution. Marc closed the public meeting regarding to Resolution 2018-01 at 9:37am.

Other Elected Officials

1. Heather Myers, Boone County Auditor, presented a request to purchase additional licenses for CYMA. We currently have eight licenses for CYMA and ten pervasive licenses; meaning only eight can work in the system. Sean has given quotes for the purchases.

\$6,212.62 for the 7 additional licenses.

\$3,500.00 for an additional 500 employees. (Currently CYMA will only allow 500 employees within the software. The next available license requires an increase to allow up to an additional 500 employees.)

This purchase is a one-time cost. Maintenance cost will go up. Budget is just under \$10,000.00 for the license expansion. This will be presented to the Council at their next meeting for approval.

Commissioner Jeff Wolfe made a motion to approve the expansion of 7 additional new CYMA licenses and 500 additional employees to be presented to the Council.

Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

2. Debbie Ottinger, Boone County Treasure, thanked the Commissioners' for closing the Courthouse at noon on Friday, March 2, 2018. That 24 hour time frame was horrific for everyone. She just wanted to let them know how very important it was to the employees and very appreciated.

In the Matter of Old Business

None at this time.

In the Matter of Staff Reports

- a. Facility Maintenance – Mike Miller
 - b. APC – Rachel Cardis
 - c. IT Support – GUTS
 - d. Health Department – Cindy Murphy/Greg Inman
 - e. Highway Department – Craig Parks
1. Craig Parks requested action on award of Project 2018-01. This is a Constructional Overlay in various townships. Bids on this were opened at the last Commissioners' meeting. The Boone County Highway Department is recommending awarding the base bid plus alternate bids 1-4 to Calumet Asphalt for total contract amount of \$1,170,900.00. This had six alternates; the BCHD is removing 5 and 6 for budgetary constraints. BCHD purposely overstocked it to see where the bids came in and brought it down as necessary.

Commissioner Donnie Lawson made a motion to award Project 2018-01. Commissioner Jeff Wolfe seconded the motion. Motion carried 3-0.

2. Craig Parks also presented the MOU from the town of Advance for the Community Crossings Grant. We helped them get the grant. Then went ahead and incorporated their work into our first resurfacing project and also our particle project. In order for them to get reimbursement from the state we have to enter an MOU.

Attorney Bob Clutter and Craig Parks reviewed the revised MOU and would recommend the Commissioners' approval. Commissioner Jeff Wolfe made a motion to approve Memorandum of Understanding with Advance. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

3. Craig Parks also presented the purchase of a new tractor. The BCHD will be trading in their unit 47, which is an International 110. The current tractor doesn't quite meet the needs. Whereas the new tractor will be for pulling the maintainer, mowing, snowplow and other tasks. With the JPA Discount and trade in, the total value is \$119,820.40.

Attorney Bob Clutter has reviewed the purchase agreement and recommends the Commissioners' approval. Commissioner Donnie Lawson made a motion to approve the purchase agreement. Commissioner Jeff Wolfe seconded the motion. Motion carried 3-0.

4. Craig Parks also presented Bridge 72 out on 100 North for a bridge reconstruction. Craig has spoken with all the property owners. One of the property owners did not want to dedicate to the Right-Of-Way. An appraiser was contacted for an appraisal of parcel 2 of which the compensation amount is \$1050.00.

Commissioner Jeff Wolfe made a motion authorizing the offer of \$1050.00 to the land holder. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

Public Comments

None at this time.

In the Matter of Document Signing

1. Key request made for Lauren Lasley for Clerk's Entrance.

Commissioner Donnie Lawson made a motion to approve. Commissioner Jeff Wolfe seconded the motion. Motion carried 3-0.

2. Key request made for Christina Pace for Prosecutor's Office.

Commissioner Donnie Lawson made a motion to approve. Commissioner Jeff Wolfe seconded the motion. Motion carried 3-0.

3. Affidavit of Payment for USI Consultant for Bridge 202 rehabilitation and design in the amount of \$19,047.75. This comes out of the 2014 COIT Bond so there is a separate claim for approval for the Bank of New York Mellon.

Commissioner Jeff Wolfe made a motion to approve. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

In the Matter of Claims presented in today's meeting

See **(Appendix #2)**

Commissioner Jeff Wolfe made a motion to approve claims submitted. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

In the Matter of Mail

See **(Appendix #3)** for a list of mail opened by the Commissioners on this date.

In the Matter Friday, March 9, 2018

The Commissioners' had decided to deem Friday, March 9, 2018 as a holiday. Boone County Office's will be closed so county employees can attend the memorial services for Deputy Jacob "Jake" Pickett.

Commissioner Jeff Wolfe made a motion to approve the Holiday Closure for Friday, March 9, 2018. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0

With no further business, Commissioner Donnie Lawson made a motion to adjourn at 9:51am. Commissioner Jeff Wolfe seconded the motion. Motion carried 3-0.