

Boone County Board of Commissioners Minutes
January 7, 2019
Connie Lamar Meeting Room
Boone County Government Building

Commissioners Present: Jeff Wolfe, Donnie Lawson and Tom Santelli

Commissioners Absent:

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

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

In the Matter of Electing New Officers:

Commissioner Jeff Wolfe welcomed Tom Santelli to the Boone County Board of Commissioners. He then opened the meeting for nominations of the president and vice president of the board.

Commissioner Tom Santelli made the motion to nominate Commissioner Jeff Wolfe as President of the Boone County Board of Commissioners. Commissioner Donnie Lawson seconded the motion. Motion Carried 3-0.

Commissioner Tom Santelli made the motion to nominate Commissioner Donnie Lawson as Vice President. Commissioner Jeff Wolfe seconded the motion. Motion Carried 3-0.

Approval of Minutes for December 17, 2018 (Regular Meeting):

Commissioner Donnie Lawson made a motion to approve the minutes for the December 17, 2018 meeting. Commissioner Tom Santelli seconded the motion. Motion carried 3-0.

In the Matter of Legal Issues:

Attorney Bob Clutter presented the following item:

1. Final acceptance certificate for ESG.

The Commissioners made the decision to do a walk-through before signing the final acceptance certificate for ESG at their next Commissioners meeting scheduled for January 22, 2019.

2. Communications System and Services Agreement with Motorola for the radios and dispatch consoles. A notice to proceed was signed at the last Commissioners meeting on December 17, 2018 to go ahead and order the equipment. It is a 6-8 month process for the equipment to be ordered, delivered, and installed. This agreement does include the 10-year warranty.

Commissioner Donnie Lawson made a motion to approve the Communications System and Services Agreement with Motorola. Commissioner Tom Santelli seconded the motion. Motion carried 3-0.

In the Matter of Purdue Extension Contractual Services Agreement:

Attorney Bob Clutter presented the Extension Contractual Services Agreement between Purdue University and Boone County, Indiana. The renewal contract is in the amount of \$111,695.

Commissioner Tom Santelli made a motion to approve Extension Contractual Services Agreement with Purdue University. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

In the Matter of Boone EDC Update & Contract Review – Molly Whitehead:

Molly Whitehead, Executive Director of Boone EDC, provided an update for 2018 Review. Boone EDC closed on 16 deals with companies that chose to locate or expand in Boone County during 2018. There are 1,300 new jobs that are anticipated to come to the area, the average wages of that is over \$25/hour. The new capital

investment of \$279 million is expected over the next couple of years, which a significant increase from 2017 figures at \$193 million in new capital investments.

Molly Whitehead also presented the request for approval of the 2019 Contract for Professional Community and Economic Development Services and Between Boone County Indiana and Boone County Economic Development Corporation with a fee in the amount of \$135,000.00.

Commissioner Tom Santelli commented on how the Boone EDC has done an outstanding job.

Commissioner Tom Santelli made a motion to approve the contract with Boone EDC.

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

In the Matter of Acceptance of the Court Interpreter Grant:

Judge Kincaid had submitted an application to the Indiana Office of Court Services with the Indiana Supreme Court for a grant to assist and refrain the expenses of having an interpreter for court hearings. Attorney Bob Clutter presented the Court Interpreter Grant that was awarded to Boone County in the amount of \$6,000 for adoption.

Commissioner Donnie Lawson made a motion to approve the adoption of the Court Interpreter Grant.

Commissioner Tom Santelli seconded the motion. Motion carried 3-0.

In the Matter of Crawford, Murphy & Tilly, Inc. Amendment 01 – Craig Parks:

Craig Parks, County Engineer and Director of Highway Department presented the request for a formal signature on the design contract amendment previously approved by the Board of Commissioner in October 2018 for Project 2018-05, 96th Street Curve Correction. At that time, the contract amendment amount was approved, and the contract was to be brought forward at the next Commissioners meeting for signature, but never was.

Commissioner Tom Santelli made a motion to approve contract amendment with Crawford, Murphy & Tilly, Inc. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

In the Matter of Acceptance of VOCA Grant – Kent Eastwood / Alyssa Morgan:

Kent Eastwood, Boone County Prosecutor, presented the request to give Heather Myers, County Auditor, the authority to execute and submit the Victims of Crime Act (VOCA) Grant Agreement in the amount of \$223,709. The purpose of this grant is to help reimburse the County for the three victim advocates.

Commissioner Tom Santelli made a motion to approve authorizing Heather Myers, County Auditor, to execute and submit the Victims of Crime Act (VOCA) Grant Agreement. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

In the matter of Old Business:

1. 2019 Board Appointments

CAGI BOARD (COMMUNITY ACTION OF GREATER INDIANAPOLIS)			
Tom Santelli	3 Year	1/1/2017	12/31/2019

EMA AND LEPC BOARD			
Donnie	1 Year	1/1/2019	12/31/2019

Convention Visitors Bureau Board "CVB"			
Jeff Wolfe - Commissioners Representative	1 Year	1/1/2019	12/31/2019

Commissioner Tom Santelli made a motion to approve the appoints of the CAGI, EMA & LEPC, and Convention Visitors Bureau "CVB" Boards. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

AREA PLAN BOARD			
Alan Wilhoite	4 Year	1/1/2019	12/31/2022

BOARD OF ZONING APPEALS			
Alan Wilhoite	4 Year	1/1/2019	12/31/2022

Commissioner Donnie Lawson made a motion to approve the appointment of Alan Wilhoite to the Area Plan Commission "APC" and Board of Zoning Appeals "BZA" Boards. Commissioner Tom Santelli seconded the motion. Motion carried 3-0.

CVB			
Steve Jacob	2 Year	1/1/2019	12/31/2020

Commissioner Tom Santelli made a motion to approve the appointment of Steve Jacob to Convention Visitors Bureau "CVB" Board. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

REGION 5 REGIONAL WORKFORCE BOARD			
John Batts	1 Year	1/1/2019	12/31/2019

Commissioner Donnie Lawson made a motion to approve the appointment of John Batts to the Region 5 Regional Workforce Board. Commissioner Tom Santelli seconded the motion. Motion carried 3-0.

2. Attorney Bob Clutter presented a letter prepared by Kaylee Jessie, Commissioners Administrative Assistant, for the vendors who submitted responses for the Hosted Voice Over Internet Protocol Telephone Services. Due to the overwhelming response to the RFP the Commissioners and Review Committee has made the decision to push the award date to February 4, 2019.

Commissioner Tom Santelli made a motion to approve the letter to be sent to vendors who submitted a response to RFP 2018-102 Hosted Voice Over Internet Protocol Telephone Services. Commissioner Donnie Lawson second the motion. Motion carried 2-0.

In the Matter of Holliday Road Vacation Public Hearing:

*****At 9:31a.m. Commissioner Jeff Wolfe formally opened the Holliday Road Vacation Public Hearing.*****

Attorney Bob Clutter introduced Michael Andreoli who is present today on behalf of the Petitioner, Holliday – Rogers Limited Partnership and The Club at Holliday Farms, LLP, who filed a petition to partially vacate Holliday Road starting at U.S. 421 (Michigan Road) going westbound to approximately 1,500 feet east of Eagle Creek. Pursuant to Indiana State Law, the Commissioners are entitled to hear the petition and vacate the public road and right-of-way for the road after a public hearing. Notice of public hearing was published in the Lebanon Reporter and Zionsville Sentinel. Additionally, the surrounding property owners were served with a letter notifying them of the hearing today, and a copy of the petition filed by Mr. Andreoli was included. The notifications were sent out via certified mail by Attorney Bob Clutter's office. As part of the petition, Mr.

Andreoli has committed that the landowners, Boone County Highway Department, public safety personnel and any other entrusted entities would have an easement allowing them to still have access to U.S. 421. Up to this point, all of the mandates of the state law requiring a vacation have been met.

Michael Andreoli, Attorney for Henke Development, stated the Town of Zionsville granted Henke Development a PUD during the summer of 2018. They are now rapidly moving towards their first plat phase and the opportunity to build roads throughout parts of the proposed development. The development is going to consist of approximately 600 homes, with a commercial site, and an 18-hole golf course in the middle. This road vacation is necessary in order for them to begin the Primary Plat process and to relocate the entrance of Holliday Road to U.S. 421 South with a new road to be constructed. The four current property owners will be provided continuous and uninterrupted access with frontage along Holliday Road so that they will at all times enjoy access from their properties to U.S. 421 (Michigan Road) during the construction. The County, Utilities, and Public Safety will also be provided uninterrupted access to this road and the four properties. It was also agreed that maintenance on the road will be provided at no cost to the County, including but not limited to the grading of the gravel and snow removal. In addition to Attorney Bob Clutters notice, Michael Andreoli also sent a letter of explanation to the property owners.

Commissioner Jeff Wolfe asked if there was an idea on when the construction of the first phase will begin? Attorney Michael Andreoli responded that they will begin the preliminary clearing now through the winter. He suspects they will begin the road work in April and doesn't believe it will take very long.

Commissioner Jeff Wolfe asked what happens if there is an issue with the road during the time frame Henke Development has agreed to maintain the road, who should be the point of contact Michael Andreoli/Henke Development or Craig Parks/Highway Department? Attorney Michael Andreoli responded that the property owners can address issues to Henke Development directly but can also inform Craig Parks if necessary. He doesn't foresee that there will be any issues as they will be working from the west to the east. Also, Henke Development has shown to be extremely responsive in their past developments. Commissioner Jeff Wolfe requested that if there comes a time when the integrity of the road is being questioned to immediately inform Craig Parks for him to also oversee.

Commissioner Jeff Wolfe asked members of the public to come forward if they have any questions or comments. No members of the public came forward.

At 9:47a.m. the Holliday Road Vacation Public Hearing was closed.

In the Matter of Ordinance 2019-01 Partially Vacating Holliday Road and Right-Of-Way:

Attorney Bob Clutter presented Ordinance 2019-01 an ordinance partially vacating Holliday Road and Right-Of-Way. The ordinance was read aloud in pertinent parts pursuant to Indiana State Law.

Commissioner Jeff Wolfe commented on how there have been roughly three incidents in the last few years that have resulted in a vacation. These vacations are not taken lightly by the Board of Commissioners. A lot of research goes into each of these long before a vacation is approved. Commissioner Tom Santelli added to Jeff's comment that these vacations are large projects and investments that is very important the County overall. The quality of work up to this point in time has been very well executed. He also appreciates the thoroughness the Michael Andreoli has put forth based on his experience. Along with work and commitment with the developer.

Commissioner Tom Santelli made a motion to approve Ordinance 2019-01.
Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

In the Matter of Staff Reports

- a. Facility Maintenance – Mike Miller
- b. APC – Rachel Cardis
- c. IT Support – GUTS
- d. Health Department – Cindy Murphy / Josh Dickey
- e. Highway Department – Craig Parks

Craig Parks, County Engineer and Director of Highway Department presented the following items:

1. A letter of commitment for 2019 Community Crossings grant application for execution. The County did not receive funding during the last call in 2018.
 - a. Resurfacing in Various Townships in the amount of \$340,571.63 (*preliminary amount*)
 - b. Structural Overlay in Various Townships in the amount of \$275,804.91 (*preliminary amount*)

Commissioner Tom Santelli made a motion to approve the letter of commitment for 2019 Community Crossings and authorizing Commissioner Jeff Wolfe to execute when the amounts have been finalized. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

2. Change Order #1 with Conexco, Inc. in the amount of negative (-) \$31,591.44. This is for the changes in pipe structures and earthwork items. The total contract amount is being reduced to \$633,169.87.

Commissioner Tom Santelli made a motion to approve Change Order #1 with Conexco, Inc. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

3. Request to declare two pieces of equipment as surplus. A lease to own contract with Harrison County was previously executed, and they have chosen to exercise the purchase option for our used chip spreader and distributor. Payment of full purchase has been received for both pieces of equipment. The items to be declared surplus are as follows:
 - a. BCHD Unit #17 – 1990 International with Etnyre Asphalt Distributor
 - b. BCHD Unit #22 – 2000 Etnyre Chip Spreader

Commissioner Jeff Wolfe commented that Harrison County has expressed their appreciation to the County. Commissioner Donnie Lawson made a motion to approve declaring the two pieces of equipment as surplus. Commissioner Tom Santelli seconded the motion. Motion carried 3-0.

4. Acceptance of 2019 Material Bids that were opened and taken under advisement during the December 17, 2018 Commissioners meeting, excluding the fuel bid.

Please Note: St. Regis (Category #3) included a clause which allowed the price to vary. Attorney Bob Clutter recommended that the bid could be accepted conditionally and notify them that the County has accepted the prices as stated without the ability to change it in the future otherwise the County will reject it at the next Commissioners meeting.

Commissioner Tom Santelli made a motion to accept 2019 material bids categories #1-3, ***excluding*** the St. Regis bid and category #4 for fuel. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

5. Two Purchase Orders
 - a. Southeastern Equipment Co. Inc. for the Alamo McConnel Pro Series Boom Mower
 - b. JX Peterbilt for the Tandem Axel Chassis and Single Axel Chassis trucks
 - Both trucks are being purchased off the N.J.P.A., which is a competitive bid site for government agencies. The County has used them repeatedly for various vehicle and equipment purchases.

Commissioner Donnie Lawson made a motion to approve the purchase orders. Commissioner Tom Santelli seconded the motion. Motion carried 3-0.

Other Elected Officials:

There was none at this time.

In the Matter of Public Comments:

There was none at this time.

In the Matter of Document Signing:

Key Request Forms for the following:

- Shon Hough for the Coroner's Office now located at the KeyBank Building
- Steven Toleos for the Coroner's Office now located at the KeyBank Building
- Rachel Dennis for the Prosecutor's Office
- Jennifer Sweet for the Prosecutor's Office
- T.K. Morns for the Prosecutor's Office

Commissioner Donnie Lawson made a motion to approve the Key Request forms.

Commissioner Tom Santelli seconded the motion. Motion carried 3-0

In the Matter of Claims presented in today's meeting

See **(Appendix #2)**

Commissioner Donnie Lawson made a motion to approve claims as submitted.

Commissioner Tom Santelli 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.

- Attorney Bob Clutter wanted to bring to their attention the Rezone of Old Monsanto Site submitted by Michael Andreoli that will be going before the Plan Commission on Wednesday.

With no further business, Commissioner Tom Santelli made a motion to adjourn at 10:10 am.

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