

Boone County Board of Commissioners Minutes
August 5, 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 Jeff Wolfe opened the meeting at 9:00 am with the pledge of allegiance.

Approval of Minutes for July 15, 2019 (Regular Meeting):

Commissioner Tom Santelli made a motion to approve the minutes for the July 15, 2019 meeting. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

Adoption of Memorandum for Executive Session on July 29, 2019:

Commissioner Donnie Lawson made a motion to adopt the Memorandum for Executive Session on July 29, 2019. Commissioner Tom Santelli seconded the motion. Motion carried 3-0.

In the Matter of Pro Bono Legal Clinic:

Lori Schein, Circuit Court Judge, presented the request to add additional dates for the Pro Bono Legal Clinic. The dates are August 8, 2019, September 12, 2019 and October 10, 2019. The clinic will be held in Room 104 at the Courthouse from 9am to 12pm (noon) on each of those dates.

Commissioner Tom Santelli made a motion to approve all three proposed dates for the Pro Bono Legal Clinic. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

In the Matter of Legal Issues:

Attorney Bob Clutter presented the following item:

1. Billboard lease agreement for lot two (2) with a minor name change. The former billboard company has merged with FMG Indianapolis, LLC. The Boone County Commissioners executed the lease at a previous meeting, today they are just acknowledging the name change of the company. Commissioner Jeff Wolfe initialed next to the name change on the agreement.
2. Lease Agreement between with Boone County Probation and Community Corrections for the fourth floor of the KeyBank Building. The lease term is for five years from July 1, 2019 through June 30, 2025. Commissioner Tom Santelli made a motion to approve Boone County Probation and Community Corrections lease agreement for the fourth floor of the KeyBank Building. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.
3. Boone County and Transfinder GIS Limited Use Agreement that allows Transfinder to provide local geographic data for its school transportation software to be used by the Western Boone County Community School Corporation to build their school bus routes. Commissioner Donnie Lawson made a motion to approve Boone County and Transfinder GIS Limited Use Agreement. Commissioner Tom Santelli seconded the motion. Motion carried 3-0.

4. A letter from Dr. Raymond Ingram at Witham requesting Russel Roberts and Thelma Theobald be reappointed to another four-year term on the Boone County Hospital Association.
Commissioner Donnie Lawson made a motion to approve the reappointments of Russel Roberts and Thelma Theobald to another four-year term on the Boone County Hospital Association. Commissioner Tom Santelli seconded the motion. Motion carried 3-0.
5. An equipment rental contract with Southeastern for a roller to be used by the Boone County Highway Department. The monthly rate of the rental is \$3,000 and will be paid by the BCHD budget. County Attorney Bob Clutter has a few minor changes to the rental contract.
Commissioner Donnie Lawson made a motion to approve the equipment rental contract with Southeastern for a roller. Commissioner Tom Santelli seconded the motion. Motion carried 3-0.
6. Boone County Senior Services Inc. ("BCSSI") quarterly operating financial statement and The Indiana Department of Transportation ("INDOT") 5311 Contract Invoice – Voucher in the amount of \$124,106.00 for the 2nd quarter.
Commissioner Tom Santelli made a motion to acknowledge the quarterly operating financial statement and approve the INDOT 5311 Invoice for public transit. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.
7. JDAI Grant Administration Agreements for Jarred Miller and Rachel Becker to tutor students after school. All fees are paid from the grant that is received from the Indiana Department of Corrections. Commissioner Donnie Lawson made a motion to approve the JDAI Agreements for Jarred Miller and Rachel Becker. Commissioner Tom Santelli seconded the motion. Motion carried 3-0.

In the Matter of Bid Opening for Project #2019-02 Microsurfacing in Various Townships:

*****Bid opening began at 9:11 a.m.*****

Bidder's Name: Pavement Solutions Inc.

Date Received: August 5th at 8:00 a.m.

Base Bid Amount: \$111,749.92

Total of Base Bid Plus All 5 Alternates: \$495,431.44

Commissioner Tom Santelli made a motion to take bid under advisement.
Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

In the Matter of Requesting to use the Courthouse Rotunda on Saturday, July 25, 2020:

Donna Curry, Boone County Resident, presented the request to use the courthouse rotunda on Saturday, July 25, 2020 for a small wedding ceremony only. They are anticipating a guest count of forty people. She has acknowledged that she will be responsible for security.

Commissioner Jeff Wolfe asked Facilities Manager Mike Miller if he sees any problems with this request. Facilities Manager Mike Miller stated that he did not. The Commissioners requested Donna to coordinate with the County's Facilities Manager regarding set up for the wedding ceremony.

Commissioner Donnie Lawson made a motion to approve the use of the courthouse rotunda on Saturday, July 25, 2020 for a small wedding ceremony. Commissioner Tom Santelli seconded the motion. Motion carried 3-0.

In the Matter of Memorandum of Understanding for the TriCo Appointment:

County Attorney Bob Clutter presented the Memorandum of Understanding ("MOU") for the TriCo Appointment, formally known as Clay Regional Waste. The Town of Zionsville has requested to be able to make recommendations on the board appointment since they have jurisdiction of the area serviced by TriCo Regional Sewer Utility Board.

Commissioner Jeff Wolfe has requested to have a discussion on modifying some of the language in the MOU before approving. County Attorney Bob Clutter will address the requested changes with the Town of Zionsville Attorney Heather Willey.

In the Matter of ADP Contract:

Commissioner Tom Santelli made a motion to table the ADP Contract.
Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

In the Matter of AT&T Addendum #2 to Enhanced 9-1-1 Service Agreement:

Tom Garoffolo, 911 Director, presented an addendum to the original AT&T contract for continued vesta services within the 911 center. A 5th console has been installed, so they are getting ready to install the 911 software. The cost was built into the radio project in the amount of \$58,250.00, but the County has some credits with AT&T, which reduced the cost to \$34,650.00.

Commissioner Tom Santelli made a motion to approve the AT&T Addendum #2 to Enhanced 9-1-1 Service Agreement. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

In the Matter of Universal Valuations Incorporated:

County Attorney Bob Clutter presented the Universal Valuations Incorporated building update notice. The proposed cost for the annual update is in the amount of \$675 for another year.

Commissioner Donnie Lawson made a motion to approve the Universal Valuations Incorporated annual building update notice. Commissioner Tom Santelli seconded the motion. Motion carried 3-0.

In the matter of Old Business:

There was 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 / Brett Peppin
- e. Highway Department – Craig Parks

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

1. Construction in right of way permit (#201910027) for Vectren for 1,500 feet of linear bore and an open road cut at 6475 S 275 E. The work has already been completed and application was submitted after BCHD noticed the cut. Craig Parks would like to have a discussion on if an additional charge should be assessed due to the violation.

Commissioner Donnie Lawson made a motion to **table** the construction in right of way permit (#201910027) for Vectren for discussion regarding fine for violation. Commissioner Tom Santelli seconded the motion. Motion carried 3-0.

2. Construction in right of way permit (#201910028) for Bowen Engineering / Citizens Energy Group ("CEG") for an open road cut to install large water main on Cooper Road between I-865 and 96th Street. Commissioner Tom Santelli made a motion to approve the construction in right of way permit (#201910028). Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.
3. Road Closure Permit (#201930007) for Citizens Energy Group ("CEG") on September 16, 2019 to September 23, 2019. BCHD recommends approval contingent on applicant notifying all emergency and transportation officials and have 7-day pre-closure signs posted. Commissioner Tom Santelli made a motion to approve the road closure permit (#201930007). Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.
4. INDOT Form IC 639 for CR 300S / 400S Connector Project for the final closeout of the project. Commissioner Tom Santelli made a motion to approve the INDOT Form IC 639. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.
5. Warranty Deed to Eagle Creek Nature Conservancy and Preservation, Inc. for property adjacent to the Ford Road bridge. The land was the old 96th Street right of way that was just obtained as excess land from INDOT. Eagle Creek Nature Conservancy and Preservation, Inc. is dedicating the right of way for Bridge 220 in exchange for this property which was a mitigation site and will become a wildlife habitat. Ron Francis with Butler, Fairman & Seufert, Inc. added that in addition to that they need the tree mitigation conservation easement for the conservancy. Commissioner Tom Santelli made a motion to approve the Warranty Deed. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0. Commissioner Donnie Lawson made a motion to approve the Declaration of Restrictive Covenants for Conservation for the tree mitigation. Commissioner Tom Santelli seconded the motion. Motion carried 3-0.
6. Continuing concerns are being raised with the detour traffic from the SR 39 closure. Scotland Road Bridge #41 on CR 200 E continues to get lots of traffic passing through the staggered barricades. Craig Parks recommends considering a temporary closure of Bridge #41 due to concerns of the bridge's age and ability to handle the additional amount of detouring traffic. Sheriff Michael Nielsen stated that there is a lot of traffic on Sugar Creek Road from the road closure even with barricades. He personally hates closing roads from a public safety standpoint, trying to get from one point to another is really difficult, but the Sheriff's Department are here to work with everyone for the safety of the public. Craig Parks is recommending closing the road just at Bridge #41 and Bridge #32 with a permanent barricade during the SR 39 closure. There have been individuals that have gotten out of their vehicles to move the temporary barricades to pass through. County Attorney Bob Clutter will draft an ordinance for the next meeting.

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:

1. Key Request for the following:
 - Lauri Thompson for Circuit Court
 - Betty Langkop for Facilities Maintenance
 - Charles Hickson for Facilities Maintenance
 - Dick Porter for Probation Department

Commissioner Donnie Lawson made a motion to approve the key request forms.

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

2. Affidavit for payment to USI Consultants in the amount of \$7,455 for Bridge 202 rehabilitation. This is to be paid out of the 2014 COIT bond.

Commissioner Tom Santelli made a motion to approve the affidavit for payment to USI Consultants.
Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

In the Matter of Claims presented in today's meeting

See **(Appendix #2)**

Commissioner Tom Santelli made a motion to approve claims as 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.

With no further business, Commissioner Tom Santelli made a motion to adjourn at 9:52 am.
Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.