

Boone County Board of Commissioners Minutes
November 4, 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 9:12 am with the pledge of allegiance.

Approval of Minutes for October 7, 2019 (Regular Meeting), October 21, 2019 (Regular Meeting), and October 25, 2019 (Special Meeting):

Commissioner Tom Santelli made a motion to approve the minutes October 7, 2019 (Regular Meeting), October 21, 2019 (Regular Meeting), and October 25, 2019 (Special Meeting). Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

In the Matter of Legal Issues:

Attorney Bob Clutter presented the following items:

1. A Stop-Loss Agreement with Reliance.

Commissioner Donnie Lawson made a motion to approve Stop-Loss Agreement with Reliance.

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

In addition to that, the Commissioners must appoint a benefits administrator and paying agent for the county's health insurance. Attorney Bob Clutter recommended appointing the Commissioners Assistant Kaylee Jessie as the benefits administrator. He then recommended appointing County Auditor Heather Myers as paying agent subject to the submission of all health insurance premium payments or reimbursements, whether or not they are checks or ACHs, being submitted as claims. Commissioner Jeff Wolfe verified with Heather Myers if she was ok with being appointed as paying agent, and she responded yes.

Commissioner Tom Santelli made a motion to appoint Commissioners Assistant Kaylee Jessie as benefits administrator. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

Commissioner Donnie Lawson made a motion to appoint County Auditor Heather Myers as paying agent. Commissioner Tom Santelli seconded the motion. Motion carried 3-0.

2. Announced that the Commissioners will be holding an executive on Thursday, November 7th at 10 am in the Connie Lamar room.

In the Matter of 16 Days of Activism Display:

Joanna Shoemaker was present at today's meeting representing the Zonta Club of Lebanon with the request to display the 16 Days of Activism on the courthouse lawn for the fourth consecutive year. It will be displayed from November 25th (*International Day for the Elimination of Violence against Women*) to December 10th (*Human Rights Day*). She did request some leeway to set up a day or two before. It is a strategic program that is done worldwide to advocate against domestic violence.

Commissioner Tom Santelli made a motion to approve the 16 Days of Activism Display.
Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

In the Matter of FireEye Cybersecurity Services Agreement:

Sean Horan, IT Support, presented the Cybersecurity Services Agreement with FireEye. The county Clerk's Office was contacted by the Indiana Secretary of State's office about an initiative that the State is proceeding with for improving the security of elections. The Indiana Secretary of State's office has entered into an agreement with FireEye to provide all 92 Indiana counties with a solution to help monitor and prevent cybersecurity issues. This solution is being paid for completely by the Indiana Secretary of State's office until December 31, 2020, as they received grant funds to be applied towards this solution. There will be no additional cost to the county during this term. They are offering a three-tiered solution: 1) An appliance that will monitor network traffic, coming and going, that will sit on the inside of the county's network. This would benefit the whole county, not just the Clerk's office. 2) An email solution that they will provide that will cover up to 100 mailboxes. IT Support won't know for sure until a later date if the county will be able to benefit from this solution. They are waiting to hear back if all county mailboxes will be able to be included in this solution. Otherwise, they would have to change the way the email flows and that's not something they can do by a per-mailbox basis. 3) An antivirus solution that runs on the end-user's computer and this will be provided for all the PCs in the Clerk's Office. Since FireEye will have access to all the County's data, IT Support will be asking FireEye to sign a non-disclosure agreement with the County. County Attorney Bob Clutter also recommended appointing Sean Horan as the project lead and primary contact for the County.

With cybersecurity being the topic of discussion, there was further discussion on the importance of working towards getting the County Commissioners and Council surface pro laptops supplied by the county opposed to using their own personal technology devices.

Commissioner Tom Santelli made a motion to approve FireEye Cybersecurity Services Agreement, subject to receiving what the final cost will be for Boone County after the term expires and receiving executed non-disclosure agreements. Additionally, appointing Sean Horan as the project lead with the support of GUTS and being the primary contact for Boone County. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

In the Matter of Termination Letter for SIHO:

On October 25th, the Commissioners held a special meeting and made a motion to that to change the county's health insurance to United Health Care as the network, UMR as the Claims Administrator, and Reliance Standard as the Stop Loss carrier beginning on January 1, 2020. The county will be terminating their services with SIHO due to this change. A termination letter was received from SIHO outlining the procedures for claims payment throughout the end of the year. These changes are based off the recommendation from the County's Insurance Broker with Apex.

Commissioner Donnie Lawson made a motion to approve the termination letter for SIHO.
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 (#201910040) and Road Closure Permit (#201930013) for Lebanon Utilities to do a road cut for an emergency repair at CR 250N and Witt Road. The work has been completed, and the Boone County Highway Department recommends approval as the ordinance allows for emergency repairs such as this.

Commissioner Tom Santelli made a motion to approve Construction in Right-of-Way Permit (#201910040) and Road Closure Permit (#201930013) for Lebanon Utilities. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

2. Three Construction in Right-of-Way Permits (#201910041, #201910042, and #201910043) for Boone REMC to bore under roadway and various locations. Boone County Highway Department recommends approval of all three Construction in Right-of-Way Permits. There is a blanket bond on file.

Commissioner Tom Santelli made a motion to approve all three Construction in Right-of-Way Permits (#201910041, #201910042, and #201910043) for Boone REMC. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

3. Construction in Right-of-Way Permit (#201910044) Blood Hound, LLC to assist with a county project in identifying a utility at Bridge #154 on S 500W. The Boone County Highway Department recommends approval with no bond as there are under contract with Butler Fairman & Seufert.

Commissioner Tom Santelli made a motion to approve Construction in Right-of-Way Permit (201910044) Blood Hound, LLC. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

4. The recommendation to award Project 2018-06 Replacement of Bridge #161 to Duncan Robertson, Inc. All bids have been reviewed and their bid of \$369,478.40 was the lowest responsible, responsive bid and is below the engineer's estimate. If awarded, the construction agreement will be brought forward for execution at the next Commissioners meeting.

Commissioner Tom Santelli made a motion to approve the award of Project 2018-06 Replacement of Bridge #161 to Duncan Robertson, Inc. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

5. The Construction Agreement with Freehill Asphalt in the amount of \$148,786.00 for Project 2019-03, Crack Sealing in Various Townships. The Commissioners awarded the project to Freehill Asphalt at their last meeting.

Commissioner Donnie Lawson made a motion to approve the Construction Agreement with Freehill Asphalt. Commissioner Tom Santelli seconded the motion. Motion carried 3-0.

6. Two Local Roads and Bridges Matching Grant Agreements for the County's latest Community Crossings awards.

- a. Contract A249-20-LG190482 in the amount of \$195,159.79 for the replacement of Bridge #161, Project 2019-06.

- b. Contract A249-20-LG190544 in the amount of \$229,868.00 for the replacement of Bridge #311, Project 2018-07.

Commissioner Donnie Lawson made a motion to approve both Local Roads and Bridges Matching Grant Agreements. Commissioner Tom Santelli seconded the motion. Motion carried 3-0.

7. Release of Right of Way Bonds request.

- a. Duke Energy requested the release of a bond in the amount of \$5,000 for permit #201910026 when they replaced three poles south of CR 500S. Boone County Highway Department recommends release of the bond.

Commissioner Tom Santelli made a motion to approve the release of \$5,000 bond for Duke Energy. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

- b. Vectren requested the release of a maintenance bond for permit that was approved in 2016 for work on county roads 700S, 600S, 200E and 450S. They have completed this work. Boone County Highway Department would recommend further discussion as there is currently other issues with Vectren and violating the County's permit ordinance. County Attorney Bob Clutter recommended taking the request to release the maintenance bond under advisement.

Commissioner Tom Santelli made a motion to the request to release the maintenance bond for Vectren under advisement. Commissioner Donnie Lawson seconded the motion. Motion carried 3-0.

8. Boone County Highway Department is still working with Baumgartner on the final change order and the amount for Project 2018-14, Resurfacing in Various Townships. There are currently no new updates.
9. A letter was received from Marathon Pipeline as they will be doing some inspections of the rights of way within the county, visual inspections only.

Other Elected Officials:

1. Nikki Baldwin, County Recorder, presented the request to close the Recorder's Office on Friday, December 20th from 11am – 2pm to conduct Employee Training per I.C. 36-2-7.5.10 and have their Christmas Luncheon at the same time.

Commissioner Donnie Lawson made a motion to approve the closure of the Recorder's Office on Friday, December 20th from 11am – 2pm. Commissioner Tom Santelli seconded the motion. Motion carried 3-0.

2. Debbie Ottinger, County Treasurer, wanted to announce to the public that the Treasurer's Office has temporarily suspended the online ACH/EFT payments. Credit Card payments are still available. There have been a number of individuals that have selected to use the ACH/EFT option and did not have funds available, and it has been a struggle getting this straightened out. With credit card payments, notification is sent out immediately if there are insufficient funds, so the Treasurer's Office is working with Invoice Cloud to see if that can also be a solution for ACH/EFT payments as well. Other payment options are still accepted in the Treasurer's Office such as money order, cashier's check and cash to avoid additional fees for using the credit card payment option.

In the Matter of Public Comments:

There was none at this time.

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 9:59 am.

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