

BOONE COUNTY BOARD OF COMMISSIONERS

MINUTES OF THE OCTOBER 3, 2022 MEETING

The Boone County Board of Commissioners met in regular session at 9:00 AM on Monday, October 3, 2022 in the Connie Lamar Meeting Room located on the main floor of the Boone County Annex Building at 116 W. Washington Street, Room 105, Lebanon, IN 46052 with the following personnel in attendance:

Jeff Wolfe	Commissioner, President
Donnie Lawson	Commissioner, Vice President
Tom Santelli	Commissioner
Bob Clutter	County Attorney
Kaylee Jessie	Administrative Assistant

DETERMINATION OF QUORUM AND PLEDGE TO THE FLAG

Commissioner Wolfe opened the meeting at 9:03 AM with a quorum of all three (3) Commissioners present and led the Pledge to the Flag in unison.

IN THE MATTER OF MINUTES

Commissioner Santelli moved to **table** the Minutes of September 6, 2022 and September 19, 2022 Commissioners' Meetings. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

IN THE MATTER OF LEGAL ISSUES

Attorney Bob Clutter presented the following items:

- 1) Satellite Shelters Inc, purchase agreement for two temporary mobile office trailers to be utilized by administration staff during the Boone County Justice Center expansion project. The total cost is 236,955.00. The trailers will be housed at the fairgrounds. Sheriff Nielsen added that the trailers will be repurposed as training centers once the project is completed. County Attorney Bob Clutter had one minor revision to the contract.

Commissioner Santelli moved to approve the Satellite Shelters Inc. purchase agreement of two mobile office trailers. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

- 2) An irrevocable letter of credit for Jackson Run Phase 2 in the amount of \$450,000.00 for erosion control and storm sewer for acceptance. The Boone County Surveyor's Office recommends approval.

Commissioner Santelli moved to approve the irrevocable letter of credit for Jackson Run Phase 2. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

- 3) At the BZA meeting last Wednesday, the Board heard a proposal by Wabash Valley Power to put a structure for the purposes of responding emergency and various other construction activities. Wabash Valley Power is the supplier for Boone REMC. The structure would be installed on SR 52, just south of Collins Equipment. Per Wabash Valley Power's testimony, the facility is needed in this area to conduct repairs and house an emergency transformer. The next closest facility to the proposed facility is Warsaw, IN. They identified this site due to the convenience of the location to major state roads. Ronnie

Merrill, Boone County Resident, commented that the proposed structure is just a big warehouse and should be built elsewhere. The BZA approved the special exception required for the project. Chris Collins, an adjacent property landowner, commented that there have been at least three different businesses in the agriculture industry interested in this land, his company being one of them. They all applied to rezone the property for an agriculture type business and the BZA denied those requests. Why did a special exception for a multi-million-dollar company pass? Charlenae Hackett, an adjacent property landowner, would like to address Danny Lawson's involvement with the Boone REMC. As she understood, he is on the Board of Directors. The buyer of this property is Wabash Valley Power, suppliers to Boone REMC. This would be a big detriment to have this huge building next to the neighboring properties. It was determined that there was no action the commissioners could take as the BZA has already approved the special exception.

**IN THE MATTER OF RESOLUTION 2022-16
TRANSFER OF PERSONAL PROPERTY FROM THE TOWN OF WHITESTOWN, IN**

County Attorney Bob Clutter presented Resolution 2022-16 for the transfer of personal property from the Town of Whitestown, IN and read it aloud in pertinent parts pursuant to state law. The Town of Whitestown desires to transfer a 2014 Chevrolet Tahoe PPV, which is no longer needed by the Whitestown Metropolitan Police Department, to the Boone County Prosecutor's Office for the investigators use. The commissioners thanked the Town of Whitestown for their generous offer.

Commissioner Santelli moved to approve Resolution 2022-16 for the transfer of personal property from the Town of Whitestown, IN. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

IN THE MATTER OF COMMISSIONERS MEETING NOTICE FOR 2023

Pursuant to I.C. 5-14-1.5-5 (c), the Boone County Board of Commissioners will conduct regular public meetings on the first and third Monday of each month, beginning at 9:00 a.m. (local time). If those dates are a recognized holiday or the County offices are closed due to emergency, the Commissioners will conduct their public meeting on the next business day.

The public meetings will occur at the following location:

CONNIE LAMAR MEETING ROOM 105
116 W. WASHINGTON ST.
LEBANON, INDIANA 46052
(765) 483-4492

Commissioner Lawson moved to approve the Commissioners Meeting Notice for 2023. Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.

IN THE MATTER OF COVERDALE CONTRACT RENEWAL

This item has been tabled.

IN THE MATTER OF LOCHMUELLER AGREEMENT – CEMETERY DEVELOPMENT PLAN

County Attorney Bob Clutter presented the Lochmueller Group agreement to prepare a Cemetery Development Plan per Indiana Code 14-21-1-26.5 for the Boone County Farm Cemetery (Indiana Cemetery Registry #CR-06-6) as part of the Boone County Justice Center expansion project. Boone County does not want to disturb those buried there. The contract amount is for \$12,000.

The task to be performed are more specifically are as follows:

- 1) Perform historical research.
- 2) Perform field work including photographing the site area and each gravestone marker and making textual recordation of each gravestone carving.
- 3) Prepare a report with the historical context and cemetery documentation via mapping, photographs, and text.
- 4) Present during the excavation phase.

Commissioner Santelli moved to approve the Lochmueller Group agreement to prepare a Cemetery Development Plan. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

IN THE MATTER OF KEYBANK LIMESTONE AGREEMENT

Max Mendenhall, Director of Capital Investments, presented the Midwest Pressure Washing & Restoration, Inc. (dba Restoreworks Masonry Restoration) contract for the KeyBank Limestone Project. The commissioners previously approved awarding the project to Midwest Pressure Washing & Restoration, Inc. at their last meeting. The contract total is \$229,000.

Commissioner Santelli moved to approve presented the Midwest Pressure Washing & Restoration, Inc. contract for the KeyBank Limestone Project. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

IN THE MATTER OF APEX LOA WELLNESS AMENDMENT

Megan Smith, Director of Human Resources, presented the Letter of Agreement for an amendment to reflect wellness-related program updates to the employee benefits services provided by Apex Benefits Group (Apex) effective January 2023.

- Apex will administer and manage a customized wellness program
 - o Know Your Numbers
 - o Quarterly Lunch and Learns
 - o Quarterly Challenges
- Apex will collect and track all wellness documentation for activity completion towards the Boone County Government Wellness Program
- Apex will produce a report for Boone County Government to distribute incentives twice a year in May and November

The county currently pays Witham Health Services roughly \$47,000 per year for a wellness program, and Apex is willing to provide the same services for \$12,000 annually.

Commissioner Santelli moved to approve the Letter of Agreement with Apex. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

IN THE MATTER OF OLD BUSINESS

- 1) The Stop Loss carrier made changes to the plan language to add coverage for the retired Public Safety Employees and Surviving Spouses & Dependents effective 1/1/2022 to ensure compliance with the law. There were no other changes in stop loss rates or factors.

Commissioner Santelli moved to approve the amended contract and ratifying Commissioner Wolfe's signature. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

IN THE MATTER OF STAFF REPORTS

- APC – Charlie Campbell
- Coroner's Office – Justin Sparks
- Facilities / Capital Investments – Max Mendenhall
- Health Department – Lisa Younts / Abby Messenger
- Highway Department – Nick Parr
- Human Resources – Megan Smith
- IT Support – GUTS
- Other Elected Officials

Lisa Younts, Administrator of Boone County Health Department presented the following items:

- 1) The Boone County Health Department participated in the Boone County Senior Health & Wellness Expo over the weekend. They provided flu shots, pneumonia shots, and covid booster – vaccinating 134 individuals. The health department will also have flu shots available on a walk-in basis from 8am – 4pm, Monday – Friday.

Nick Parr, Director of Highway Department presented the following items:

- 1) Road closure permit (#20223005) for Citizens Energy at CR 800 E at Oak Street for a one-day closure on October 4, 2022 for the waterline relocation. The Boone County Highway Department recommends approval of the closure.

Commissioner Santelli moved to approve the road closure permit (#20223005) for Citizens Energy. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

- 2) Duncan Robertson, Inc. Change Order #2 for Project 2019-17, Bridge 217 Replacement that extends the time allowed for construction by 45 days. The extension of time is due to the utility relocation timelines that were not accounted for during the design. The project is ongoing, and the road is expected to be open in early December.

Commissioner Santelli moved to approve the Duncan Robertson, Inc. Change Order #2 for Project 2019-17. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

- 3) The title sheet of the final plan set for Project 2020-14, Bridge 148 Replacement for the commissioners signatures. A Community Crossings Matching Grant application for construction funding has been submitted for this project. Award announcements are expected this fall, and the bid date is planned for November 2022.
- 4) Alt & Witzig Engineering, Inc is requesting the release of license a bond for permit 202110063, the amount of the bond is \$15,000. Alt & Witzig Engineering, Inc performed geotechnical investigations for Bridge 180 replacement.
Commissioner Lawson moved to approve the release of the Alt & Witzig Engineering, Inc Bond for permit 202110063. Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.
- 5) Other Highway Department Items:
During the recent bridge inspections, a critical finding was discovered on Bridge 178, CR 100 S east of Perry Worth Road over Prairie Creek. The guardrail along the south side must be replaced and until that is complete cones and/or barrels will be along the south side of the bridge

IN THE MATTER OF DOCUMENT SIGNING

- 1) Claims Dockets – regular, prepays, payroll, and insurance.
Commissioner Santelli moved to approve Budgetary Claims presented from the Auditor’s Office. Motion seconded by Commissioner Lawson; motion passed unanimously 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 OF ADJOURNMENT

With no further business, Commissioner Lawson moved to adjourn the Boone County Commissioners’ Meeting at 9:53 AM on Monday, October 3, 2022. Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.