

BOONE COUNTY BOARD OF COMMISSIONERS

MINUTES OF THE NOVEMBER 7, 2022 MEETING

The Boone County Board of Commissioners met in regular session at 9:00 AM on Monday, November 7, 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 9:16 AM with a quorum of all three (3) Commissioners present and led the Pledge to the Flag in unison.

IN THE MATTER OF MINUTES

Meeting minutes for October 17, 2022 were tabled.

IN THE MATTER OF LEGAL ISSUES

Attorney Bob Clutter presented the following items:

- 1) Area Plan Commission is requesting approval of a contract that they entered into with Charlie Campbell for on-call inspection services until a full-time inspector has been hired.

Commissioner Lawson moved to approve the on-call inspection services contract with Charlie Campbell. Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.

- 2) Bonds for acceptance:

- a. Performance Bond for Park 130 Infrastructure Roundabout
 - i. Erosion control \$54,613.20
 - ii. Storm sewers \$545,765.00
- b. Performance Bond for Promontory Section 1
 - i. Storm sewers \$153,000.00

Commissioner Santelli moved to approve accepting the Performance Bonds as submitted Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

- 3) Bonds for release:

- a. Noland Legal Drain Improvements in the amount of \$1,210,540.00

Commissioner Santelli moved to approve the release of the Noland Legal Drain Improvement Bonds. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

4) Bond for acceptance:

- a. Maintenance Bonds for the Noland Reconstruction in the amount of \$302,635.00

Commissioner Lawson moved to approve the acceptance of the Noland Reconstruction Maintenance Bond. Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.

5) Performance Bonds for Park 133

- i. Storm sewers \$113,680.60
- ii. Erosion Control \$5,871.54

IN THE MATTER OF BID OPENING FOR PROJECT# 2020-14, BRIDGE NO. 148

1) Vendor: Duncan Robertson

Date Received: November 7th at 8:01am

Base Bid + 4 Alternates: \$946,601.00

2) Vendor: Milestone Contractors

Date Received: November 7th at 8:01am

Base Bid + 4 Alternates: \$993,333.00

3) Vendor: Beaty Construction

Date Received: November 7th at 7:57am

Base Bid + 4 Alternates: \$1,415,909.90

Commissioner Lawson moved to approve taking the bids under advisement for review by the highway department. Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.

IN THE MATTER OF ZONTA DISPLAY ON THE COURTHOUSE LAWN

Sara Bean, President of the Zonta Club-Lebanon, presented the request to set up the “Zonta Says NO to Violence Against Women” 16 days of activism display on the courthouse lawn from November 25th – December 10th. A local business donated additional yard signs. Zonta would like to put yard signs on display on all corners of the courthouse and the pinwheels on the southwest corner like years past.



Commissioner Lawson moved to approve the Zonta display. Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.

**IN THE MATTER OF REQUESTING USE OF THE
COURTHOUSE ROTUNDA DURING CHRISTMAS EVENT**

Kelly Cook, Mayors Administrative Assistant, presented the request the use of the courthouse rotunda for the City of Lebanon/Heart of Lebanon Christmas Event on Saturday, December 3, 2022 from 3PM – 8PM. She has already coordinated with facilities and the sheriff's office.

Commissioner Lawson moved to approve the use of the courthouse rotunda for the Christmas event. Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.

IN THE MATTER OF BOONE EDC HOUSING/UTILITY STUDY FUNDING REQUEST

Sara Ford, Manager of Talent Development for Boone EDC, presented the request a funding request of \$10,000 for a Boone County Housing / Utility Study. This study will create an inventory of the homes that already exist here in Boone County, identifying the workforce and housing needs. The Boone EDC recognizes that there will be a need for additional housing as the county continues to grow. This study will also help identify where utilities will be needed to support the growth. This study is also a component of the READI Program.

Commissioner Santelli moved to approve the funding request of \$10,000 for the Boone County Housing / Utility Study. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

IN THE MATTER OF BCSSI / INDOT 5311 GRANT AGREEMENT

County Attorney Bob Clutter presented the Boone County Senior Services, Inc. (BCSSI) Indiana Department of Transportation (INDOT) Section 5311 Grant Agreement to provide public transportation e-signed by Commissioner Wolfe on October 30, 2022. The term of this agreement is from January 1, 2023 through December 31, 2023.

Commissioner Santelli moved to approve ratifying the BCSSI / INDOT 5311 Grant Agreement. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

IN THE MATTER OF BCSSI / INDOT 3RD QUARTER 5311 OPERATING CLAIM

County Attorney Bob Clutter presented the 3rd quarter BCSSI 5311 operating claim in the amount of \$86,519.00

Commissioner Santelli moved to approve INDOT / BCSSI 3rd Quarter 5311 operating claim. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

IN THE MATTER OF LEBANON HIGH SCHOOL MADRIGALS PERFORMANCE

County Attorney Bob Clutter presented the request received from Mrs. Gwen Schoeff for the Lebanon High School Madrigals to sing holiday carols in the courthouse rotunda on Friday, December 16th around 11 AM.

Commissioner Santelli moved to approve the Lebanon High School Madrigals performance. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

IN THE MATTER OF BANK OF NEW YORK MELLON FEE SCHEUDLE

County Attorney Bob Clutter presented the Bank of New York (BNY) Mellon Corporate Trust Fee Schedule for the Boone County, Indiana, Local Income Tax Lease Rental Revenue Bonds, Series 2022.

Commissioner Santelli moved to approve the BNY Mellon fee schedule. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

IN THE MATTER OF GUTS BUSINESS MANAGEMENT CONTRACT – IT SUPPORT SERVICES

Sean Horan, IT, presented the Government Utilities Technology Service, Inc (GUTS) renewal business management contract for Information Technology (IT) management. This contract does include a fourth staff member, which was approved during the County Council's Budget Workshops.

Commissioner Lawson moved to approve the Government Utilities Technology Service, Inc (GUTS) renewal business management contract for Information Technology (IT) management. Motion seconded by Commissioner Santelli motion passed unanimously 3-0.

IN THE MATTER OF GUTS BUSINESS MANAGEMENT CONTRACT – JUSTICE CENTER

Sean Horan, IT/GUTS, presented the Government Utilities Technology Service, Inc (GUTS) business management contract for the Boone County Justice Center expansion project. This project will involve significant after-hours work for hardware installation, project planning, equipment ordering for project, equipment testing and implementation. The rate for these services is \$125.00/per hour with a cost not to exceed of \$130,000 for the entire project.

Commissioner Lawson moved to approve the Government Utilities Technology Service, Inc (GUTS) business management contract for the Boone County Justice Center expansion project. Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.

IN THE MATTER OF RESOLUTION 2022-19 PUBLIC EMPLOYEES' RETIREMENT FUND – 3% EMPLOYER CONTRIBUTION

It was determined that there was not a need for the commissioners to adopt this resolution. The County Council graciously approved contributing 3% to the Public Employees' Retirement Fund (PERF) during the budget workshops, effective date of January 1, 2023, and they will be adopting a Resolution to that effect at their next meeting. Resolution 2022-19 Public Employees' Retirement Fund – 3% employer contribution is voided.

IN THE MATTER OF DELTA DENTAL DOCUMENTS

Kaylee Jessie, Administrative Assistant, presented the Delta Dental Plan documents for dental and vision effective January 1, 2023. This includes a high and low plan for dental.

Commissioner Lawson moved to approve the Delta Dental documents presented. Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.

IN THE MATTER OF RELIANCE TERMINATION LETTER

Kaylee Jessie, Administrative Assistant, presented the letter to Reliance as our formal notice of termination of our Dental and Vision Plans as of midnight December 31, 2022.

Commissioner Lawson moved to approve the Reliance termination letter of our Dental and Vision Plans. Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.

IN THE MATTER OF OLD BUSINESS

There was none at this time.

IN THE MATTER OF STAFF REPORTS

- APC – Rachel Cardis
- 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

Sean Horan, IT/GUTS presented the following items:

- 1) GUTS has deployed the new ID badge solution and most of IDs for the county employees have been printed. Megan Smith, Human Resources Director, requested a secondary license be added to the assistance’s PC. Sean Horan, IT/GUTS, presented the Toshiba contract for the additional license in the amount of \$570.

Commissioner Santelli moved to approve the Toshiba contract for the additional license. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

- 2) GUTS submitted a Grant proposal in the amount of \$20,000 for equipment updates for the Emergency Management Agency (EMA) and they received approval late afternoon last Friday – 100% funding.

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

- 1) Construction in right-of-way permit (#202210061) for TDS Telecom at CR 300 E between CR 500 S and CR 400 S to install underground service to new commercial business. The Boone County Highway Department recommends approval with a \$10,000 Bond.

Commissioner Lawson moved to approve the construction in right-of-way permit (#202210061) for TDS Telecom. Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.

- 2) Construction in right-of-way permit (#202210062) for Boone REMC at 5342 Elizaville Road to provide service to a new home. The Boone County Highway Department recommends approval with a \$5,000 Bond.

Commissioner Santelli moved to approve the construction in right-of-way permit (#202210062) for Boone REMC. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

- 3) Construction in right-of-way permit (#202210063) for John Riner at about 1500 feet north of CR 200 S on CR 950 W for an open road cut on the gravel road. The Boone County Highway Department recommends approval, contingent to Mr. Riner coordinating with the Boone County Surveyor's Office.

Commissioner Lawson moved to approve the construction in right-of-way permit (#202210063) for John Riner. Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.

- 4) Construction in right-of-way permit (#202210064) for Doug Dickerson at CR 600 W between CR 550 S and Middle Jamestown Road for an open road cut on the gravel road. The Boone County Highway Department recommends approval, contingent to Mr. Dickerson coordinating with the Boone County Surveyor's Office.

Commissioner Santelli moved to approve the construction in right-of-way permit (#202210064) for Doug Dickerson. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

- 5) Construction in right-of-way permit (#202210065) for TDS Telecom at CR 300 S between CR 800 E and CR 875 E for the relocation of Boone County Bridge #192. The Boone County Highway Department recommends approval and to waive the Bond.

Commissioner Santelli moved to approve the construction in right-of-way permit (#202210065) for TDS Telecom and waiving the bond fee. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

- 6) Construction in right-of-way permit (#202210066) for Frontier North Inc. at 5710 W 650 N to provide customer with fiber optic service. The Boone County Highway Department recommends approval with a \$15,000 Bond.

Commissioner Santelli moved to approve the construction in right-of-way permit (#202210066) for Frontier North Inc.. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

- 7) Road closure permit (#202230006) for Doug Dickerson at CR 600 W between CR 550 S and Middle Jamestown Road. The dates are to be determined. The Boone County Highway Department recommends approval subject to Mr. Dickerson coordinating with the department on dates for the closure.

Commissioner Santelli moved to approve the road closure permit (#202230006) for Doug Dickerson. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

- 8) Road closure permit (#202230007) for John Riner at about 1500 feet north of CR 200 S on CR 950 W for the tile replacement. The dates are to be determined. The Boone County Highway Department recommends approval subject to Mr. Riner coordinating with the department on dates for the closure. Commissioner Santelli moved to approve the road closure permit (#202230007) for John Riner. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.
- 9) The Administrative Settlements for the land acquisition of several parcels for the Bridge 192 replacement project.
Commissioner Santelli moved to approve the Administrative Settlements. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.
- 10) Grady Brothers, Inc Change Order #2 for Project 2022-02, asphalt resurfacing in various townships. This is the final closeout change order that reduces the total contract amount by \$41,158.55. Commissioner Santelli moved to approve the Grady Brothers, Inc Change Order #2 for Project 2022-02. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.
- 11) Asphalt Materials has provided Boone County with the opportunity to carry over the material bid price for CY 2022 into CY 2023. The Boone County Highway Department recommends execution of the Asphalt Materials price extension agreement.
Commissioner Lawson moved to approve the Asphalt Materials Extension Agreement. Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.
- 12) The execution of the final plan title sheets for the Grassy Branch Bridges #151 and #152. The bridges are being constructed as part of the Grassy Branch reconstruction project and they are replacing existing small structures HA-001 on CR 300 W Just south of 625 S & JA-032 on CR 425 W just south of 625 S. The bid opening has been advertised for the November 21, 2022. Also, part of this project will be the replacement of small structure HA-009 on CR 75 W just north of 600 S.
- 13) The Boone County Highway Department's portable message board policy.
- 14) Federal call for projects is now open. The Boone County Highway Department plans to submit funding applications for:
- Bridge #84, CR 400 E north of 100N
 - Bridge #401, CR 300 S just east of Huddersfield
 - Safety Project for countywide striping where it currently does not exist

IN THE MATTER OF DOCUMENT SIGNING

- 1) An affidavit for payment for Lochmueller for the SC015 replacement in the amount of \$2691.01. Commissioner Santelli moved to approve the affidavit for payment for Lochmueller. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.
- 2) Claims Dockets – regular, prepaids, 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 Santelli moved to adjourn the Boone County Commissioners' Meeting at 10:16 AM on Monday, November 7, 2022. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.