

BOONE COUNTY BOARD OF COMMISSIONERS

MINUTES OF THE OCTOBER 16, 2023 MEETING

The Boone County Board of Commissioners met in regular session at 9:00 AM on Monday, October 16, 2023 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:

Donnie Lawson	Commissioner, President
Jeff Wolfe	Commissioner, Vice President
Tim Beyer	Commissioner
Bob Clutter	County Attorney
Kaylee Jessie	Executive Administrator

DETERMINATION OF QUORUM AND PLEDGE TO THE FLAG

Commissioner Lawson 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

Commissioner Beyer moved to approve the Minutes of October 2, 2023 Commissioners' Meetings as presented. Motion seconded by Commissioner Wolfe; motion passed unanimously 3-0.

IN THE MATTER OF LEGAL ISSUES

Attorney Bob Clutter presented the following items:

- 1) Release Maintenance Bonds for Edmonds Creek North at Anson Section 1
 - Storm & Subsurface in the amount of \$107,976.50
 - Erosion Control in the amount of \$15,525.86
 - Totaling \$123,502.36

Release Maintenance Bonds for Edmonds Creek North at Anson Section 2

- Storm & Subsurface in the amount of \$150,299.25
- Erosion Control in the amount of \$28,239.17
 - Totaling \$178,538.42

Release Performance Bond for Edmonds Creek North @ Anson Section 3

- Erosion Control in the amount of \$44,294.81

Commissioner Wolfe moved to approve the release of the maintenance bonds and performance bond for Edmonds Creek North and Anson Section as submitted. Motion seconded by Commissioner Beyer; motion passed unanimously 3-0.

- 2) Accept Performance Bonds for Cardinal Pointe Section 5
 - Erosion Control in the amount of \$73,000.00
 - Storm Sewer & Rear Yard SSD in the amount of \$1,079,900.00

- Totaling: \$1,152,900.00

Commissioner Beyer moved to approve accepting the Performance Bond for Cardinal Pointe Section 5 as presented. Motion seconded by Commissioner Wolfe; motion passed unanimously 3-0.

3) Accept Maintenance Bonds for Patch Whitestown CR 450

- Storm Drainage in the amount of \$175,869.00

Commissioner Beyer moved to approve accepting the Maintenance Bonds for Patch Whitestown CR 450 as presented. Motion seconded by Commissioner Wolfe; motion passed unanimously 3-0.

IN THE MATTER OF OPERATION GREEN LIGHT

County Recorder Nicole “Nikki” Baldwin presented Operation Green Light. This coming Veterans Day, the National Association of Counties (NACo) and the National Association of County Veteran Service Officers (NACVSO) invite the nation’s 3,069 counties, parishes and boroughs to join Operation Green Light and show support for veterans by lighting our buildings green from November 6 to November 12. By shining a green light, county governments and our residents will let veterans know that they are seen, appreciated and supported. County Attorney Bob Clutter presented Resolution 2023-09 supporting Operation Green Light for Veterans and read is aloud in pertinent parts pursuant to state law.

Commissioner Wolfe moved to approve Resolution 2023-09 supporting Operation Green Light. Motion seconded by Commissioner Beyer; motion passed unanimously 3-0.

IN THE MATTER OF TIMECLOCK PLUS RENEWAL CONTRACT

Mike Nielsen, Project Manager, presented the Timeclock Plus contract renewal for a 1-year term in the amount of \$18,105.05 for hardware support & maintenance, employee license, and plans.

Commissioner Wolfe moved to approve the Timeclock Plus contract renewal for a 1-year term. Motion seconded by Commissioner Beyer; motion passed unanimously 3-0.

IN THE MATTER OF ORDINANCE 2023-08 OPT-IN TO SERVE ON ASPIRE

County Attorney Bob Clutter presented Ordinance 2023-08 to opt-in to serve on the Aspire Indiana Health Governing Board and read it aloud in pertinent parts pursuant to state law. Aspire Indiana Health is the State’s designated Community Mental Health Center (CMHC) for Boone County, Indiana. The member or designee selected shall serve a three (3) year term.

Commissioner Wolfe moved to approve Ordinance 2023-08 to opt-in to serve on the Aspire Indiana Health Governing Board. Motion seconded by Commissioner Beyer; motion passed unanimously 3-0.

IN THE MATTER OF BOARD APPOINTMENT DISCUSSION FOR ASPIRE

The appointment to the Aspire Indiana Health (AIH) Governing Board was tabled for further consideration. A special meeting was scheduled Monday, October 23, 2023 at 8am to appoint a member to the board.

IN THE MATTER OF INDOT/LPA AGREEMENT FOR BRIDGE 84

Nick Parr, Director of Highways, presented the Indiana Department of Transportation (INDOT) /Local Public Agency (LPA) project coordination contract Des No. 2201606 for Bridge 84, CR 400 E north of CR 100 N. The county was previously awarded the funds, this agreement allows us to receive \$646,451.98 in federal funds for the construction of the bridge. The contract was previously approved by Commissioner Lawson on October 5, 2023, via DocuSign and requesting ratification.

Commissioner Wolfe moved to approve ratifying the INDOT/LPA Agreement Des No 2201606 for Bridge 84. Motion seconded by Commissioner Beyer; motion passed unanimously 3-0.

IN THE MATTER OF OLD BUSINESS

BOONE COUNTY JUSTICE CENTER PROJECT UPDATES

Michael Nielsen, Project Manager, presented the following updates for the Boone County Justice Center project:

Safety	○ 150 days without a recordable incident. ○ Daily and weekly safety meetings continue.
Issues	○ Pouring concrete at Aqua swirl structures this week. All forms about ready. ○ Temp power interruption as demo at 157A door and hit an electrical conduit. Babcock Electrical Contractor resolved last week. ○ Load bearing issue in Building B and working through what additional steel will be needed. The building is safe, and work continues.
Milestones accomplished since last update	○ Completed purchase of all cages and equipment needed to move operations to F-Block. Installs this week. ○ October 24th is the cut-over date for the operations move, and all is on schedule. ○ Unit E masonry ahead of schedule. Floors poured. ○ Unit C (current Sally Port) is scheduled for Demo on 10/30.

Commissioner Wolfe addressed some concerns of people potentially walking the Boone County Justice Center expansion site in the evening without an escort. This would be a violation of all the safety recommendations. This is a secure site that the contractor is in control of during construction. There is potential for injury. Entering the site without authorization and accompanied by a construction team member could result in trespassing charges. Someone may coordinate with Mike Nielsen, Project Manager, to tour the site.

TIMECLOCK PLUS PROJECT UPDATES

Michael Nielsen, Project Manager, presented the following updates for TimeClock Plus (TCP):

- Thanked the commissioners for renewing the contract for another 1-year term.
- Had a meeting this week with the Auditors office and Human Resources to work through the procedure of integration. Meeting with both offices continually to work through the best process for the integration.
- Also working on policies and procedures.

K2M 20 YEAR NEEDS ASSESSMENT PROJECT UPDATES

Michael Nielsen, Project Manager, presented the following updates for K2M 20 Year Needs Assessment Project:

- The team is compiling all the data that has been retrieved through interviews, physical walk throughs, digital plans, etc.

IN THE MATTER OF STAFF REPORTS

- APC – Stephen Elkins
- Capital Investments / Facilities – Max Mendenhall
- Health Department – Lisa Younts / Abby Messenger
- Highway Department – Nick Parr
- Human Resources – Megan Smith
- IT Support – GUTS
- Other Elected Officials

Lisa Younts, Director of Health Department – Nursing Division presented the following item(s):

- 1) The Boone County Health Department hosted a vaccine clinic at the Senior Expo on October 7, 2023. They provided vaccines to 189 individuals, totaling 282 vaccines – flu, Covid, and pneumonia. Walk-in flu shots are now being offered at the health department during normal business hours. Flu homebound vaccines are also available upon request.

Nick Parr, Director of Highways presented the following item(s):

- 1) Construction in right-of-way permit (#202310128) for BSM Groups/Charter at 11650 W 800 N for underground linear construction. There is a blanket bond on file. The Boone County Highway Department recommends approval.

Commissioner Beyer moved to approve the construction in right-of-way permit for BSM Groups/Charter. Motion seconded by Commissioner Wolfe; motion passed unanimously 3-0.

- 2) Construction in right-of-way permit (#202310129) for Citizens Energy at Stonegate Drive and Oak Street for underground linear construction. There is a blanket bond on file. The Boone County Highway Department recommends approval.

Commissioner Beyer moved to approve the construction in right-of-way permit (#202310129) for Citizens Energy. Motion seconded by Commissioner Wolfe; motion passed unanimously 3-0.

- 3) Construction in right-of-way permit (#202310130) for TDS near 9034 E 350 S Zionsville, IN for underground linear construction. The Boone County Highway Department recommends approval with a \$20,000 Bond.

Commissioner Wolfe moved to approve Construction in right-of-way permit (#202310130) for TDS. Motion seconded by Commissioner Beyer; motion passed unanimously 3-0.

- 4) Construction in right-of-way permit (#202310131) for REMC at 745 N 300 E to bore new service. There is a blanket bond on file. The Boone County Highway Department recommends approval.

Commissioner Beyer moved to approve the construction in right-of-way permit (#202310131) for REMC. Motion seconded by Commissioner Wolfe; motion passed unanimously 3-0.

- 5) Road closure permit (#202330022) for Atlas Technical Consultants on CR 300 N between US-52 to Witt Road from October 30, 2023, through November 3, 2023. The reason for the closure/lane restrictions is for geotechnical investigation for the I-65/US-52 interchange project.

Commissioner Wolfe moved to approve the road closure permit (#202330022) for Atlas Technical Consultants Motion seconded by Commissioner Beyer; motion passed unanimously 3-0.

- 6) Asphalt Materials has offered to extend their agreement and carry their 2023 bid into 2024. Commissioner Wolfe moved to approve the Asphalt Materials extension agreement. Motion seconded by Commissioner Beyer; motion passed unanimously 3-0.

- 7) Butler Fairman & Seufert (BF&S) Task Order #34 to provide further plan and bid document review for various projects and duties as assigned by the Boone County Highway Department in the amount of \$35,000. The hourly not to exceed amount of Task Order #34, agreed upon on June 19, 2023, is increased from \$25,000 to \$60,000.

Commissioner Wolfe moved to approve the BF&S Task Order #34. Motion seconded by Commissioner Beyer; motion passed unanimously 3-0.

- 8) After months of negotiations, encountering challenges with contract language and design of the new structure for Project 2022-24, Bridge 139 Replacement, the Boone County Highway Department has determined the best way for this project to move forward is with a different consultant. The department is seeking to terminate the contract, that did not include all of the necessary services, with the consulting firm and move forward with negotiating with the next highest scoring firm. Requesting approval to work with the county attorney to draft a contract cancellation letter that can be signed by the board president. Commissioner Beyer moved to approve authorizing Commissioner Lawson to execute the contract termination letter on behalf of the board. Motion seconded by Commissioner Wolfe; motion passed unanimously 3-0.

- 9) Highway Items for Information:

- Lilly Project updates
 - Lane Restrictions (Left Turn) at CR 300 N and US 52 are ongoing.
 - SR 39 at CR 300 N will be restricted for 2 to 3 weeks while crews install additional pavement and a temporary signal.

Megan Smith, Director of Human Resources presented the following item(s):

- 1) OSHA Training will be rolled out this week. Departments will have through the end of December 2023 to complete the required training courses.

IN THE MATTER OF DOCUMENT SIGNING

- 1) Affidavit for payment to Lochmueller Group in the amount of \$360.00 (Invoice #313190) for the Boone County culvert replacement SC015.

Commissioner Wolfe moved to approve the affidavit for payment to Lochmueller Group. Motion seconded by Commissioner Beyer; motion passed unanimously 3-0.

2) Claims Dockets – regular, prepaids, payroll, and insurance.
Commissioner Beyer moved to approve Budgetary Claims presented from the Auditor’s Office. Motion seconded by Commissioner Wolfe; 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 Beyer moved to adjourn the Boone County Commissioners’ Meeting at 9:50 AM on Monday, October 16, 2023. Motion seconded by Commissioner Wolfe; motion passed unanimously 3-0.