

COMMISSIONERS' REGULAR MEETING – April 27, 2009

Commissioner John Price called the April 27, 2009 Commissioners' regular meeting to order at 3:30 p.m. with Board members Tom Kite and Troy DeHart present.

PLEDGE: John Price led the pledge of allegiance.

INVOCATION: Tom Kite led the invocation.

RESOLUTION OF THE BOARD OF COMMISSIONERS OF JOHNSON COUNTY, INDIANA WITH RESPECT TO THE BORROWING OF FUNDS FOR THE FAMILY AND CHILDREN'S FUND- REVISED: Tom Kite made a motion to approve resolution number 2009-02, a resolution of the Board of Commissioner of Johnson County, Indiana with respect to the borrowing of funds for the Family and Children's Fund. Troy DeHart seconded the motion and the motion carried unanimously.

DISCOVER DOWNTOWN FRANKLIN- REQUESTING USE OF THE COURTHOUSE LAWN FOR STRAWBERRIES ON THE SQUARE AND THE 4TH FRIDAY SUMMER CONCERT SERIES: Brenda Jones-Matthews, County Coordinator, stated she is presenting this request on behalf of the Discover Downtown Franklin members. Ms. Jones-Matthews stated the following dates are requested by the Discover Downtown Franklin members:

May 22nd, June 26th, July 24th, August 28th, and September 25th

Ms. Jones-Matthews stated the Courthouse Square would be used for the Strawberries on the Square festival and the 4th Friday Summer Concert Series.

Tom Kite made a motion to approve the request. Troy DeHart seconded the motion and the motion carried unanimously.

FRANKLIN PARKS & RECREATION- REQUESTING APPROVAL TO USE WEST COURT STREET FOR THE FARMERS' MARKET ON SATURDAYS- JUNE 6TH- OCTOBER 3RD: Brenda Jones- Matthews, County Coordinator, stated she is presenting this request on behalf of the Franklin Parks & Recreation. Ms. Jones-Matthews stated the Franklin Parks & Recreation is requesting the use of West Court Street on Saturdays June 6th – October 3rd for the Farmers Market. Ms. Jones-Matthews stated they would be using East Court Street on Wednesdays through the summer.

Tom Kite made a motion to approve. Troy DeHart seconded the motion and the motion carried unanimously.

TOWN OF WHITELAND COMMON CONSTRUCTION WAGE BOARD- APPOINTMENT OF COUNTY BODY TAXPAYER REPRESENTATIVE-JOE KELSAY: Troy DeHart made a motion to approve appointing Joe Kelsay as the County

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body taxpayer representative. Tom Kite seconded the motion and the motion carried unanimously.

ADMINISTRATIVE FUNCTION AS TO DEPARTMENT HEADS:

Johnson County Weights & Measures- Ordinance Establishing Regulations and Enforcement Guidelines for the Johnson County Weights and Measures Inspector- Second Reading- Jerry Napier: Tom Kite made a motion to approve ordinance number 2009-05, an ordinance establishing regulations and enforcement guidelines for the Johnson County Weights and Measures inspector. Troy DeHart seconded the motion and the motion carried unanimously.

Johnson County Emergency Management- Approval to Select a Vendor to Update the District 5 Emergency Plans- Forrest Sutton: Tug Sutton, Emergency Director, stated he is before the Board today to receive approval to select a vendor to update the District 5 Emergency Plans. Mr. Sutton stated all Counties in the State of Indiana are working on getting consistent plans into place. Mr. Sutton also stated the vendor selection would be made by all District 5 members.

Tom Kite made a motion to approve. Troy DeHart seconded the motion and the motion carried unanimously.

Swine Flu Event- Ruth Freese- Bioterrorism Coordinator-Health Department: Ruth Freese, Bioterrorism Coordinator, stated on addressing the recent swine flu event the Health Department has been pro-active in getting information out to the schools, long-term healthcare facilities and the physicians offices. Ms. Freese also stated they would be notifying the industries in the County. Ms. Freese stated the affected age group at this time is the age group of 4-56. Mr. Freese stated this event is not affecting the normal age groups. Ms. Freese also stated this event is still so new there is little known about the effects.

Ms. Freese stated the State will sending Johnson County the anti-viral Tamiflu from the stockpile. Ms. Freese stated Indiana is considered a priority State with the shipment of Tamiflu, due to the number of public events going on around the State. Mr. Freese stated only the infected will be given the anit-viral. Ms. Freese stated if the need to dispense the Tamiflu becomes a need, the dispensing would take place probably in an abandoned building with a drive thru service as not to infect others.

Ms. Freese stated the Health Department would be the point of contact for any questions.

Ms. Freese stated right now we are in the first phase of this event.

The Commissioners asked to be informed of the effect of this event.

Johnson County Highway Department- Approval and Execution of Contract for Rehabilitation of Bridge No. 35 Carrying C.R. 800 East over Big Blue River- Gary Vandegriff: Mike Pelham, Highway Engineer, stated he is before the Board today to

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receive approval of the contract for the rehabilitation of Bridge No. 35 carrying 800 East over Big Blue River. Mr. Pelham stated the contract amount is \$306,762.00.

Tom Kite made a motion to approve the contract. Troy DeHart seconded the motion and the motion carried unanimously.

Johnson County Planning & Zoning- Agreement between The City of Indianapolis Department of Metropolitan Development and Johnson County- First Amendment- Dan Batta: Dan Batta, Planning & Zoning Director, stated he is before the Board today to receive approval of the agreement between the City of Indianapolis Department of Metropolitan Development and Johnson County. Mr. Batta stated this amendment extends the contract out through the end of 2009.

Troy DeHart made a motion to approve. Tom Kite seconded the motion and the motion carried unanimously.

Johnson County Planning & Zoning- MOU with the Johnson County Partnership for Water Quality- Dan Batta: Dan Batta, Planning & Zoning Director, stated he is before the Board today to present the MOU with the Johnson County Partnership for Water Quality. Mr. Batta stated this MOU is between the seven MS4's within the County, the Soil and Water Conservation and the Solid Waste District. Mr. Batta stated IDEM has required this MOU to be put into effect. Mr. Batta stated he is not seeking approval of the form today. Mr. Batta stated the Attorney needs to review the form before approval is granted. Mr. Batta stated he would bring this item back before the Board when it is approved by the Attorney.

Johnson County Planning & Zoning- Eric Sample Building Permit Approval- Dan Batta: Dan Batta, Planning & Zoning Director, stated he is before the Board today to receive approval of the Eric Sample building permit approval. Mr. Batta stated this lot conforms to the zoning ordinance, but is only 5 acres.

Tom Kite made a motion to approve the Eric Sample building permit approval with a survey. Troy DeHart seconded the motion and the motion carried unanimously.

Johnson County Auditor- Health Scope Benefits, Inc. - Third Party Claims Management Agreement- Jan Richhart: Jan Richhart, Auditor, stated this item needed to be tabled for one week to allow for further review by the County Attorney.

Tom Kite made a motion to table for one week. Troy DeHart seconded the motion and the motion carried unanimously.

Johnson County Board of Commissioners- Certificate of Substantial Completion for the New Animal Shelter- Signature Requested: John Price, Commissioner, stated this item needed to be tabled for one week.

COMMISSIONERS' REGULAR MEETING – April 27, 2009 Continued

Tom Kite made a motion to table for one week. Troy DeHart seconded the motion and the motion carried unanimously.

Johnson County Board of Commissioners- Poor Relief Hearing Decision- Approval Requested: Troy DeHart made a motion to approve the poor relief hearing decision. John Price seconded the motion and the motion carried unanimously.

NEW AND OLD BUSINESS:

Commissioner's Regular Session Minutes 4-20-09-Approval Requested: Tom Kite made a motion to approve. Troy DeHart seconded the motion and the motion carried unanimously.

Claims-Approval Requested: Troy DeHart made a motion to approve. Tom Kite seconded the motion and the motion carried unanimously.

Williams Hewitt Barrett & Wilkowski, LLP- \$21,721.66- Approval Requested: Tom Kite made a motion to approve the Williams Hewitt Barrett & Wilkowski, LLP invoice in the amount of \$21,721.66. Troy DeHart seconded the motion and the motion carried unanimously.

Bridge No. 35- Rehabilitation: Troy DeHart, Commissioner, stated the Commissioners and the Highway Department has tried their best to coordinate this project around harvest time for the farmers. Mr. DeHart stated because of the length of the project, if it is not started now it would cut into the harvest time for farmers. Mr. DeHart stated he understands the farmers are now in the process of spring planting season, but also understands the need to have this project down by the fall harvest season.

John Price, Commissioner, stated the executive session would be held as follows:

2) Pursuant to IND. CODE 5-14-1.5-6.1(b) (5), "to receive information about and interview prospective employees."

5) Pursuant to IND. Code 5-14-1.5-6.1(b)(2)(D), "the purchase or lease of real property by the governing body up to the time a contract or option to purchase or lease is executed by the parties."

Adjournment: Tom Kite made a motion to adjourn the meeting. Troy DeHart seconded the motion and the meeting was adjourned.

Pursuant to I.C. 5-14-1.5-6.1, the Johnson County Board of Commissioners held their Executive Session @ 4:00 p.m. or immediately following the conclusion of the public meeting, whichever occurs later, to discuss personnel matters relative to the Board of Commissioners. It is hereby certified by the Johnson County Board of Commissioners that no subject matter was discussed in this executive session other than the subject matter specified in the public notice.

COMMISSIONERS' REGULAR MEETING – April 27, 2009 Continued

John L. Price

Thomas A. Kite

Troy A. DeHart

ATTEST: _____
Jan Richhart, Auditor