

COMMISSIONERS' REGULAR MEETING – April 6, 2009

Commissioner John Price called the April 6, 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.

NEACE LUKENS- REQUEST APPROVAL FOR ANNUAL PHYSICALS AND PRE-EMPLOYMENT FIT FOR ROAD DEPUTIES- STEVE MOORE: Steve Moore, Neace Lukens, stated he is before the board today to present to the Board for approval of Fit for Duty physicals for road deputies. Mr. Moore stated the company name is Public Safety Medical. Mr. Moore stated the physicals would cost \$485.00 per physical. Mr. Moore stated this is a great savings to the County. Mr. Moore also stated the physicals would be funded through the medical insurance budget.

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

RESOLUTION OF THE BOARD OF COMMISSIONERS OF JOHNSON COUNTY, INDIANA WITH RESPECT TO THE BORROWING OF FUNDS FOR THE FAMILY AND CHILDREN'S FUND: John Price, Commissioner, stated this resolution covers the balance of expenditures for 2008 only. Mr. Price stated the amount to be borrowed is \$220,000.00. The resolution number assigned is 2009-02

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

HERMAN & KITTLE PROPERTIES, INC.- REQUEST TO REVISIT ROAD CUT AT STATE ROAD 135 & STONES CROSSING FOR COPPER CHASE AT STONES CROSSING: Mike Roderer , Herman & Kittle Properties, Inc., stated they are before the Board today to receive approval of a road cut permit at State Road 135 and Stones Crossing roads for the Copper Chase at Stones Crossing subdivision. Mr. Roderer stated for public safety reasons, directional boring underneath Stones Crossing Road is not viable, and the general contractor is requesting the Board to issue a road cut permit. Mr. Roderer stated they have received documentation from the contractor that the road would fail during the construction or shortly after. Mr. Roderer stated he feels that is a very big safety issue for the general public that would travel down the road. Mr. Roderer also stated Midwest Mole suggested lowering the pipe by five (5) feet to allow for a more suitable bore. Mr. Roderer stated their engineer stated the drainage would not function if the pipe was lowered to allow for a proper bore.

Gary Vandegriff, Highway Director, stated he understands their concerns with the road failing, but he still recommends the bore.

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After further discussion, Troy DeHart made a motion to approve the road cut. John Price seconded the motion. Tom Kite voted against the motion. The motion passed two to one.

ADMINISTRATIVE FUNCTION AS TO DEPARTMENT HEADS:

Johnson County Treasurer- Request for Approval/Signatures of Merchant Application for Point & Pay (telephone VISA payment for property taxes) - Rita Sievertson: Rita Sievertson, Treasurer, stated she is before the Board today to receive approval of the application for the Point & Pay service. Ms. Sievertson stated this service would allow for property tax payments to be made by phone by calling an 800 number.

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

Johnson County Information Technology- Approval of Expenses from the Enhanced 911 Fund- Rob Norris: John Price, Commissioner, stated the invoice before the Board is an invoice from Schneider Corporation for the Public Safety addressing project. Mr. Price stated the amount of the invoice is \$40,000.09. Aaron Shaw, GIS Director, stated there will be one more payment of \$1,000.00 once the project is complete.

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

Johnson County Health Department- Indiana State Department of Health- Mass Prophylaxis Plan Discussion- John Bonsett: John Bonsett, Health Department Director, stated Michael Burger with the Indiana State Department of Health to give an update to the Board on what the Health Department and the ISDH are doing regarding the mass prophylaxis plan. Mr. Burger stated they are working with the County Health Department to help develop their mass prophylaxis plan. Mr. Burger stated developing this plan will help the Johnson County Health Department have an appropriate response. Mr. Burger also stated the County Health Department has been working on receiving the proper training and will be participating in a full scale exercise this June.

The Commissioners thanked Mr. Burger for speaking to the Board.

Johnson County Emergency Management- 2007 Homeland Security Grant Program Sub-Grant Agreement- GIS- Approval Requested- Tug Sutton: Tug Sutton, EMA Director, stated he is before the Board today to receive signatures on the 2007 Homeland Security Grant Program sub-grant agreement for the GIS. Mr. Sutton stated the Board has already approved the grant agreement.

Johnson County Veterans Services- Request to Approach the Council for an Appropriation (FEMA money) - Charles Russell: Charles Russell, Veterans Services Director, stated he is before the Board today to request to approach County Council for an appropriation from the FEMA money for the purchase of a new copier. Mr. Russell

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stated he previously requested the money from the County Council before he knew the FEMA money was available to request. Mr. Russell stated the money that was previously requested would be reverted back to the general fund. Mr. Russell stated the amount he would be requesting from the FEMA money would be \$5,900.00.

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

Johnson County Museum- View Estimates & Request Approval to Purchase Chairs (flood related)- Sarah Rogers: Sarah Rogers, Museum Director, stated she is before the Board today to receive approval to purchase chairs to replace ones that were damaged in the flood due to mold. Ms. Rogers stated the chairs would be located in the meeting room in the Museum. Ms. Rogers also stated she has received three quotes. Ms. Rogers stated the lowest, and the one she recommends is in the amount of \$1,062.82. Ms. Rogers stated she had an allotment of \$2,500.00 to spend on the chairs. Ms. Rogers also stated she would like to request approval to approach County Council for an appropriation of the funds from the general fund. Ms. Rogers stated she understands the insurance money received by the County was put into the County General Fund.

Tom Kite made a motion to approve the quote of \$1,062.82 for the purchase of thirty (30) chairs for replacement due to the flood and to approach County Council for an appropriation of the insurance money. Troy DeHart seconded the motion and the motion carried unanimously.

Johnson County Museum- Approval to Close Museum for Installation of Epoxy Flooring- Sarah Rogers: Sarah Rogers, Museum Director, stated she is before the Board today to receive approval to close the Museum for the installation of epoxy flooring in the Museum elevator tower. Ms. Rogers stated an anonymous donor has donated money to the Museum to install the same epoxy flooring in the elevator tower that was installed in the basement. Ms. Rogers stated the project would be done sometime in June. Ms. Rogers stated the project would take about a week and a half to complete, with the Museum being required to close at least two (2) days. Ms. Rogers also stated the Museum would not have handicapped access the entire length of the project. John Price, Commissioner, stated once the project days are scheduled to send over a memo to the County Attorney and the County Coordinator notifying them of the project days.

Tom Kite made a motion approving the closure of the Museum for the installation of the epoxy flooring in the elevator tower, with the scheduled project dates to be determined. Troy DeHart seconded the motion and the motion carried unanimously.

Johnson County Highway Department- Recommendation of 2009 Material Bid (Paint & Glass Beads) - Gary Vandegriff: Gary Vandegriff, Highway Director, stated he is before the Board today to receive approval of the recommendations of the 2009 material bids (paint & glass beads). Mr. Vandegriff stated he recommends Swarco for the glass beads and Ennis Paint for the road paint.

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Tom Kite made a motion to approve the Highway Departments bid recommendations for the 2009 materials. Troy DeHart seconded the motion and the motion carried unanimously.

Johnson County Highway Department- Approval & Execution of Change Order No. 2 for C.R. 200 North and Bridge Improvement Project- Gary Vandegriff: Gary Vandegriff, Highway Director, stated he is before the Board today to receive approval of change order no. 2 for 200 North and bridge improvement project. Mr. Vandegriff stated the change order is for the omission of No.2 stone for the construction entrance from the original list of pay items. Mr. Vandegriff stated the increase is in the amount of \$9,030.00, of which the County's cost will be \$1,806.00.

Troy DeHart made a motion to approve the change order request in the amount of \$1,806.00. Tom Kite seconded the motion and the motion carried unanimously.

Johnson County Highway Department- Request to Approach the Council for an Appropriation of \$150,000 from the Cumulative Bridge Fund- Gary Vandegriff: Gary Vandegriff, Highway Director, stated he is before the Board today to receive approval to approach County Council for an appropriation of \$150,000.00 from the Cumulative Bridge Fund. Mr. Vandegriff stated the appropriation will cover a portion of the total estimated construction costs for the Bridge 35 Rehabilitation project. Mr. Vandegriff stated the Highway Department is still pursuing aid through the Federal Stimulus Package for this project. Mr. Vandegriff stated should the stimulus package not go though this project will be handled as a locally funded project.

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

Johnson County Planning & Zoning- Larry Gates Building Permit Approval- Dan Batta: Tom Kite made a motion to approve a building permit with a survey to Larry Gates. Troy DeHart seconded the motion and the motion carried unanimously.

Johnson County Planning & Zoning- Gerald Adair Building Permit Approval- Dan Batta: Troy DeHart made a motion to approve a building permit with a survey to Gerald Adair. Tom Kite seconded the motion and the motion carried unanimously.

Johnson County Planning & Zoning- Melissa Gillepsie Building Permit Approval- Dan Batta: Troy DeHart made a motion to approve a building permit with a survey to Melissa Gillepsie. Tom Kite seconded the motion and the motion carried unanimously.

Johnson County Planning & Zoning- Michael Belden Building Permit Approval- Dan Batta: Troy DeHart made a motion to approve the Michael Belden building permit. Tom Kite seconded the motion and the motion carried unanimously.

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Johnson County Commissioners- Lease of Farmland for 2009- Signature Requested: Troy DeHart made a motion to approve the Farmland lease for 2009 in the amount of \$75.00 an acre for 16.2 acres with Tom Hensley. Tom Kite seconded the motion and the motion carried unanimously.

Johnson County Commissioners- Change Order Request for Oren Wright Project-Denney Excavating: Troy DeHart made a motion to approve the change order request in the amount of \$3,864.00 for the Oren Wright project. Tom Kite seconded the motion and the motion carried unanimously.

Johnson County Commissioners- Veteran Service Officer- Notice of Appointment-Signature Requested: Troy DeHart made a motion to approve the Veteran Service Officer notice of appointment. Tom Kite seconded the motion and the motion carried unanimously.

Johnson County Commissioners- St. Francis Health Care Services, Inc. - Business Associate Agreement Amendment: Tom Kite made a motion to approve. Troy DeHart seconded the motion and the motion carried unanimously.

NEW AND OLD BUSINESS:

Commissioner's Regular Session Minutes 3-23-09-Approval Requested: Troy DeHart made a motion to approve. Tom Kite seconded the motion and the motion carried unanimously.

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

Williams Hewitt Barrett & Wilkowski, LLP- \$4,351.82- Approval Requested: Tom Kite made a motion to approve the Williams Hewitt Barrett & Wilkowski, LLP invoice in the amount of \$4,351.82. Troy DeHart seconded the motion and the motion carried unanimously.

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

1) Pursuant to IND. CODE 5-14-1.6-6.1(b) (2) (B), “for discussion of strategy with respect to initiation of litigation or litigation that is either pending or has been threatened specifically in writing.:

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

3) Pursuant to IND. CODE 5-14-1.5-6.1(b) (6), “with respect to any individual over whom the governing body has jurisdiction:
(A) to receive information concerning the individual's alleged misconduct; and

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(B) to discuss, before a determination, the individual's status as an employee, a student, or an independent contractor”

4) Pursuant to IND. CODE 5-14-1.5-6.1(b) (9), “to discuss a job performance evaluation of individual employees. this subdivision does not apply to a discussion of the salary, compensation, or benefits of employees during a budget process.”

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.

John L. Price

Thomas A. Kite

Troy A. DeHart

ATTEST: _____
Jan Richhart, Auditor