

COMMISSIONERS' REGULAR MEETING – January 26, 2009

Commissioner John Price called the January 26, 2009 Commissioners' regular meeting to order at 3:33 p.m. with Board members Tom Kite and Troy DeHart present.

PLEDGE: John Price led the pledge of allegiance.

INVOCATION: Troy DeHart led the invocation.

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

Pursuant to IND. Code 5-14-1.5-6.1(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. and

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

BOARD OF FINANCE MEETING: Tom Kite made a motion to suspend the Commissioners regular meeting to hold the Board of Finance Meeting. Troy DeHart seconded the motion and the motion carried unanimously.

After the Board of Finance meeting was held Tom Kite made a motion to open the Commissioners regular meeting. Troy DeHart seconded the motion and the motion carried unanimously.

YOUTH CONNECTIONS-PROGRAM OVERVIEW: Katie Schlafer, Executive Director of Youth Connections, stated she is before the Board today to give a program overview of Youth Connections and to request 2010 funding from the Board. Ms. Schlafer stated some of the programs offered through Youth Connections are Safe Place, Host Home, Children's Visitation Center (CVC), Custody Evaluation, Families in Transition, Youth Philanthropy and Jumpstart Mentoring. Ms. Schlafer stated she is before the Board today to mainly talk about the Custody Evaluations.

Ms. Schlafer stated she is requesting the same amount of \$9,000.00 from the Board for the year 2010.

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

HONEY CREEK LIFT STATION PROJECT- NORM GABEHART: Norm Gabehart, City Of Greenwood, stated he is before the Board today to receive approval from the Board to allow the City of Greenwood to install a twenty-four inch (24”) sanitary sewer force main and a gravity main pipeline by open cut of Stones Crossing Road. Mr. Gabehart stated the reason behind the City of Greenwood requesting the open cut of the road is because of the longevity of the pipe. Mr. Gabehart stated if the pipe is

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bored under the road there is possibility of a swag in the line. Mr. Gabehart also stated once that happens that becomes a major problem to fix.

Mr. Gabehart also stated that the City of Greenwood through its Board of Public Works and Safety agrees to be financially responsible for a period of three (3) years from the date of completion of the installed force main and gravity main pipelines for any damages to Stones Crossing Road. Troy DeHart, Commissioner, stated he would like to see the period of time set to five (5) years.

Mr. Gabehart stated the contractor is ready to start work as soon as the project is approved for an open cut.

Matt Olsen, Deputy Highway Director, stated the City of Greenwood was supposed to submit to the Highway Department after the last meeting before the Board, revised plans. Mr. Olsen stated they are still waiting on the revised plans.

The Commissioners stated they would like to see the revised plans before they give final approval.

Mr. Gabehart stated he would make sure the revised plans are delivered to the Highway Department the next business day.

Troy DeHart made a motion to table the issue until the February 2nd meeting. Tom Kite seconded the motion and the motion carried unanimously.

BRIDGE ON SOUTH OLD STATE ROAD 37- INQUIRY ON REPAIRS- JAMES SHOCKLEY: James Shockley, resident, stated he is before the Board today to discuss the repairs that need to be made to the bridge on South Old State Road 37. Mr. Shockley stated the temporary drive that is in is unsafe. Mr. Shockley stated there are three houses and a 20 acre field that the bridge provides access to.

Matt Olsen, Deputy Highway Director, stated they have submitted the damage to the State. Mr. Olsen stated the State will direct the Highway Department to replace the bridge at twice the size that it was. Mr. Olsen stated the State has issued a permit to fix the temporary drive to a permanent drive.

The Commissioners directed the Highway Department to look at the cost at fixing the bridge back to the standards.

Tom Kite made a motion to table this issue for two weeks. Troy DeHart seconded the motion and the motion carried unanimously.

ADMINISTRATIVE FUNCTION AS TO DEPARTMENT HEADS:

Johnson County Planning & Zoning- Vacation of Redbud Acres Minor Plat- Dan Batta: Dan Batta, Planning & Zoning Director, stated he is before the Board today to receive approval of the vacation of the Redbud Acres Minor Plat. Mr. Batta stated this is

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a one (1) lot subdivision. Mr. Batta stated the property is located in Section 22, Township 13, Range 3 E of White River Township on the west side of C.R. 400 W. Mr. Batta stated staff recommends approval.

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

Johnson County Planning & Zoning- Plan Commission Appointment- Dan Batta: Dan Batta, Planning & Zoning Director, stated he is before the board to receive approval of a Plan Commission appointment by the Board. Mr. Batta stated the term of Ron Eastburn expired on 12/31/08. Mr. Batta stated Mr. Eastburn is interested in continuing to serve on the Plan Commission.

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

Johnson County Planning & Zoning- Wheatcraft Property- Request Wavier for a Requirement of a Minor Plat- Dan Batta: Dan Batta, Planning & Zoning Director, stated he is before the Board today to receive approval to request wavier for a requirement of a minor plat.

Tom Kite made a motion to approve the wavier of a requirement of a minor plat for the Wheatcraft property. Troy DeHart seconded the motion and the motion carried unanimously.

Johnson County Planning & Zoning- Lisa Stephens Property- Discussion on Issuing a Building Permit for an Improper Split- Dan Batta: Dan Batta, Planning & Zoning Director, stated he is before the Board today to request authorization to issue a building permit for the Lisa Stephens property. Jack Rogers, Attorney, stated the Ms. Stephen wants to build a pole barn.

Troy DeHart made a motion to approve issuing a building permit for a pole barn. Tom Kite seconded the motion and the motion carried unanimously.

Troy DeHart recended his prior motion. Tom Kite recended his second.

Troy DeHart made a motion to approve Lisa Stephens property as being a buildable lot and issue a building permit. Tom Kite seconded the motion and the motion carried unanimously.

Parcel #- 41-11-05-024-005.000-020

Johnson County Maintenance Department- Maintenance Issues- Jason Miller: This item has been removed from the agenda.

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Johnson County Emergency Management- Indiana Homeland Security Foundation Grant- Signatures Requested- Tug Sutton: Tug Sutton, Emergency Management Director, stated he is before the Board today to receive approval of the Indiana Homeland Security Foundation Grant. Mr. Sutton stated the grant is in the amount of \$3,957.00.

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

Johnson County Emergency Management- Certificate of Merit to the Midstate Amateur Radio Club for 25 Years of Service from ARRL- Tug Sutton: Tug Sutton, Emergency Management Director, stated he wanted the Commissioners to be aware that the Midstate Amateur Radio Club has been in operation for 25 years. Mr. Sutton stated the club received a certificate of merit from ARRL.

Johnson County Information Technology- Approval of Expenses from the Enhanced 911 Fund- Rob Norris: Tom Kite made a motion to approve the expenses from the Enhanced 911 Fund in the following amounts:

Town of Princes Lakes	\$ 149.85
Motorola	\$ 420.50
Motorola	\$44,537.40
Motorola	\$ 6,272.52
Fleetwood Financial	\$12,647.84
Amerigas	\$ 196.04

Troy DeHart seconded the motion and the motion carried unanimously.

Johnson County Information Technology- Approval of Monthly Expenses from the Enhanced 911 Fund- Rob Norris: Tom Kite made a motion to approve the monthly expenses from the Enhanced 911 Fund in the amount of \$65,729.00. Troy DeHart seconded the motion and the motion carried unanimously.

Johnson County Assessor- 2011 Reassessment Bid Recommendations- Mark Alexander: Mark Alexander, County Assessor, stated he is before the Board today to receive approval of the 2011 reassessment bid recommendation. Mr. Alexander stated he recommends Tyler Technologies in the amount of \$878,900.00. Mr. Alexander stated the DLGF will review the contract once the Commissioners sign off on the contract.

Tom Kite made a motion to approve the contract with Tyler Technologies based on the approval from the DLGF. Troy DeHart seconded the motion and the motion carried unanimously.

Johnson County Superior Court No.1- Reinstatement of Full-Time Employment Status for determining Vacation Benefits and Seniority- Judge Kevin Barton: Judge Kevin Barton stated he is before the Board today to receive approval of reinstatement of a full-time employment status for determining vacation benefits and seniority. Judge

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Barton stated Jessica Vansickle left full-time employment in August of 2008 and has since returned full-time in middle of December 2008. Judge Barton stated while Ms. Vansickle left full-time employment she did work on a part-time bases.

Judge Barton stated Ms. Vansickle had conversation with Amy Thompson in the Auditors office and based on that conversation her employment might be reinstated for purpose of determining vacation time and seniority with the Board's approval.

John Price, Commissioner, stated if the Board approved this request it could create a problem with other departments in the County.

Tom Kite, Commissioner, stated it clearly addresses this issue in the Employee Handbook.

Troy DeHart made a motion to deny the reinstatement of full-time benefits as far as the vacation time and seniority. Tom Kite seconded the motion and the motion carried unanimously.

Johnson County Highway Department- Approval and Execution of the Bid Award for Stone for 2009- Gary Vandegriff: Matt Olsen, Deputy Highway Director, stated he is before the Board today to receive approval and execution of the bid award for stone for 2009. Mr. Olsen stated the Department recommends a primary and secondary award for the supply of stone. Mr. Olsen stated the primary award is Heritage Aggregates LLC d.b.a. Meshberger Stone and the secondary is Ward Stone, LLC.

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

Johnson County Highway Department- Approval of the State/LPA Contract for Construction for the Olive Branch/Morgantown Road & Bridge Project- Gary Vandegriff: Matt Olsen, Deputy Highway Director, stated he would like this item tabled until the February 2nd meeting.

Johnson County Highway Department- Request to Approach Council for Additional Appropriations in the amount of \$135,000 to complete the Design Contract for the Replacement of Bridge No. 503 on Home Avenue in Franklin- Gary Vandegriff: Matt Olsen, Deputy Highway Director, stated he is before the Board today to receive approval to approach County Council for an additional appropriations in the amount of \$135,000.00 to compete the design contract for the replacement of Bridge No. 503 on Home Avenue in Franklin.

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

Johnson County Highway Department- Request to Approach Council for Additional Appropriations in the Amount of \$7,500 to complete the Bridge

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Inspections Supplemental Agreement No. 1 due to June, 2008 Flood- Gary Vandegriff: Matt Olsen, Deputy Highway Director, stated he is before the Board today to receive approval to approach County Council for an additional appropriations in the amount of \$7,500.00 to complete the Bridge Inspections Supplemental Agreement No. 1 due to June, 2008 flood.

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

Johnson County Highway Department- Request to Approach Council for Additional Appropriations in the amount of \$250,000 to complete the Design Contract and R/W Services and Acquisition for the Intersection Improvements on Olive Branch/Morgantown Roads Project- Gary Vandegriff: Matt Olsen, Deputy Highway Director, stated he is before he Board today to receive approval to approach County Council for an additional appropriations in the amount of \$250,000.00 to complete the Design Contract and R/W services and acquisition for the Intersection Improvements on Olive Branch/Morgantown Roads Project.

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

Johnson County Fleet Administration- Request Approval of Recommendations for New Vehicles- Gary Vandegriff: Tom Kite made a motion to approve the request to purchase new vehicles for the Sheriff's Department and Highway Department. Troy DeHart seconded the motion and the motion carried unanimously.

Johnson County Fleet Administration- Request Approval to Approach Council on Recommendations- Gary Vandegriff: Tom Kite made a motion to approve. Troy DeHart seconded the motion and the motion carried unanimously.

Johnson County Animal Control- JCAC Holiday Schedule for 2009- Dr. Emily Williamson: Dr. Emily Williamson, Interim Animal Shelter Director, stated she is before the Board today to receive approval of the JCAC holiday schedule for 2009. Dr. Williamson stated the shelter is open on Saturdays. Dr. Williamson stated with the approval of this schedule the shelter would be closed on the Saturdays where a Friday or Monday County holiday would fall before or after. Dr. Williamson also stated there would be a Road Officer on call when the shelter would be closed.

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

Johnson County Animal Control- Review and Approval of Business Furniture Quotes for New Animal Shelter- Dr. Emily Williamson: Dr. Emily Williamson, Interim Animal Shelter Director, stated she is before the Board today to receive approval of quote for furniture for the new Animal Shelter. Dr. Williamson stated she has received three quotes. Dr. Williamson read the following quotes into the record:

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Indoff	\$15,120.00
OM Workspace	\$11,327.00
Options Business Interiors	\$10,499.00

Dr. Williamson stated she recommends to the Board the approval of of Options Business Interiors in the amount of \$10,499.00.

Dr. Williamson stated she is looking into the option of removing the purchase of tables. Dr. Williamson stated she wants to do some more research before removing.

Tom Kite made a motion to approve the recommendation of Options Business Interiors. Troy DeHart seconded the motion and the motion carried unanimously.

Johnson County Auditor- Maintenance Service Agreement for IBM Typewriters and Victor Calculator- Approval requested- Jan Richhart: Jan Richhart, Auditor, stated she is before the Board today to receive approval of a maintenance agreement for five (5) IBM typewriters and a Victor calculator. Ms. Richhart stated the agreement is in the amount of \$400.00 for one year.

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

Johnson County Auditor- Request to Carry Over 2008 Vacation Time- Jan Richhart: Jan Richhart, Auditor, stated she is before the Board today to receive approval for three (3) of her employees to carry over 2008 vacation time into 2009. Ms. Richhart stated she would like the employees to use the time by March 1, 2009.

Tom Kite made a motion to approve the following 2008 vacation time to be carried over into 2009 and to be used by March 1, 2009:

Barbara Davis	20.50 hours
Marsha Robinson	1.75 hours
Amy Thompson	11.50 hours

Troy DeHart seconded the motion and the motion carried unanimously.

Johnson County Auditor- Omitted Exempt Position in Employee Handbook- Jan Richhart: Jan Richhart, Auditor, stated it has come to her attention that an exempt position has been omitted from the Employee Handbook. Ms. Richhart stated the position of Weights & Measures Director was left off the list.

Tom Kite made a motion to approve the Weights & Measures Director to be added to the exempt position list in the Employee Handbook. Troy DeHart seconded the motion and the motion carried unanimously.

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Johnson County Commissioners- Scope of Work- Demolition of Oren Wright Building: Kathleen Hash, County Attorney, stated the notice to bidders will be advertised this week in the newspaper. Ms. Hash stated there will be two special meetings set to receive the bids and one to open the bids.

Tom Kite made a motion to approve the scope of work and to send notice to the papers. Troy DeHart seconded the motion and the motion carried unanimously.

Johnson County Commissioners- Johnson County Development Corporation 2009 Membership Contribution: Tom Kite made a motion to approve the 2009 membership contribution to the Johnson County Development corporation in the amount of \$25,000.00. Troy DeHart seconded the motion and the motion carried unanimously.

Johnson County Commissioners- 2009 Federal Lobbying and Government Relations Proposal- Barnes & Thornburg, LLP: Tom Kite made a motion to approve the 2009 Federal Lobbying and Government relations contract with Barnes & Thornburg, LLP in the amount of \$3,300.00 per month. Troy DeHart seconded the motion and the motion carried unanimously.

Bob Grand, Barnes & Thornburg, LLP, stated there will be several opportunities for grants and some earmarked projects down the road. Mr. Grand also there are some opportunities to get some shovel ready projects funded.

Johnson County Commissioners- Verizon Wireless Authorization- Signature Requested: Tom Kite made a motion to approve signing the Verizon Wireless authorization forms. Troy DeHart seconded the motion and the motion carried unanimously.

Johnson County 2008 OSHA Report- Signature Requested: This item was removed from the agenda.

NEW AND OLD BUSINESS:

Commissioner's Regular Session Minutes 1-05-09-Approval Requested: Troy DeHart made a motion to approve. Tom Kite seconded the motion and the motion carried unanimously.

Commissioner's Regular Session Minutes 1-12-09- Approval Requested: Tom Kite made a motion to approve. Troy DeHart 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.

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Williams Hewitt Barrett & Wilkowski, LLP- \$27,220.16- Approval Requested: Tom Kite made a motion to approve. Troy DeHart seconded the motion and the motion carried unanimously.

Bill Barrett, Litigation Attorney, stated the bill being approved is for various services throughout the whole year not just the past few months.

Miscellaneous Items: Tom Kite, Commissioner, stated he would be out of town at the February 2nd meeting.

Adjournment: Troy DeHart made a motion to adjourn the meeting. Tom Kite 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