

**COMMISSIONERS' REGULAR MEETING – January 5, 2009**

Commissioner Tom Kite called the January 5, 2009 Commissioners' regular meeting to order at 3:30 p.m. with Board members John Price and Troy DeHart present.

**PLEDGE:** Tom Kite led the pledge of allegiance.

**INVOCATION:** Tom Kite led the invocation.

Commissioner DeHart and Kite both welcomed new Commissioner John Price.

**WELLNESS COUNCIL OF INDIANA- WELLNESS CERTIFICATE AWARD:**

Mike Campbell, Neace Lukens, appeared before the Board to present to the County the Wellness Certificate Three Star Award. Mr. Campbell stated this is the first level of award with the Wellness Council of Indiana.

John Price, Commissioner, stated he would like to recognize the current Wellness Committee and the first members who started the Committee.

**Current Members:**

Amy McLaughlin, Current Chairperson  
Amy Thompson, Co-Chairperson  
Trena McLaughlin (2<sup>nd</sup> year member)  
Doug Cox, Treasurer  
Chris Abney  
Kathy Sexton, Secretary  
Kiley Leugers  
Maria Stack (2<sup>nd</sup> year member)  
Carlos Lam  
Angel Wisser  
Claudia Bigelow

**Past Members:**

Past Co-Chairperson  
Past Secretary  
  
Past Treasurer  
  
Past Incentive Coordinator  
Past Public Relations  
Libby Dalby  
Lori Meyers  
Daylon Welliver  
Robin Massinon

Tom Kite made a motion to put together certification of appreciation awards for the members of the Wellness Committee and present them at the next meeting. Troy DeHart seconded the motion and the motion carried unanimously.

**2009 COMMISSIONERS APPOINTMENTS:**

**Commissioners Chairman:** Troy DeHart made a motion to appoint John Price as Commissioners Chairman for 2009. Tom Kite seconded the motion and the motion carried unanimously.

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**Commissioners Drainage Board:** Tom Kite made a motion to appoint Troy DeHart as the Commissioners Drainage Board appointment for 2009. John Price seconded the motion and the motion carried unanimously.

**Commissioners Plan Commission:** Troy DeHart made a motion to appoint Tom Kite as the Commissioners Plan Commission appointment for 2009. John Price seconded the motion and the motion carried unanimously.

**County Attorney:** Tom Kite made a motion to appoint Kathleen Hash as the County Attorney for 2009. Troy DeHart seconded the motion and the motion carried unanimously.

**County Litigation Attorney:** Tom Kite made a motion to appoint Bill Barrett with Williams Hewitt Barrett & Wilkowski Law Firm for 2009. Troy DeHart seconded the motion and the motion carried unanimously.

**County Coordinator:** Tom Kite made a motion to appoint Brenda Jones-Matthews as the County Coordinator for 2009. Troy DeHart seconded the motion and the motion carried unanimously.

**Highway/Fleet Director:** Troy DeHart made a motion to appoint Gary Vandegriff as the Highway/Fleet Director for 2009. Tom Kite seconded the motion and the motion carried unanimously.

**Planning Director:** Tom Kite made a motion to appoint Dan Batta as the Planning Director for 2009. Troy DeHart seconded the motion and the motion carried unanimously.

**Weights & Measures Inspector:** Troy DeHart made a motion to appoint Jerry Napier as the Weights & Measures Inspector for 2009. Tom Kite seconded the motion and the motion carried unanimously.

**Maintenance Director:** Tom Kite made a motion to appoint Jason Miller as the Maintenance Director for 2009. Troy DeHart seconded the motion and the motion carried unanimously.

**Emergency Management Director:** Troy DeHart made a motion to appoint Forrest Tug Sutton as the Emergency Management Director for 2009. Tom Kite seconded the motion and the motion carried unanimously.

**Interim Animal Warden:** Tom Kite made a motion to appoint Dr. Emily Williamson as the Interim Animal Warden for 2009. Troy DeHart seconded the motion and the motion carried unanimously.

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**Community Corrections Director:** Troy DeHart made a motion to appoint Albert Hessman as the Community Corrections Director for 2009. Tom Kite seconded the motion and the motion carried unanimously.

**IT Director:** Tom Kite made a motion to appoint Rob Norris as the IT Director for 2009. Troy DeHart seconded the motion and the motion carried unanimously.

**Museum Director:** Troy DeHart made a motion to appoint Sarah Rogers as the Museum Director for 2009. Tom Kite seconded the motion and the motion carried unanimously.

**Interim Veterans Affairs Director:** Tom Kite made a motion to appoint Charles Russell as the Interim Veterans Affairs Director. Troy DeHart seconded the motion and the motion carried unanimously.

**GIS Director:** Troy DeHart made a motion to appoint Mike Sudac as the GIS Director for 2009. Tom Kite seconded the motion and the motion carried unanimously.

**Alcohol Beverage Commission Appointment (1-year term):** Tom Kite made a motion to appoint James Wong as the Commissioners appointee for 2009. Troy DeHart seconded the motion and the motion carried unanimously.

**Johnson County Community Corrections Advisory Board- Appointments:**

**Lay Person- Bill Barrett:** Tom Kite made a motion to appoint Bill Barrett as the Lay Person to the Johnson County Community Corrections Advisory Board. Troy DeHart seconded the motion and the motion carried unanimously.

**Fiscal Body Representative- Brian Walker:** Tom Kite made a motion to appoint Brian Walker as the Fiscal Body Representative to the Johnson County Community Corrections Advisory Board. Troy DeHart seconded the motion and the motion carried unanimously.

These appointments are four-year appointments.

**Johnson County Health Department- Board of Health Appointment:**

**Debbie Swinehamer:** Troy DeHart made a motion to approve Debbie Swinehamer as an appointment on the Johnson County Board of Health. Tom Kite seconded the motion and the motion carried unanimously.

**Johnson County Emergency Management- Appointment of Advisory Council Members:**

The President of the County Executive or Designee- Tom Kite  
Stephen Welch- Bargersville (Individual representing the legislative bodies of all Town Boards within the County)  
Larry Lopshire- (Commander of a Local Civil Air Unit)

**COMMISSIONERS' REGULAR MEETING – January 5, 2009 Continued**

Steve Dhondt- (County Fire Departments)  
Terry McLaughlin (Law Enforcement)  
Mike Riley- (Red Cross)  
John Brinkman-(Ambulance Service)  
Rick Littleton- (Utilities)  
James White- (Public Agencies)  
Gary Vandegriff- (Highway Department)  
Amy Grimmer-(Solid Waste Management)

Tom Kite made a motion to appoint the above appointments to the Johnson County Emergency Management Advisory Council Members. Troy DeHart seconded the motion and the motion carried unanimously.

**White River Township Fire Protection District- Appointment:**

**Butch Sutton:** Tom Kite made a motion to approve the appointment of Butch Sutton to the White River Township Fire Protection District. Troy DeHart seconded the motion and the motion carried unanimously.

**Hensley Fire Protection District- Appointment:**

**Charles Dickens:** Troy DeHart made a motion to appoint Charles Dickens to the Hensley Fire Protection District. Tom Kite seconded the motion and the motion carried unanimously.

**Needham Fire Protection District- Appointment:**

**Delbert Cragen:** Tom Kite made a motion to appoint Delbert Cragen to the Needham Fire Protection District. Troy DeHart seconded the motion and the motion carried unanimously.

**Whiteland Fire Protection District- Appointment:**

**Donald L. DeVore:** Tom Kite made a motion to appoint Donald L. DeVore to the Whiteland Fire Protection District. Troy DeHart seconded the motion and the motion carried unanimously.

**Resignation of Amity Fire Protection District Member:** John Price, Commissioner, stated the Board has received a resignation letter from Philip Pettit. Mr. Price stated he represented Needham Township while on the board.

Tom Kite, Commissioner, stated on the resignation a possible replacement was submitted to the Board. Mr. Kite stated he spoke with Henry Lewis about his interest on being on the board. Mr. Kite stated Mr. Lewis currently serves on the Board of Directors for the Fire District and cannot serve as a Fire Protection District member too. Mr. Kite stated Jackie Brockman, Fire Chief of Amity Volunteer Fire & Rescue, has submitted a name of

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Michael Lewis to the Commissioners as well. Mr. Kite stated Mike Lewis is Henry Lewis's son.

Tom Kite made a motion to appoint Michael Lewis to the Amity Fire Protection District Board. Troy DeHart seconded the motion and the motion carried unanimously.

**Employee Handbook- Discussion:** Kristi Bruther, Employee Handbook Committee Member, stated they are still waiting on the Fleet Policy and the insurance for the Board Attorneys and Public Defenders before the handbook will be complete to approve by the Board. Tom Kite, Commissioner, stated since the insurance for the Board Attorneys and the Public Defenders is not on the agenda for discussion today they would have to put this on the next agenda. Ms. Bruther also stated the County Council also wanted to review the handbook before it's approval.

John Price, Commissioner, stated he would like to see the manual come together for final approval at the next Commissioners meeting. Mr. Price also stated to the Board Attorneys and Public Defenders insurance discussion put on the next agenda.

Mr. Kite stated he spoke with the Auditor and there seems to be a problem collecting health and life insurance premiums from the Board Attorneys, Public Defenders and any County employee that is out due to medical leave. Sheriff Terry McLaughlin, Employee Handbook Committee Member, stated language needed to be drafted and put into the handbook so all employees are put on notice on paying the health insurance and life insurance premiums when due if the employee is on medical leave or suspended.

Tom Kite made a motion for the County Attorney to draft language notification to be put into the handbook for the premiums due on the health insurance and life insurance for employees that are on medical leave or a suspended employee. Mr. Kite stated he would like that language available for the January 12<sup>th</sup> meeting.

**ADMINISTRATIVE FUNCTION AS TO DEPARTMENT HEADS:**

**Johnson County GIS Department- ESRI Maintenance Quote- Signature Requested- Mike Sudac:** Mike Sudac, GIS Director, stated he is before the Board today to receive approval of the ESRI maintenance quote. Mr. Sudac stated once the quote is submitted ESRI Inc. will send an invoice. Mr. Sudac stated the software amount is \$15,300.00. Mr. Sudac also stated he will be contacting the different departments that use the software for funds to help pay for it. John Price, Commissioner, asked if he has the commitments form the various departments right now. Mr. Sudac stated no he did not. Mr. Sudac stated they were under the impression the 911 Consortium Board would be paying for the invoice.

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

**Johnson County Planning & Zoning Department- Professional Services Agreement with LSL Consulting- Approval- Dan Batta:** Dan Batta, Planning & Zoning Director,

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stated he is before the board today for approval of the professional services agreement with LSL Consulting for the County Comprehensive Plan. Mr. Batta stated the fee of the agreement is \$147,000.00. Mr. Batta stated there has been an addition to the agreement.

Mr. Batta stated the addition is to the compensation and method payment: This approval shall be in writing and signed by the Johnson County Planning Director, the president of the Johnson County Board of Commissioners, and the president of the Johnson County Council. Mr. Batta stated this would cover the County on any need for additional funding needed for the project.

Mr. Batta also stated there is an addition to the data and services to be provided by client to consultant: If the primary Client contact person (Dan Batta) is changed during the course of the project, the Consultant shall be compensated for time spent on orientation to the new staff person.

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

Tom Kite made a amended motion to approve the LSL Consultant agreement with the mention of the funding coming from the following soruces:

\$100,000.00	I-69 Grant
\$14,400.00	MPO
\$32,600.00	County

Troy DeHart seconded the amended motion and the motion carried unanimously.

**Johnson County Planning & Zoning Department- Richard Woehlecke, Request for Approval of Building Permit Issuance- Dan Batta:** Dan Batta, Planning & Zoning Director, stated he is before the Board today to receive approval of a building permit issuance for Richard Woehlecke. Mr. Batta stated this issue is an illegal subdivision that happed in 1988.

Tom Kite made a motion to approve the issuance of a building permit for Richard Woehlecke. Troy DeHart seconded the motion and the motion carried unanimously.

**Johnson County Planning & Zoning Department- Review of Administering the Zoning Ordinance Subsequent to Building Permit Approval from Board of Commissioners:** Dan Batta, Planning & Zoning Director, stated he is before the Board today to discuss with the Board the review of administering the Zoning Ordinance. Mr. Batta stated there would be a policy meeting on January 20<sup>th</sup> between the BZA, Plan Commission and the Commissioners that will help clarify any questions with administering the zoning ordinance subsequent to building permit approval from the Board of Commissioners.

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Mr. Batta stated each case right now is being handled on a case-by-case bases and being brought before the Board for approval.

**Johnson County Planning & Zoning Department- Reimbursement of \$25.00 to Petition Numbers X-002-08 thru X-008-08- Dan Batta:** Dan Batta, Planning & Zoning Director, stated he is before the Board today to receive approval of reimbursement of \$25.00 to petition numbers X-002-08 thru X-008-08 each. Mr. Batta stated he is requesting this reimbursement because it was discovered the Department has been over charging for the filing of exempt subdivisions.

Troy DeHart made a motion to approve the reimbursement of \$25.00 to petition numbers X-002-08 thru X-008-08. Tom Kite seconded the motion and the motion carried unanimously.

**Johnson County Animal Shelter- New Job Description- Dr. Emily Williamson:** Dr. Emily Williamson, Interim Animal Shelter Director, stated she is before the Board today to receive approval of the new job description for the Kennel and Office Manager. John Price, Commissioner, asked if this is a new position or changing the title of a current position? Dawn Phelps, Animal Shelter, stated this a change in title. Ms. Phelps stated this position is vacant currently.

Mr. Price stated the need for the job description is to complete their request to the County Council. Mr. Price stated the Animal Shelter is on the County Council's agenda for a request in salary increases.

Dr. Williamson stated there have been a lot of procedural changes at the Shelter since she has been on board. Dr. Williamson also stated with a change in the job description and title it will clear up who is responsible for what so the Shelter runs smoother.

After further discussion, Tom Kite made a motion to table the approval of the job descriptions to the January 12<sup>th</sup> meeting. Troy DeHart seconded the motion and the motion carried unanimously.

**Johnson County Commissioners- Demolition of Oren Wright Building- Discussion:** Tom Kite, Commissioner, stated he has put together the scope of work needed for bidding on the demolition of the Oren Wright Building. Mr. Kite stated he has passed the scope of work on to the County Attorney. Mr. Kite also stated FEMA has a scope of work the County needs to follow as well. Mr. Kite stated they are waiting on the scope of work from FEMA. Mr. Kite stated he and the Board received a Memorandum from Jeff Eggers regarding the demolition bid for the Oren Wright Building. Mr. Kite stated Mr. Eggers recommends the County require the contractor to have a form of liability insurance naming Johnson County as additional insured and the County would be required to do notice and accept sealed bids. Mr. Kite stated he suggests Kathleen Hash work closely with FEMA to make sure the bids and liability insurance is done correctly. Ms. Hash also stated a new project worksheet for the demolition of the Oren Wright

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Building will be completed by FEMA. Ms. Hash stated she would be meeting with FEMA late this week and would report back to the Board on her findings.

**Johnson County Commissioners- CIRTA- 2008 Contribution:** John Price, Commissioner, stated he would work with Gary Vandegriff to come up with funds to pay the contribution to CIRTA.

Tom Kite made a motion to table this issue until Mr. Price and Mr. Vandegriff have a chance to discuss the funding options. Troy DeHart seconded the motion and the motion carried unanimously.

**Johnson County Commissioners- Animal Shelter Construction:** Tom Kite, Commissioner, stated the fire hydrant is the responsibility of the City of Franklin. Kathleen Hash, County Attorney, stated the fire hydrant is located in the right of way. Mr. Kite also stated there has been a request from Gillette for winter operations money.

**NEW AND OLD BUSINESS:**

**Commissioner's Regular Session Minutes 12-22-08-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.

**New Business:** Tom Kite, Commissioner, stated in the Commissioners packets was a letter from Rep. David Frizell and Rep. Woody Burton about the closing the Wetzel Trace area in the Johnson County Park.

John Price, Commissioner, stated there is also a letter from INDOT for a local bridge call for order.

**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.

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Thomas A. Kite

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Mitchael W. Ripley

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Troy A. DeHart

ATTEST: \_\_\_\_\_  
Jan Richhart, Auditor