

COMMISSIONERS' REGULAR MEETING – March 23, 2009

Commissioner John Price called the March 23, 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: Troy DeHart led the invocation.

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
(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."

ADMINISTRATIVE FUNCTION AS TO DEPARTMENT HEADS:

Johnson County Emergency Management-Approval of the 2008 Homeland Security Grant Program Sub-Grant Agreement (EMPG): Stephanie Sighting, Emergency Management, stated she is before the Board today to receive approval of the 2008 EMPG Grant. Ms. Sighting stated this grant is for reimbursement to the County for salaries in the Emergency Management Department. Ms. Sighting also stated the grant reimburses the salaries at 50%. Ms. Sighting stated the State is in the process of putting together guidelines for each County to follow in the State of Indiana to get the reimbursement up to 60%, the way it has been in the past years.

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

Johnson County Alcohol and Drug Services- Grant Proposal- Indiana Judicial Center- Shannon Barrick: Shannon Barrick, Director of Alcohol and Drug Services, stated she is before the Board today to receive approval of a grant that will enhance the program. Ms. Barrick stated the department recently moved into the North Annex and are in need of items in order to keep the program in compliance. Mr. Barrick stated the

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grant is in the amount of \$2,500.00 and the Alcohol and Drug Services would be responsible for 20% of the total. Ms. Barrick stated this would not exceed \$500.00.

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

Johnson County Recorder- Cott Systems, Inc.- Contractual Upgrade Agreement for the Recording and Copy Accounting Program- Sue Anne Misiniec: Sue Anne Misiniec, Recorder, stated she is before the Board today to receive approval of the contractual upgrade agreement for the recording and copy account program with Cott Systems, Inc. Ms. Misiniec stated the upgrade would cost \$44,279.00 with an additional \$249.00 a month. Ms. Misiniec stated the upgrade would be paid out of the Recorder's perpetuation fund.

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

Johnson County Planning & Zoning- Don Poynter Building Permit Approval- Dan Batta: Michelle Elsner, Planner, stated she is before the Board today to receive approval of a building permit for Don Poynter. Ms. Elsner stated the lot was improperly split. Ms. Elsner also stated Mr. Poynter wants to build a hay barn on the larger parcel which meets zoning requirements.

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

Johnson County Highway Department- Bid Opening for 2009 Materials Bid- Gary Vandegriff: Gary Vandegriff, Highway Director, stated he is before the Board today to request the opening of the bids for road paint and glass beads and liquid asphalt for the 2009 calendar year.

Kathleen Hash, County Attorney, read into the record the following Liquid Asphalt Bids:

Marathon Petroleum Company LLC- At the time of bid opening no bid amount was found in the bid documents

Asphalt Materials, Inc.-	\$718,014.20 transfer to site
	\$714,600.00 plant

Mr. Vandegriff stated his department would like the opportunity to review both bids. Mr. Vandegriff stated in the event there is only one responsive bidder he will review bids from other surrounding Counties to compare pricing. John Price, Commissioner, stated he would like the information comparing surrounding Counties in the next Commissioners packet for review.

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Tom Kite made a motion to turn the Liquid Asphalt bids over to the Highway Department for review and recommendation at the next Commissioners meeting. Troy DeHart seconded the motion and the motion carried unanimously.

Mr. Price stated for the record the only responsive and responsible bidder received is from Asphalt Materials, Inc.

Ms. Hash also read the following Paint and Glass Beads Bids into the record:

ICI Paints-	\$111,000.00 both paint and glass beads
Flex O Lite-	\$ 11,680.00 glass beads only
MGI-	\$124,040.00 both paint and glass beads
Ennis Paint, Inc.-	\$ 92,550.00 both paint and glass beads
Swarco-	\$ 11,340.00 glass beads only

Tom Kite made a motion to turn the Paint and Glass Beads bids over to the Highway Department for review and recommendation at the next Commissioners Meeting. Troy DeHart seconded the motion and the motion carried unanimously.

Johnson County Highway Department- Recommendation for Appointment of Wage Scale Hearing Representatives- Gary Vandegriff: Gary Vandegriff, Highway Director, stated he is before the Board today to receive approval of the recommend appointment of wage scale hearing representatives. Mr. Vandegriff stated they recommend the appoint of Dennis Capozzi and Robert Baker.

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

Johnson County Highway Department- Recommendation to Approve Man-Hour Justification for Construction Inspection for Olive Branch/Morgantown Roads and Bridge No. 69 Replacement Project and Approval of Construction Inspection Contract for Olive Branch/Morgantown Roads & Bridge No. 69 Replacement Project- Gary Vandegriff: Gary Vandegriff, Highway Director, stated he is before the Board today to receive approval of the man-hour justification for construction inspection for Olive Branch/Morgantown Roads and Bridge No. 69 replacement project and the approval of the construction inspection contract for the same project. Mr. Vandegriff stated the Board would only be approving the inspection contract to form. Mr. Vandegriff stated INDOT will give final approval before the Board signs off on the contract. Mr. Vandegriff stated he asked the construction inspection firm to estimate high the cost of time worked, mileage and nuclear gauge usage. Mr. Vandegriff stated he asked them to estimate high in case the project did not complete by November. Mr. Vandegriff also stated the percentage of the estimated construction cost was figured at 9%, with a notice to proceed to be issued at \$270,000.00 upon Board approval. Mr. Vandegriff stated an amount of \$366,950.11 would be the not to exceed price.

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Mr. Vandegriff stated the Highway Department monitors all time on the job, mileage and expenses. Mr. Vandegriff also stated he would like to see the Board approve the \$270,000.00 amount and then return to the Board for additional approval once the project passes that amount.

The Commissioners stated they would like to see the numbers come down before they can give approval.

Troy DeHart made a motion for Gary Vandegriff to renegotiate with American Structurepoint and to bring this back at the next Commissioners meeting. Tom Kite seconded the motion and the motion carried unanimously.

State Road 44 Bridge Project- Detour: Gary Vandegriff, Highway Director, stated he would like to restate for the record the detour route that is assigned for State Road 44 is the detour that is assigned by INDOT not the County.

Johnson County Fleet Maintenance- Requesting Approval for Surplus Fleet Vehicle for Health Department and the Parks Department- Gary Vandegriff: Gary Vandegriff, Fleet Director, stated he is before the Board today for approval for surplus fleet vehicle for the Health Department. Mr. Vandegriff stated the vehicle going to surplus is the 1995 Chevy Lumina with a VIN number of 2G1WL52M1S1171189.

Mr. Vandegriff also stated he is seeking approval for surplus fleet vehicle for the Parks Department as well. Mr. Vandegriff stated the vehicle going to surplus for the Parks Department is the 1987 Ford F700 Dump Truck with a VIN number of 2FRCF15YXHCA93839.

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

Johnson County Fleet Maintenance- Requesting Approval and Signature of Lease Purchase Agreement for Three 2009 Ford F250 Super PU with Snowplows- Gary Vandegriff: Gary Vandegriff, Fleet Director, stated he is before the Board today to receive approval of the lease agreement for the three 2009 Ford F250 Super PU with snowplows. Mr. Vandegriff stated he was able to get a interest rate of 4.25% with this lease.

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

Johnson County Commissioners- Lease of Farmland- Tom Hensley: Kathleen Hash, County Attorney, stated before the Board today is discussion on whether the Board would approve another lease term for the farmland that is located behind the Sheriff's Department. Ms. Hash stated in the past and currently Tom Hensley has leased that land. Ms. Hash also stated the land is leased at \$75.00 per acre. The Commissioners stated the

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rent of the land is fairly cheap for farmland. Tom Kite, Commissioner, stated he would approve doing a lease for one more year at the current rate. Mr. Kite also stated he would like to see this reviewed the following year.

Troy DeHart made a motion to approve the lease of the farmland for \$75.00 an acre to Tom Hensley for the year of 2009 and then review the following year. Tom Kite seconded the motion and the motion carried unanimously.

Johnson County Commissioners- Discussion on Relocating Veterans Affairs Office to the North Annex: John Price, Commissioner, stated Charles Russell, Director of Veteran's Affairs, meet with Brenda Jones-Matthews and Jason Miller to review the space in the North Annex. Mr. Price stated in the space they had decided to put up three walls and some doors to make office space for Veteran's Affairs. Mr. Price stated it was later determined that if the doors were ever locked it would be a fire hazard. Mr. Price stated either the doors could remain unlocked. Tom Kite, Commissioner, stated panic hardware could be installed on the doors, but could get pricey. Mr. Price stated Ms. Jones-Matthews has set up a meeting with the Franklin Fire Marshall for Tuesday March 24th to review options for the doors. Mr. Price also stated if the Fire Marshall gives approval then the County could go ahead and construct the walls and the get the office space going. Mr. Russell stated he would like to be able to store his records in the vault that is located in the building. Mr. Kite stated he would like to have Ms. Jones-Matthews look into getting the combination changed on the vault and look into a way to a safety mechanism to get out of the vault.

NEW AND OLD BUSINESS:

Commissioner's Regular Session Minutes 3-16-09-Approval Requested: Tom Kite made a motion to approve. John Price 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.

Conflict of Interest: John Price, Commissioner, read into the record a conflict of interest letter from Commissioner Tom Kite with the City of Greenwood.

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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John L. Price

Thomas A. Kite

Troy A. DeHart

ATTEST: _____
Jan Richhart, Auditor