

COMMISSIONERS' MEETING

December 5, 2022

The Bartholomew County Commissioners met on December 5, 2022, in the Commissioners Chambers of the Governmental Office Building, 440 Third Street, Columbus, Indiana. Commissioners Carl H. Lienhoop and Tony London, County Administrator Tina Douglas and Attorney Grant Tucker were in attendance. Auditor Pia O'Connor was in attendance via Zoom. Commissioner Kleinhenz was absent.

Commissioner Lienhoop opened the meeting.

Chris West, of the Auditor's Office, gave the invocation and led the Pledge of Allegiance.

The first item was the Approval of Minutes of November 28, 2022. **Commissioner London motioned to Approve the Minutes as presented. Commissioner Lienhoop seconded the motion which passed unanimously (2-0).**

The next item was the Approval of Claims. **Commissioner London motioned to Approve the Claims as presented. Commissioner Lienhoop seconded the motion which passed unanimously (2-0).**

The first item was the Weekly Permits Report as read by Commissioner Lienhoop:

<i>Time frame</i>	<i>New permits</i>	<i>Fees</i>	<i>Value</i>
<i>11/28/22 to 12/02/22</i>	<i>24</i>	<i>\$5,605.00</i>	<i>\$1,664,550</i>

*Of Note: \$500,000 Poole Group, Inc. – Flatrock Hawcreek School new bldg.
 \$434,000 Tim & Daughters – Georgetown Rd, single family dwelling*

The next item was the Weekly Crew Report for County Highway as presented by County Engineer Danny Hollander for last week as follows: side-winded stone along Lake Road & 950 S; dura-patched and used hot box; put up signs; crack sealed on 400 N & Talley Road; cut brush under bridges; and picked up trash.

The next item was the Consideration of a Letter of Understanding with Indiana Department of Transportation for an Unofficial Detour of SR 58 as follows:

- *Letter of Understanding with INDOT for Detours*
- *Construction Contract B-41458*
- *Closure of SR 58, 9.66 miles E of SR 258*
- *For small structure repair*
- *Will be closed between 4/1/23 and 10/31/24 for a period of 30 days*
- *Unofficial Detour*
 - *750 S, 750 W and 700 S*
 - *Will be closed between 4/1/23 and 10/31/24 for a period of 30 days*
- *Official Detour*
 - *SR58, I-65 and SR 258*
 - *Will be closed between 4/1/23 and 10/31/24 for a period of 30 days*

Commissioner London motioned to Accept the INDOT Letter for Detours as presented. Commissioner Lienhoop seconded the motion which passed unanimously (2-0).

The next item was the Consideration of a Contract with Indiana Department of Transportation for the Lowell Road Project as follows:

- *For Lowell Road Project*
- *With Indiana Department of Transportation (INDOT) for Federal Funds for the engineering portion of the signed contract with United Consulting.*
- *Location: Intersection of 325 W of Lowell Road, Bridge #170 over Driftwood, 465' E of 325 W*
- *INDOT Project Maximum Amount of Federal Funds: \$1,001,620.10*
- *Financial Commitment Letters done on 11/29/2021*
- *Two Application Letters:*
 - *Application 13943*
 - *Bartholomew County will dedicate the following revenues out of the County Cumulative Bridge Fund for Lowell Bridge Replacement Application:*

- 2022 - \$750,000 (PE contract – covers 100% of estimated engineering costs)
- 2025 - \$140,000 (Required Right of Way costs)
- 2027 – 1,200,000 (Local share toward the Construction Phase of the project)
- 2027 - \$720,000 (Reimbursable Inspection costs)
- Application 13968
 - Bartholomew County will dedicate the following revenues out of the “Local Motor Vehicle Highway” (MVH) and “Local Roads & Streets” (LR&S) Bridge Fund for 325 W and Lowell Road Intersection Improvements Application:
 - 2022 - \$350,000 (PE contract – covers 100% of estimated engineering costs)
 - 2025 - \$100,000 (Required Right of Way costs)
 - 2026 - \$135,000 (Utility Relocation expenses)
 - 2027 - \$1,200,000 (Local share toward the Construction Phase of the project)
 - 2027 - \$720,000 (Reimbursable Inspection costs)

Engineer Hollander stated that the County’s portion would be \$188,079.90. There are no State Funds involved, only Federal and County. **Commissioner London motioned to Approve the Contract with INDOT as presented. Commissioner Lienhoop seconded the motion which passed unanimously (2-0).** Construction is scheduled for 2027 with bidding allowed as of July, 2026.

The next item was Proposals for Geogrid for the Highway Department as presented by Engineer Hollander as follows:

- For Geogrid – material used to reinforce/stabilize soils & similar materials
- Construction Fabrics & Grids, Inc. (Indianapolis, IN)
 - Geogrid \$3,153.50

- *Civilcon (Jeffersonville, IN)*
 - *Geogrid* \$3,471.13
- *E3 Bridge (Bedford, IN)*
 - *Geogrid* \$3,504.08

Engineer Hollander stated this is for a project on Whitehorse Road. **Commissioner Lienhoop motioned to accept the low bid from Construction Fabrics & Grids in the amount of \$3,153.50 as presented. Commissioner London seconded the motion which passed unanimously (2-0).**

The next item was the Consideration on Second Reading of an Ordinance Creating Two Funds Into Which Proceeds From The Opioid Lawsuit Settlement Will Be Deposited as presented by Attorney Grant Tucker as follows:

Ordinance No. 2022-10

An Ordinance Creating Two Funds Into Which Proceeds From The Opioid Lawsuit Settlement Will Be Deposited

WHEREAS, *The government brought suit against the pharmaceutical companies that produced drugs containing opioids for sale to the public; and*

WHEREAS, *That lawsuit has been settled resulting in a payment to the State of Indiana which will be distributed to counties that elected to participate in the litigation; and*

WHEREAS, *Bartholomew County chose to participate in the litigation and will receive a portion of the settlement proceeds; and*

WHEREAS, *it is necessary to create two funds into which said settlement proceeds will be deposited.*

Section 1.

There are hereby established two funds into which proceeds from settlement of the statewide opioid litigation are to be deposited; those funds to be known as Fund 1237, the Opioid Restricted Fund and Fund 1238, the Opioid Unrestricted Fund.

Section 2.

Funds from the Opioid Restricted Fund may be dispersed and utilized for all uses permitted pursuant to the terms of the Opioid Settlement and as otherwise permitted by the State of Indiana.

Section 3.

Funds from the Opioid Unrestricted Fund may be dispersed and utilized for all uses permitted pursuant to the terms of the Opioid Settlement and as otherwise permitted by the State of Indiana.

Section 4.

This Ordinance shall be effective immediately upon its passage.

Auditor Pia O'Connor stated that they will be receiving the funds for more than 10 years, with the first year being the largest payment. She stated that the first payment is due to be paid in 2022. The total over the years is to be \$3,000,000. Commissioner Lienhoop stated that there could be more funds based on results of other pending settlement. Auditor O'Connor stated that was correct. She also stated that the first payment would be for \$190,000 in Unrestricted Funds and \$440,000 in Restricted Funds. Commissioner Lienhoop opened the Public Hearing portion of the meeting. Hearing no comments, Commissioner Lienhoop closed the Public Hearing portion of the meeting. **Commissioner London motioned to Approve on Second Reading, Ordinance 2022-10 Establishing Two Funds for the Deposit of the Opioid Lawsuit Settlement as presented. Commissioner Lienhoop seconded the motion which passed unanimously (2-0).**

The next item was the Consideration of Proposals for the Replacement of Bridge #44 on 425 N over Duck Creek as presented by Engineer Hollander as follows:

- *Milestone Contractors, L.P. (Columbus, IN)* *\$1,032,000.00*
- *Duncan Robertson (Franklin, IN)* *\$1,074,473.55*
- *HIS Constructors (Fairland, IN)* *\$1,264,524.00*
- *Force Construction (Columbus, IN)* *\$1,074,912.55*

Commissioner Lienhoop motioned to Take the Bids Under Advisement. Commissioner London seconded the motion which passed unanimously (2-0).

The next item was the Consideration of Year End Bids for Sand & Gravel for the Highway Department as presented by Engineer Hollander as follows:

- *Crushed Stone*
 - *IMI (only bidder)*
 - *#8 Gravel* *\$12.75/ton*
 - *Pea Gravel* *\$10.45/ton*
 - *Fill Sand* *\$ 8.45/ton*
 - *Coarse Sand* *\$ 8.45/ton*

- *De-icing Sand* \$ 8.45/ton
- *5L Gravel* \$15.85/ton

Commissioner London motioned to Take the Bids Under Advisement. Commissioner Lienhoop seconded the motion which passed unanimously (2-0).

The next item was the Consideration of Year End Bids for Culvert Pipes for the Highway Department as presented by Engineer Hollander as follows:

- *Corrugated Aluminum/Galvanized Steel Culvert Pipes*
 - *Bids were received from the following 2 companies*
 - *CivilCon (Jeffersonville, IN)*
 - *E3 Bridge (Bedford, IN)*

Commissioner London motioned to Take the Bids Under Advisement. Commissioner Lienhoop seconded the motion which passed unanimously (2-0).

The next item was the Consideration of Year End Bids for the Highway Department as presented by Engineer Hollander as follows:

- *One Batwing Rotary Mower*
 - *Koenig Equipment (Greensburg, IN) (only bidder)*
 - *\$39,500*

Commissioner Lienhoop motioned to Take the Bids Under Advisement. Commissioner London seconded the motion which passed unanimously (2-0).

The next Commissioner's Meeting will be Monday, December 12, 2022.

There being no other business, the meeting was adjourned at 10:31 a.m.

BARTHOLOMEW COUNTY
COMMISSIONERS

CARL H. LIENHOOP, CHAIRMAN

LARRY S. KLEINHENZ, MEMBER

TONY LONDON, MEMBER

ATTEST:

PIA O'CONNOR