

## COMMISSIONERS' MEETING

February 14, 2022

The Bartholomew County Commissioners met on February 14, 2022, in the Commissioners Chambers of the Governmental Office Building, 440 Third Street, Columbus, Indiana. Commissioners Larry S. Kleinhenz, Carl H. Lienhoop and Tony London. Auditor Pia O'Connor, Attorney Grant Tucker and County Administrator Tina Douglas were also in attendance.

Commissioner London gave the invocation and led the Pledge of Allegiance.

The first item was the Approval of minutes of February 7, 2022. **Commissioner London motioned to Approve the Minutes as presented. Commissioner Kleinhenz seconded the motion which passed unanimously.**

The next item was the Approval of Claims. **Commissioner Kleinhenz motioned to Approve Claims as presented. Commissioner London seconded the motion which passed unanimously.**

The next item was the Consideration of a Resolution of the Board of Commissioners Approving the Sale of Real Estate owned by Columbus Regional Health as presented by CRH General Counsel Katie Cordell & Melissa Smith (via Zoom) as follows:

### ***RESOLUTION 2022-03***

#### ***Board of Commissioners***

#### ***Of Bartholomew County, Indiana***

#### ***Approving Sale of Real Estate***

***WHEREAS***, pursuant to IC 16-22-3-17 ("Act"), the Board of Trustees of Columbus Regional Hospital ("CRH") has determined that certain real property located at **2641 19<sup>th</sup> Street** in the City of Columbus, Indiana (Property) is no longer necessary for hospital purposes and should be sold;

***WHEREAS***, the Act provides that CRH may establish the time, terms and conditions of the sale of the Property;

***WHEREAS***, the Act requires, prior to the sale of the Property:

- (i) *Appraisal of the Property by three (3) disinterested owners of taxable real property in Bartholomew County (“County”);*
- (ii) *Publication by CRH of a notice of the sale one (1) time at least seven (7) days before the date of the sale; and*
- (iii) *Approval of the sale by the Board of Commissioners of the County; and*

**WHEREAS, CRH has:**

- (i) *Received the appraisal of the Property;*
- (ii) *Negotiated the sale of the Property with H. Steven & Marcia J. Thomas;*
- (iii) *Requested approval of the sale by the Board of Commissioners;*

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF BARTHOLOMEW COUNTY, INDIANA, THAT:**

*Section 1. The Board of Commissioners hereby approves the sale of the Property.*

*Section 2. This Resolution shall be in full force and effect from and after passage.*

*Dated this 14<sup>th</sup> day of February, 2022.*

**BOARD OF COMMISSIONERS OF  
BARTHOLOMEW COUNTY, INDIANA**

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*Carl H. Lienhoop, Chairman*

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*Larry S. Kleinhenz, Member*

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*Tony London, Member*

This makes the 8<sup>th</sup> of 13 homes to be sold due to a change in future planning that will see no further expansion at this location. **Commissioner Kleinhenz motioned to Adopt Resolution 2022-03.**

**Commissioner London seconded the motion which passed unanimously.**

The next 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>
02/07/22 to 02/11/22	17	\$1,615.00	\$741,456

The next item was the Weekly Highway Crew Report as presented by Highway Engineer Danny Hollander (via Zoom) as follows: plowed and salted roads; washed trucks & cleaned up shop floors; crack sealed Country Club Road; patched with the Hot Box; picked up deceased animals from the roadways.

The next item was the January 2022 Monthly Highway Crew Report for January 2022 as presented by Engineer Hollander. **Commissioner Lienhoop motioned to Approve the January 2022 Monthly Crew Report as presented. Commissioner Kleinhenz seconded the motion which passed unanimously.**

The next item was the Ratification of an Expenditure for the Highway Department as presented by Engineer Hollander as follow:

- *With Milestone Contractors*
- *Emergency Bridge Joint Replacements*
- *For Bridge #318*
- *On Indianapolis Road*
- *Amount of \$6,126.10*

**Commissioner Kleinhenz motioned to Ratify the Expenditure for the Highway Department in the amount of \$6,126.10. Commissioner London seconded the motion which passed unanimously.**

The next item was the Consideration of a Department of Natural Resources (DNR) Wetland In-Lieu of Fee Program for Bridges 188 & 189 as presented by Engineer Hollander as follows:

- *Bartholomew County Cost for Purchase of Credits to DNR*
  - *East Fork White Stream Mitigation*                      \$54,500
  - *East Fork White Jurisdictional Wetland*              \$21,200
  - *Grand Total*    \$75,600
  
- *The DNR's in-lieu fee (ILF) program, the Indiana Stream and Wetland Mitigation Program (IN SWMP), was granted regulatory approval from the U.S. Army Corps of Engineers (USACE) and the Indiana Department of Environmental Management (IDEM) to provide compensatory mitigation for Department of the Army permits pursuant to 33 CFR 332.8(a)(1) and/or State Isolated Wetland Permits pursuant to IC 13-18-22.*
- *Disturbing 6.8 Acres*
- *53' of Stream Mitigation*
- *PLEASE NOTE: ALL CREDIT SALES ARE CONSIDERED FINAL since they are required by permits issued for impacts to Indiana's aquatic resources. If credits are purchased and impacts are never constructed, refunds could only be possible with the authorization and approvals from IDEM as well as the US Army Corps of Engineers, minus any administrative fees and any costs the DNR has incurred to fulfill its requirements for the in-lieu fee program to locate, plan, design, and construct mitigation restoration projects as required by the 2008 federal mitigation rule and according to the DNR's approved program instrument.*
- *USACE 404 Permit No. LRL-2021-806-sjk required the permittee to purchase **53 perennial stream ILF credits at \$400 per credit, and 0.6 emergent and 0.07 forested wetland credits at \$80,000 per credit, for a total of \$74,800, in the Whitewater East Fork Service Area** to satisfy compensatory mitigation for authorized impacts to waters of the US.*
- *IDEM 401 Permit No. 2019-602-00-JWR-A required the permittee to purchase **53 perennial stream ILF credits at \$400 per credit, and 0.6 emergent and 0.08 forested wetland credits at \$80,000 per credit, for a total of \$75,600, in the Whitewater East Fork Service Area** to satisfy compensatory mitigation for authorized impacts to waters of the State.*

- *Therefore, the permittee is required to purchase 53 perennial stream ILF credits at \$400 per credit and 0.68 wetland credits at \$80,000 per credit, for a total of \$75,600 (invoice attached) for impacts authorized by the above referenced 404 permit and 401 WQC.*

Commissioner London stated that we had looked at creating the wetlands as we are expanding the bridge footprint, but instead of being able to create our own wetland, the State has a Wetlands Banks. They do not create wetlands, but we have to pay into this fund. **Commissioner London motioned to Approve the DNR Wetland In-Lieu of Fee Program for Bridges 188 & 189 in the amount of \$75,600. Commissioner Lienhoop seconded the motion.** Commissioner Lienhoop stated that they are not particularly happy with this methodology as stated by Commissioner London. They do not want to stand in the way of the progress of the bridge. Commissioner Kleinhenz stated it just does not feel right. **The vote was called for and passed 2-1 with Commissioner Kleinhenz as the dissenting vote.**

The next item was the Release of Driveway Bond 20B-003 as presented by Engineer Hollander as follows:

- ***Driveway Bond Release***
- *Bond 20B-003*
- *Randy & Dusty Blackburn*
- *German Township*
- *Pink Willow Court intersecting 400 W*
- *Lot #6 in Pink Willow Estates*
- *Bond amount of \$300*

**Commissioner Kleinhenz motioned to Approve the Release of the Driveway Bond 20B-003 in the name of Randy & Dusty Blackburn as presented. Commissioner London seconded the motion which passed unanimously.**

The next item was the Consideration of Right-of-Way Dedication as presented by Ashley Beckort of the Planning Department (via Zoom) as follows:

**1. MI/P-2022-002: Paetzel Minor Subdivision**

- a. *Request by Scott Paetzel*
- b. *Create 1 new lot for a total for 1 lot & a Parent Tract Remainder*
- c. *Totaling 18+/- acres*
- d. *Located at 10251 N 350 E*
- e. *Flatrock Township*
- f. *350 E is a local road requiring 25' of Right-of-Way*
- g. *Dedicating 0.17 acres on 350 E*

**Commissioner Kleinhenz motioned to Accept the Right-of-Way Dedication of 0.17 acres for the Paetzel Minor Subdivision as presented. Commissioner London seconded the motion which passed unanimously.**

The next item was the Consideration of a Letter of Support for the 2022-2023 Juvenile Community Corrections Grant Application to the Indiana Department of Corrections (IDOC) as presented by Youth Services Center Director Anita Biehle follows:

- ***Annual Juvenile Community Corrections Grant Application***
- ***For Fiscal Year 2022***
- ***For Juvenile Day Treatment Program Coordinator's Position & Benefits***
- ***Grant amount of \$63,631***
  - *YSC has been doing this same Grant for years but the Department of Corrections (DOC) now require a Letter of Support for the County Commissioners.*

Director Biehle stated they have had this Grant since at least 2010. **Commissioner Kleinhenz motioned to Sign the Letter of Support for the Juvenile Community Corrections Grant Application as presented. Commissioner London seconded the motion which passed unanimously.**

The next item was the Consideration of Notice to Bidders for the Bartholomew County Fairgrounds Sanitary Sewer and Water Improvements Project as presented by Eric Brunn & Steve Ruble of Strand Associates and Fair Board President Rick Trimpe (via Zoom) as follows:

- *Advertise: Thursday, February 17<sup>th</sup> & Thursday, February 24<sup>th</sup>*
- *Bids Opened: Monday, March 7<sup>th</sup>*
- *Specifications to be picked up or through Strand Associates.*
  - *Installation of approximately 4,700 feet of 8-inch diameter sanitary sewer, replacement of approximately 1,500 feet of 2-inch water main, and the installation of a duplex grinder pump station with approximately 700 feet of 1.5-inch force main.*

This is to upgrade the camping area of the fairgrounds. Commissioner Kleinhenz stated that they had asked that this item be “front burnered” so it could be completed prior to this year’s fair and he appreciates their work on this. **Commissioner Lienhoop motioned to Approve the Notice to Bidders for the Fairgrounds Sanitary Sewer & Water Improvements as presented. Commissioner London seconded the motion which passed unanimously.** Mark Webber, of the Republic, asked who was the speaker. It was clarified that it was Steve Ruble with Strand Associates. Commissioner Kleinhenz asked about the 700’ 1.5” forced main. He asked if that was correct. Mr. Ruble stated that is correct. Fair board president Trimpe stated there are grinders that turn it into liquid. The smaller size helps to prevent clogging.

The next item was the Consideration of Addendum No.1 to a Contract and Memorandum of Understanding with Smithville for Fiber Optic Services as presented by IT Director Scott Mayes as follows:

- *This Addendum addresses the move to the new Court Services Building.*
- *They are preserving the original terms – new 10-year Master Agreement that was signed October 19, 2020*
- *Only charging us construction costs to physically move the fiber.*
  - *Construction costs: \$13,606*
    - *Paid out of Telecommunications Fund*
  - *Term: 10 years from 2020 to 2030*

This is about half of what they were expecting. They have a very good relationship with Smithville and they have 2 boxes close to this location. They are set on a 10-year contract. This is a partnership that has worked out very well for the County. **Commissioner London motioned to Approve Addendum No. 1 to the Contract and MOU with Smithville for Fiber Optics to the new Court Services Center as presented. Commissioner Kleinhenz seconded the motion which passed unanimously.** Commissioner Lienhoop stated that they Commissioners had viewed the new Court Services Center last week and they were very impressed with the construction so far.

The next item was a Proposal for IT for the new Court Services Fiber Conduit as presented by IT Director Mayes as follows:

- *The original building plans did not include a conduit and entry point into the building for fiber cable on the West side to be installed. The County network uses 2 fiber connections in primary facilities for redundant network connectivity. Each of the 2 fiber connections enter the buildings at different locations to mitigate the risk of network failure if fiber is cut at any one location. The need for the West side fiber entry point into the building was not considered during the design and building phase of the project.*
  - *Forester Electrical Services (Columbus, IN)* *\$1,922*
  - *Barth Electric* *Did not respond*

**Commissioner London motioned to Approve the Forester Electrical Services bid in the amount of \$1,922 for the conduit as presented above. Commissioner Kleinhenz seconded the motion which passed unanimously.** This is a bright orange PVC to prevent hard 90 degree turns.

The next item was the Consideration of a Grant Application for Public Health Nursing as presented by Nursing Director Amanda Organist as follows:

- ***For the Health Department – Nursing Division & Environmental Division***
- *Reimbursable Grant Application*
- *Through the Indiana Department of Health (IDOH)*
- *For Administration of Elevated Blood Lead Level Reduction Funding*



- *Will Support Lead Case Management and Associated Environmental Investigation Services as Lead Level for Case Management will be lowered*
- *Grant Period is July 1, 2022 through June 30, 2024*
  - *Case Management Funding* *\$49,423.37*
  - *Environmental Inspection Funding* *\$37,029.28*
    - *Grand Total of Request* *\$86,452.65*
- *(Amount determined after reviewing the number of 5.0-9.9 PG/DL Blood Lead Level Results reported in 2018, 2019, & 2020)*

This will cover supplies and testing for Lead. **Commissioner Kleinhenz motioned to Approve the Grant Application as presented. Commissioner London seconded the motion which passed unanimously.**

The next item, under Miscellaneous, was a COVID Response Financial Update as provided by Auditor O'Connor. Auditor O'Connor stated that she had a Comprehensive COVID Response that she had prepared. She broke down the Grant money received and used. There were 4 grants that Director Organist had received and 1 grant that the Grant Administrator in her office had secured. They had collected over \$11,500,000 in Federal and other funding. They have spent out over \$5,000,000. All the funding that has not been spent has been ear-marked for projects. **Commissioner Kleinhenz motioned to Accept the American Rescue Plan Report as presented. Commissioner London seconded the motion which passed unanimously.**

The next item was a Discussion of the Office of Attorney General Todd Rokita as presented by Abigail Clarke, Outreach Representative for the office. Ms. Clarke stated the resources that are available. She is Bartholomew County's contact. The office is to protect the citizens of Bartholomew County. The Consumer Protection Unit had received approximately 20,000 calls in 2020 and had opened approximately 14,000 cases. One of the major cases was home owner fraud. They take a preventative approach to fraud. They will meet with people and business to discuss cyber security. Ransomware attacks rose 62% between 2019 and 2020. They also work with Medicaid fraud. The Advisory Division can give a Legislature an opinion on any laws. The Unclaimed Property Division has already given back over \$7,000,000 this year. Last year they gave back \$39,200,000. On their website is a sign up for their newsletter that will give information of any new threats. Commissioner Lienhoop thanked Ms. Clarke for the information. Jorge R. Morales wanted to thank the

Commissioners for their support of the “Addict’s Wake” movie. He asked if there were any plans to continue this program. Commissioner Lienhoop brought the conversation back to the current item and again thanked Ms. Clarke and Attorney General Todd Rokita for the information she had provided.

Commissioner Lienhoop stated he was very pleased with the turnout for the “Addict’s Wake”. Commissioner London stated that it had gone very well. The Question and Answer session had several members from the movie as well as a couple that had lost a child to an overdose and a person that had gotten clean and started a program to help others. They will have 3 more showings at no cost due to the interest in this. He is not certain what Mr. Morales is asking. Mr. Morales wondered if they would keep going with the education. Commissioner London stated that yes, but that would be a conversation to have as we continue moving forward. Commissioner Lienhoop stated that the movie focused on 5 individuals that were addicted; 2 were rehabilitated, 2 had died and 1 was still struggling which made for a success rate of 40% among these 5 individuals. He stated that he has been told that unfortunately, that is about the average rate of success. Commissioner London stated that the producers of the movie are working on an hour-long version to be shown in schools. The BCSC Superintendent was in the audience and is originally from Brown County and knew the people involved in the film. Mr. Morales stated that we need to work with the kids as they are starting drugs due to the circumstances they are in.

**All County Offices will be Closed on Monday, February 21, 2022 in recognition of Presidents Day.**

The next item was for any comments or concerns from the audience. Sharon Krieg asked why we had set aside \$4,000,000 for broadband when the Governor said in his State of the State address they the State was spending \$350,000,000 on broadband. Commissioner London stated that \$350,000,000 across 92 counties is a drop in the bucket. Our \$4,000,000 is a drop in the bucket, for this County, as state wide this is a multi-billion-dollar project. She stated that she would do some more research regarding this. Commissioner Lienhoop thanked her for her concern.

Stephanie Carmer had attended the premier of the “Addict’s Wake” and was very impressed. Knowing how the Commissioners support this, she asked how the Commissioners can reconcile the IN-GOP wanting to remove social and emotional learning from the school systems. Commissioner London stated that the Commissioners do not get to vote in regards to the schools, but they can act on

issues within Bartholomew County. She is encouraged that the Commissioners support the effort to curb the drug issue. Commissioner London stated that Senator Greg Walker has made it public that he does not support that bill in Legislation. Assessor Ginny Whipple stated that she was also at the viewing and thanked the Commissioners for getting this available to the public. Commissioner London stated that if you go to the “Addict’s Wake” website, it can be viewed there until Wednesday.

Paula Conrad wanted to discuss the Ordinances regarding animals. Ms. Conrad had issues with her internet. Seeing no other comments, the discussion was closed.

The next Commissioners Meeting will be **Monday, February 28, 2022 at 10:00 a.m.**

There being no other business, the meeting was adjourned at 11:05 a.m.

BARTHOLOMEW COUNTY  
COMMISSIONERS

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CARL H. LIENHOOP, CHAIRMAN

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LARRY S. KLEINHENZ, MEMBER

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TONY LONDON, MEMBER

ATTEST:

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PIA O’CONNOR