

## COMMISSIONERS' MEETING

November 28, 2022

The Bartholomew County Commissioners met on November 28, 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, County Administrator Tina Douglas and Attorney Grant Tucker were in attendance.

Commissioner Lienhoop opened the meeting.

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

The first item was the Approval of Minutes of November 21, 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 Payroll. **Commissioner Kleinhenz motioned to Approve the Payroll as presented. Commissioner London seconded the motion which passed unanimously.**

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>11/21/22 to 11/26/22</i>	<i>20</i>	<i>\$3,977.00</i>	<i>\$3,845,359</i>

*Of Note: New commercial building at 3505 Athens Way – Clubhouse with indoor pool (Clay Twp) at BHI Senior Living, Inc.*

The next item was the Weekly Crew Report for County Highway as presented by County Engineer Danny Hollander for last week as follows: dug out along Whitehorse Road and took to 170 S and side-winded stone along Lake Road.

The next item was a Request for Road Closure for Cummins as presented by Engineer Hollander as follows:

- *Request from Jason Drake with Trendy Minds for a video production with Cummins*
- *Location: Marr Road between 550 N and 600 N*

- *Date: Friday, December 2, 2022*
- *Time: 6:45 a.m. – 5:30 p.m.*

Commissioner Kleinhenz had spoken with Engineer Hollander regarding this and feels there are two good short detours. Engineer Hollander stated that they are producing a sales video for Cummins. They had originally asked to close Southern Crossing. They will only close the half mile segment of the road. **Commissioner London motioned to Approve the Request for Road Closure as presented. Commissioner Kleinhenz seconded the motion which passed unanimously.** Engineer Hollander stated that they will be closing 25<sup>th</sup> Street for 4 hours tomorrow for boring samples. They are putting up the signs today to warn of the closing. Mark Webber asked for clarification. Engineer Hollander stated they are trying to figure out how deep the salt has penetrated the concrete. They are looking at 9:00 a.m. to 2:00 p.m. but he expects it to go quicker than that.

The next item was the Consideration of Notice to Bidders for a Lighting System for the Softball & Baseball Complex at Dunn Stadium for the Parks Department as presented by Parks Director Rich Day as follows:

- *Notice to Bidders for Lighting System Replacement for softball & baseball complex at Dunn Stadium for Bartholomew County Parks Department*
- *Advertise: Thursday, December 1, 2022 & Thursday, December 8, 2022*
- *Bids to be opened: Monday, December 19, 2022*
- *Project is scheduled to begin on July 17, 2023 and finish by/or no sooner than September 8, 2023*
- *Paid for out of ARP Funds*

Director Day stated that they will be getting rid of the rotten wooden poles, going to LED lighting and less lights. They selected slower times of the season for installation. The current lights are on their 34<sup>th</sup> year. The guarantee for the new lights will be 15 to 25 years old. The old poles will be removed by the County. **Commissioner London motioned to Approve the Notice to Bidders for Lighting at Dunn Stadium as presented. Commissioner Kleinhenz seconded the motion which passed unanimously.**

The next item was the Veteran's October 2022 Monthly Report as prepared by Veteran's Service Officer Larry Garrity as follows:

**October 2022 Monthly Report**

<i>Item</i>	<i>Monthly</i>	<i>YTD</i>
<i>In Office Interviews</i>	40	353
<i>Out of Office Interviews</i>	0	0
<i>Walk-ins</i>	62	590
<i>Incoming Phone Calls</i>	238	2,145
<i>Outgoing Phone Calls</i>	75	757
<i>Outgoing Mail</i>	7	89
<i>Incoming Fax</i>	0	27
<i>Outgoing Fax</i>	4	81
<i>Trips to VA Hospital</i>	11	73
<i>Mileage on Van</i>	1,047	10,647
<i>New Claims Filed</i>	25	163
<i>Veteran Disability Compensation Claims Filed</i>	19	144
<i>Veteran/Surviving Spouse Pension Claims</i>	4	36
<i>All Forms Filled Out for Veterans</i>	126	967
<i>Miscellaneous (see below)</i>	0	16

**Commissioner Kleinhenz motioned to Accept the Veteran's Monthly Report as presented. Commissioner London seconded the motion which passed unanimously.**

The next item was the Animal Control October 2022 Monthly Report as prepared by Director Mark Case as follows:

**October 2022 Monthly Report**

<i>Action</i>	<i>Dogs</i>	<i>Cats</i>	<i>Other</i>	<i>Total</i>
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<i>Picked Up</i>	<i>12</i>	<i>14</i>	<i>0</i>	<i>26</i>
<i>Audits</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>158</i>
<i>Violations</i>	<i>3</i>	<i>0</i>	<i>0</i>	<i>3</i>
<i>Fines</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>
<i>Bite Cases</i>	<i>1</i>	<i>0</i>	<i>0</i>	<i>1</i>
<i>Door Hangers</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>6</i>
<i>Animals Reclaimed</i>	<i>3</i>	<i>1</i>	<i>0</i>	<i>4</i>
<i>Traps Loaned</i>	<i>0</i>	<i>1</i>	<i>0</i>	<i>1</i>
<b><i>Total Cases</i></b>	<b><i>47</i></b>	<b><i>21</i></b>	<b><i>14</i></b>	<b><i>82</i></b>
<i>Mileage for the month</i>	<i>Van 1 =</i>	<i>1,592</i>	<i>Van 2 =</i>	<i>2,298</i>

**Commissioner London motioned to accept the Animal Control Monthly Report as presented.**

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

The next item was the Consideration on First 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 and 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 3.**

*Funds from the Opioid Restricted Fund and 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.*

Attorney Tucker stated that we will be receiving funds from the Settlement with the State versus the manufacturers of Opioids. To accept this, we must have these 2 funds. 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. Commissioner Kleinhenz stated they may be able to purchase a vehicle for the Coroner with these funds. Commissioner Lienhoop opened the Public Hearing portion of the meeting. Mark Webber clarified the types of funds: restricted and unrestricted. Mike Lovelace asked how much they expect to receive. Commissioner London stated he believed it to be over \$3,000,000 over 18 years. The restricted portion, which is the largest portion, must be used to fight drug abuse. Mike Lovelace asked if it could help the homeless problem we have in Columbus. It was stated that they doubt it, but it might be able to fund ASAP. Attorney Tucker tried to contact the State Board of Accounts for a list of uses for the funds. He left his name and number but never received a call back. Stephanie Carmer (via Zoom) asked if there would be hearings to determine how the funds will be used. Commissioner London stated that right now, they are creating the funds to accept the money. He is certain that it will all go through public meetings, once they start receiving funds. The Council will have to appropriate the funds but it flows through the Commissioners. Mark Webber asked if these funds came from specific pharmaceutical companies. Commissioner London believes Purdue and Johnson Pharmaceuticals were involved. He stated that whatever the settlement is, it will not come close to touching the damage it did to families. Commissioner Lienhoop closed the Public Hearing portion of the meeting. **Commissioner Kleinhenz motioned to Approve on First Reading, Ordinance 2022-10 Establishing Two Funds for the Deposit of the Opioid Lawsuit Settlement as presented. Commissioner London seconded the motion which passed unanimously.** The Second Reading will be next Monday, December 5, 2022.

**The next Commissioner's Meeting will be Monday, December 5, 2022.**

There being no other business, the meeting was adjourned at 10:29 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