

## **COMMISSIONERS' MEETING**

**May 27, 2014**

The Bartholomew County Commissioners met in regular session on May 27, 2014 in the Governmental Office Building, 440 Third Street, Columbus, Indiana. Chairman Carl Lienhoop called the meeting to order at 10:00 a.m. Commissioners Larry Kleinhenz and Rick Flohr, County Attorney J. Grant Tucker and County Auditor Barbara Hackman were also in attendance.

Chairman Lienhoop gave the Invocation and led the Pledge of Allegiance.

The first item on the agenda was the approval of the May 19, 2014 Meeting Minutes. Commissioner Kleinhenz made a motion to approve the minutes, seconded by Commissioner Flohr, and the motion passed unanimously.

Next was the approval of the payroll. Responding to Commissioner Flohr's question regarding reporting formats, Auditor Hackman advised that a software update for payroll and claims reporting was scheduled for last week. Commissioner Flohr made a motion to approve the payroll, seconded by Commissioner Kleinhenz, and the motion passed unanimously.

The next item on the agenda was reporting the weekly permits. Chairman Lienhoop read the New Permits Report dated 5/19/14 to 5/23/14. Forty-two (42) permits had been issued with a fee amount of \$4,266.00 and an estimated construction cost of \$3,704,623.

County Highway Engineer Danny Hollander distributed the Annual Operational Report for Local Roads and Streets FYE 12/31/13 as prescribed by the State Board of Accounts Form 54400. Sections I and II of this report include financial reporting of operational receipts and disbursements from Common Funds: Motor Vehicle Highway Fund, Local Road and Street Fund, Cumulative Bridge Fund, and Other Funds (EDIT). Section III, Construction and Reconstruction, reports the contractual and materials costs, surface area, and type of work performed broken down by Fund. Section IV lists and

numbers the Classification of Highway or Street Employees. Section V itemizes Equipment Inventory. Sections VI and VII, Changes to Certified Mileage and Federal Aid Funds Received conclude the report. Commissioner Kleinhenz made a motion to accept the Annual Operational Report for Local Roads and Streets FYE 12/31/13. Chairman Lienhoop seconded the motion that passed unanimously.

Next, Engineer Hollander introduced Eric Brunn from Strand & Associates who presented the title sheet for Newbern Bridge (#26) for signatures. Commissioner Kleinhenz made a motion to sign the Newbern Bridge Title Sheet. Chairman Lienhoop seconded the motion that passed unanimously.

Engineer Hollander then gave the County Highway Weekly Crew Report which included the following work: put up signs; patched roads; widened a section of Whitehorse Road; bermed roads in Rockcreek Township; ditched in Colony Park; replaced culvert pipes on Base Road; cut up trees from storm; cleaned out corn stalks from pipes on 475W, 550N and 250N; attended a safety meeting with REMC; and sprayed weeds on 200 miles of roadside.

For the next County Highway agenda item, County Attorney Grant Tucker read two (2) bids submitted for the 2014 County Highway Overlay Materials. Milestone Contractors, LP (Columbus) bid \$1,276,233.86 and Dave O'Mara Contractor, Inc. (North Vernon) bid \$1,349,335.66. (*See attachments*) Commissioner Kleinhenz made a motion to take the two bids for 2014 Overlay Materials under advisement. Commissioner Flohr seconded the motion that passed unanimously.

The Planning Department Director Jeff Bergman presented, for first reading, an Ordinance Amending the Official Zoning Map of Bartholomew County, Indiana. (*See attached*). The request is for three (3) areas in the Town of Grammer lying west of County Road 990 East to be rezoned from 1) Agriculture Preferred, 2) Industrial:General and 3) Residential:Established to Commercial:Neighborhood Center. During their May 14<sup>th</sup> meeting, the Plan Commission voted to submit a favorable recommendation to the Commissioners for the rezoning request. The request by the owners(s) Charles

Whittington/Route 3, LLC, represented by John Whittington and Jeff Rocker (audience members), was being made to accommodate future development of office space. Chairman Lienhoop opened the meeting for public hearing. There being no comments from the public, the public portion was closed. Commissioner Flohr made a motion to pass the Ordinance Amending the Official Zoning Map of Bartholomew County, Indiana (the Charles Whittington/Route 3, LLC Rezoning) on first reading. Commissioner Kleinhenz seconded the motion that passed unanimously.

E911 Director Ed Reuter submitted a proposal for the purchase of the Smart Weather Alerting Application, an enhancement to the Everbridge Emergency System, at a cost of \$3,437.21, annually. The County cooperatively participates with the City of Columbus and splits the contractual obligation 41% and 59%, respectively. The application provides automatic weather notifications and eliminates human error. The County Council will be asked for an additional appropriation to fund a portion of the purchase. There was some discussion regarding Mike Lovelace's (audience member) comment that as a City resident he feels that he is being double-taxed. Chairman Lienhoop made a motion to sign the quote with Everbridge for the purchase of the Smart Weather Alerting Application. Commissioner Flohr seconded the motion that passed unanimously.

The last item on the agenda was the monthly Animal Control Report for April, 2014. Animal Control Officer Mark Case read the report as follows: there was a total of 160 cases, 52 animals were picked up, 103 audits, 9 violations, 5 fines, 3 bite cases, 8 door hangers placed, 7 reclaimed animals and 6 traps loaned to the public. The two vans traveled a total of 4,264 miles. Commissioner Kleinhenz made a motion to accept the April Animal Control Report as submitted. Chairman Lienhoop seconded the motion which passed unanimously.

Auditor Barb Hackman stated that Bartholomew County's Standard & Poor's Bond Rating remains at A+.

There being no other business the meeting was adjourned by Chairman Lienhoop at 10:50 a.m. The next Commissioners' Meeting will be held on Monday, June 2, 2014 at 10:00 a.m. in the Commissioners' Chambers.

BARTHOLOMEW COUNTY  
COMMISSIONERS

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CARL H. LIENHOOP, CHAIRMAN

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LARRY S. KLEINHENZ, MEMBER

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RICHARD A. FLOHR, MEMBER

ATTEST:

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BARBARA J. HACKMAN, AUDITOR



## CONTRACTOR'S BID FOR PUBLIC WORK - FORM 96

State Form 52414 (R2 /2-13) / Form 96 (Revised 2013)  
Prescribed by State Board of Accounts

### PART I

(To be completed for all bids. Please type or print)

Date: MAY 27, 2014

1. Governmental Unit (Owner): BARTHOLOMEW COUNTY, INDIANA - BOARD OF COMMISSIONERS
2. County: BARTHOLOMEW
3. Bidder (Firm): MILESTONE CONTRACTORS, L.P.  
Address: 3410 S. 650 EAST  
City/State: COLUMBUS, INDIANA 47203
4. Telephone Number: (812) 579-5248
5. Agent of Bidder (if applicable): TODD A. FAWVER

Pursuant to notices given, the undersigned offers to furnish labor and/or material necessary to complete the public works project of BARTHOLOMEW COUNTY, INDIANA - BOARD OF COMMISSIONERS

(Governmental Unit) in accordance with plans and specifications prepared by DANNY HOLLANDER, ENGINEER

BARTHOLOMEW COUNTY HIGHWAY DEPARTMENT and dated NOT APPLICABLE for the sum of

SEE ATTACHED BID FORM \$ SEE ATTACHED BID FORM

The undersigned further agrees to furnish a bond or certified check with this bid for an amount specified in the notice of the letting. If alternative bids apply, the undersigned submits a proposal for each in accordance with the notice. Any addendums attached will be specifically referenced at the applicable page.

If additional units of material included in the contract are needed, the cost of the units must be the same as that shown in the original contract if accepted by the governmental unit. If the bid is to be awarded on a unit basis, the itemization of the units shall be shown on a separate attachment.

The Contractor and his subcontractors, if any, shall not discriminate against or intimidate any employee, or applicant for employment, to be employed in the performance of this contract, with respect to any matter directly or indirectly related to employment because of race, religion, color, sex, national origin or ancestry. Breach of this covenant may be regarded as a material breach of the contract.

#### CERTIFICATION OF USE OF UNITED STATES STEEL PRODUCTS (if applicable)

I, the undersigned bidder or agent as a contractor on a public works project, understand my statutory obligation to use steel products made in the United States. (I.C. 5-16-8-2). I hereby certify that I and all subcontractors employed by me for this project will use U.S. steel products on this project if awarded. I understand that violations hereunder may result in forfeiture of contractual payments.

4/14/2014 REVISED											
2014 OVERLAY PROGRAM - Phase 1											
TOWNSHIP	ADDITION	ITEM	ROAD	FROM	TO	Length (Miles)	Width (Ft.)	#STD TONS	ESTIMATE TONS	Estimate Unit Price	TOTAL Estimate
CLAY		1	275 North	575 East	650 East	0.76	18.0	220	882.80	\$48.50	\$42,815.80
		2	Base Road	New Overlay	6815 E. Jewell St.	0.68	20.0	220	877.70	\$50.50	\$44,323.85
		3	100 South	475 East	475 East	0.75	18.0	220	871.00	\$50.50	\$43,995.50
COLUMBUS		4	265 North	Lowell Road	300 West	1.72	18.0	220	1998.00	\$47.10	\$94,105.80
		5	475 East	300 North	600 North	1.00	18.0	220	1161.60	\$46.35	\$53,840.16
FLATROCK		6	650 North	901 W. 650 North	50 West	0.76	18.0	220	882.80	\$45.95	\$40,564.66
GERMAN		7	100 West	700 North	800 North	1.00	18.0	220	1161.60	\$46.35	\$53,840.16
		8	Base Road	800 North	900 North	1.00	18.0	220	1161.60	\$46.35	\$53,840.16
		9	Base Road	900 North	950 North	0.50	18.0	220	580.80	\$46.75	\$27,152.40
		10	Base Road	950 North	1000 North	0.57	18.0	220	662.10	\$47.20	\$31,251.12
		11	Executive Drive	Presidential Way	Market Place Dr.	0.21	26.0	220	352.40	\$51.00	\$17,972.40
HARRISON		12	Old Nashville Rd	Country Club Rd	W. St. Rd. 46	0.78	18.0	220	906.00	\$51.15	\$46,341.90
		13	Baker Hollow Rd	850 West	West Tennesse	0.38	15.0	220	392.40	\$53.50	\$20,980.00
		*14	550 West	Yonbamp Rd	Bldg #186/250 S.	0.95	18.0	220	1103.50	\$53.75	\$59,313.13
HAWCKREEK		15	600 North	1000 East	1050 East	0.50	18.0	220	580.80	\$50.00	\$29,040.00
		16	750 South	State Road 58	750 West	0.85	18.0	220	987.40	\$52.00	\$51,344.80
JACKSON		17	750 South	State Road 58	St. Rd. 58	1.06	18.0	220	1231.50	\$52.00	\$64,072.60
		18	775 West	Mt. Healthy Road	St. Rd. 58	1.06	18.0	220	1231.50	\$52.00	\$64,072.60
ROCKCREEK		19	900 East	300 South	400 South	1.00	18.0	220	1161.60	\$46.25	\$53,724.00
		20	400 South	900 East	900 East	0.40	18.0	220	464.60	\$47.50	\$21,896.20
		*21	300 South/Legal Tender Rd	State Road 7	750 East	1.78	20.0	220	2297.40	\$46.25	\$106,254.75
		22	Merlane	Legal Tender	Holiday Drive	0.14	20.0	165	135.50	\$61.00	\$8,265.50
		23	Holiday Drive	Merlane	Oxford Road	0.13	20.0	165	125.80	\$61.00	\$7,678.80
		24	Oxford Road	Holiday Drive	Cemetery Drive	0.12	20.0	165	116.20	\$61.00	\$7,088.20
		25	Cemetery Drive	Merlane	North Tennesse	0.10	20.0	165	96.80	\$61.00	\$5,904.80
SANDCREEK		26	600 East	Legal Tender	300 South	1.02	20.0	220	1316.50	\$45.90	\$60,427.55
		*27	800 South	State Road 11	U.S. 31	2.23	18.0	220	2590.40	\$46.50	\$120,458.80
WAYNE		28	1000 South	State Road 11	East Tennesse	0.76	18.0	220	882.80	\$46.90	\$41,403.32
		29	50 West	Deaver Road	City Limits	0.09	20.0	220	116.20	\$56.00	\$6,507.20
		30	Deaver Road	R.R. Tracks	West City Limits	0.16	20.0	220	206.50	\$56.00	\$11,564.00

NOTE: COLUMBUS Addition 1 \*31 350 West south of Phis Ridge Drive Goshier Blvd 0.36 18.0 220 418.20 \$51.00 \$21,358.20  
220 = 9 SURFACE  
165 = 11 SURFACE  
22.26 26,300.30

\* TO INCLUDE COST OF REPLACING STRIPING

\$1,276,238.86



# CONTRACTOR'S BID FOR PUBLIC WORK - FORM 96

State Form 52414 (R / 9-10) / Form 96 (Revised 2010)  
Prescribed by State Board of Accounts

## PART I

(To be completed for all bids. Please type or print)

Date (month, day, year): May 27, 2014

1. Governmental Unit (Owner): Bartholomew County Board of Commissioners
2. County: Bartholomew
3. Bidder (Firm): Dave O'Mara Contractor, Inc.  
Address: 1100 East O & M Avenue, PO Box 1139  
City/State/ZIPcode: North Vernon, IN 47265
4. Telephone Number: 812.346.4135
5. Agent of Bidder (if applicable): N/A

Pursuant to notices given, the undersigned offers to furnish labor and/or material necessary to complete the public works project of Bartholomew County 2014 Road Overlay Program

(Governmental Unit) in accordance with plans and specifications prepared by \_\_\_\_\_

Bartholomew County and dated May, 2014 for the sum of

One Million Three Hundred Forty-Nine Thousand Three Hundred Thirty-Five Dollars and 66/100 \$ 1,349,335.66

The undersigned further agrees to furnish a bond or certified check with this bid for an amount specified in the notice of the letting. If alternative bids apply, the undersigned submits a proposal for each in accordance with the notice. Any addendums attached will be specifically referenced at the applicable page.

If additional units of material included in the contract are needed, the cost of units must be the same as that shown in the original contract if accepted by the governmental unit. If the bid is to be awarded on a unit basis, the itemization of the units shall be shown on a separate attachment.

The contractor and his subcontractors, if any, shall not discriminate against or intimidate any employee, or applicant for employment, to be employed in the performance of this contract, with respect to any matter directly or indirectly related to employment because of race, religion, color, sex, national origin or ancestry. Breach of this covenant may be regarded as a material breach of the contract.

### CERTIFICATION OF USE OF UNITED STATES STEEL PRODUCTS (If applicable)

I, the undersigned bidder or agent as a contractor on a public works project, understand my statutory obligation to use steel products made in the United States (I.C. 5-16-8-2). I hereby certify that I and all subcontractors employed by me for this project will use U.S. steel products on this project if awarded. I understand that violations hereunder may result in forfeiture of contractual payments.

04/14/2014 REVISED											
2014 OVERLAY PROGRAM - Phase I											
TOWNSHIP	ADDITION	ITEM	ROAD	FROM	TO	Length (Miles)	Width (Ft.)	#SYD*	BITUMINOUS TONS	Estimate Unit Price	TOTAL Estimate
CLAY		1	275 North	575 East	650 East	0.76	18.0	220	882.80	\$51.25	\$45,243.50
		2	Base Road	New Overlay	6815 E. Jewell St.	0.68	20.0	220	877.70	\$50.85	\$44,631.05
		3	100 South	400 East	475 East	0.75	18.0	220	871.20	\$50.85	\$44,300.52
COLUMBUS		4	265 North	Lowell Road	500 West	1.72	18.0	220	1998.00	\$50.60	\$101,098.80
FLATROCK		5	475 East	500 North	600 North	1.00	18.0	220	1161.60	\$50.80	\$59,009.28
GERMAN		6	650 North	901 W. 650 North	50 West	0.76	18.0	220	882.80	\$50.90	\$44,934.52
		7	100 West	700 North	800 North	1.00	18.0	220	1161.60	\$50.60	\$58,776.96
		8	Base Road	800 North	900 North	1.00	18.0	220	1161.60	\$50.30	\$58,428.48
		9	Base Road	900 North	950 North	0.50	18.0	220	580.80	\$52.40	\$30,433.92
		10	Base Road	950 North	1000 North	0.57	18.0	220	662.10	\$51.45	\$34,065.05
	Market Pl Cnt	11	Executive Drive	Presidential Way	Market Place Dr.	0.21	26.0	220	352.40	\$55.30	\$19,487.72
HARRISON		12	Old Nashville Rd	Country Club Rd	W. St. Rd. 46	0.78	18.0	220	906.00	\$52.80	\$47,836.80
		13	Baker Hollow Rd	850 West	West Terminus	0.38	16.0	220	392.40	\$58.10	\$22,798.44
		*14	550 West	Youthcamp Rd	Brdg #186/250 S.	0.95	18.0	220	1103.50	\$54.10	\$59,699.35
HAWCREEK		15	600 North	1000 East	1050 East	0.50	18.0	220	580.80	\$53.60	\$31,130.88
		16	750 North	1000 East	1050 East	0.50	18.0	220	580.80	\$52.75	\$30,637.20
JACKSON		17	750 South	State Rpd 58	750 West	0.85	18.0	220	987.40	\$51.00	\$50,357.40
		18	725 West	Mt. Healthy Road	St. Rd. 58	1.06	18.0	220	1231.30	\$51.75	\$63,719.78
ROCKCREEK		19	900 East	300 South	400 South	1.00	18.0	220	1161.60	\$50.40	\$58,544.64
		20	400 South	900 East	900 East	0.40	18.0	220	464.60	\$52.75	\$24,507.65
		*21	300 South/Legal Tender Rd	State Road 7	750 East	1.78	20.0	220	2297.40	\$49.50	\$113,721.30
	Glenview	22	Merilane	Legal Tender	Holiday Drive	0.14	20.0	165	135.50	\$57.00	\$7,723.50
	Glenview	23	Holiday Drive	Merilane	Oxford Road	0.13	20.0	165	125.80	\$57.80	\$7,271.24
	Glenview	24	Oxford Road	Holiday Drive	Canterbury Drive	0.12	20.0	165	116.20	\$58.70	\$6,820.94
	Glenview	25	Canterbury Drive	Merilane	North Terminus	0.10	20.0	165	96.80	\$61.00	\$5,904.80
SANDCREEK		26	600 East	Legal Tender	300 South	1.02	20.0	220	1316.50	\$49.20	\$64,771.80
WAYNE		*27	800 South	State Road 11	U.S. 31	2.23	18.0	220	2590.40	\$48.60	\$125,893.44
		28	1000 South	State Road 11	East Terminus	0.76	18.0	220	882.80	\$50.80	\$44,846.24
		29	50 West	Denver Road	City Limits	0.09	20.0	220	116.20	\$68.80	\$7,994.56
		30	Deaver Road	R.R. Tracks	West City Limits	0.16	20.0	220	206.50	\$58.80	\$12,142.20
COLUMBUS	ADD #2	*31	350 West	S. of Pine Ridge Dr	Goeller Blvd	0.36	18.0	220	418.20	\$54.05	\$22,603.71

NOTE: 220 = 9 SURFACE 22.26 26,303.30  
165 = 11 SURFACE

\* TO INCLUDE COST OF REPLACING STRIPPING

\$1,349,335.66

Acknowledged:  
Addendum #1  
Addendum #2

Dave O'Mara Contractor, Inc.  
*Dave O'Mara*  
Dave O'Mara, President Dated: May 27, 2014



ORDINANCE NO.: \_\_\_\_\_, 2014

**AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP  
OF BARTHOLOMEW COUNTY, INDIANA, REZONING THE SUBJECT PROPERTY  
FROM "AP" (AGRICULTURE PREFERRED), "I-2" (INDUSTRIAL: GENERAL),  
AND "RE" (RESIDENTIAL: ESTABLISHED)  
TO "CN" (COMMERCIAL: NEIGHBORHOOD CENTER)**

**To be known as the: Charles Whittington / Route 3, LLC Rezoning  
Plan Commission Case No.: RZ-14-02**

**WHEREAS**, this rezoning was requested by Charles Whittington / Route 3, LLC and includes the consent of all owners of the subject property; and

**WHEREAS**, the Bartholomew County Plan Commission did on May 14, 2014 hold a legally advertised public hearing on said request and has certified a favorable recommendation to the Board of Commissioners; and

**WHEREAS**, the Board of Commissioners of Bartholomew County, Indiana has considered the criteria contained in Section 12.6(G) of the Columbus & Bartholomew County Zoning Ordinance.

**NOW THEREFORE BE IT ORDAINED** by the Board of Commissioners of Bartholomew County, Indiana, as follows:

**SECTION 1: Official Zoning Map**

- a. The zoning classification of the following described real estate shall be changed from "AP" (Agriculture: Preferred) to "CN" (Commercial: Neighborhood Center):

*J. V. Wright's First Addition Lot Number 16, Block 1, to the Town of Grammer, Rockcreek Township, Bartholomew County, Indiana.*

- b. The zoning classification of the following described real estate shall be changed from "I-2" (Industrial: General) to "CN" (Commercial: Neighborhood Center):

*Lots Numbered Twenty (20) and Twenty One (21) in J.V. Wright's Second Addition to the Town of Grammer, as recorded in Plat Book "C", page 61, in the Office of the Recorder of Bartholomew County, Indiana.*

**AND**

*Lot Numbered Seventeen (17) in J.V. Wright's First Addition to the Town of Grammer, as recorded in Plat Book "C", page 36, in the Office of the Recorder of Bartholomew County, Indiana.*

- c. The zoning classification of the following described real estate shall be changed from "RE" (Residential: Established) to "CN" (Commercial: Neighborhood Center):

*Beginning at a point one hundred sixteen (116) feet north of the southeast corner of the northeast quarter of section ten (10) in township eight (8) north in range seven (7) east and running thence west two hundred ninety (290) feet; thence north seventy-one feet; thence east two hundred ninety (290) feet to the east line of said section; thence south on said line seventy-one (71) feet to the place of beginning, said real property being situated in the Town of Grammer in Rockcreek Township in Bartholomew County.*

**AND**

*A certain tract of land beginning at the Southeast corner of the Easterly 660 feet of the former railroad right-of-way of the Chicago, Milwaukee, St. Paul and Pacific Railroad located in Section 10, Township 8 North, Range 7 East, thence North along the East line of Section 10, Township 8 North, Range 7 East a distance of 35.5 feet; thence west a distance of 312 feet to the west line extended North of Second Street in the old Plat of the Town of Grammar, Indiana; thence South along said extended North line of the said Second Street a distance of 35.5 feet; thence East a distance of 312 feet to the place of beginning.*

*ALSO: A part of the Northeast Quarter of Section 10, Township 8 North, Range 7 East, described as follows: Beginning at the corner stone standing in the road at the Southeast corner of the Northeast Quarter of said section; thence west along the Southern Indiana Railroad 290 feet; thence North 75 feet; thence East 290 feet; thence South 75 feet to the place of beginning, being Lots 1 & 2 in Ardery Addition to the Town of Grammar as recorded in Plat Book "C", page 56, in the Office of the Recorder of Bartholomew County, Indiana.*

*ALSO: The Easterly 660 feet of the former railroad right of way of the Chicago, Milwaukee, St. Paul and Pacific Railroad located in Section 10, Township 8 North, Range 7 East, except the following described tract: Beginning at the southeast corner of the above described tract; thence North along the East line of Section 10, Township 8 North, Range 7 East a distance of 35.5 feet; thence west a distance of 312 feet to the west line extended North of Second Street in the old Plat of the Town of Grammar, Indiana; thence South along said Second Street a distance of 35.5 feet; thence East a distance of 312 feet to the place of beginning.*

**EXCEPT**

*All portions of the above described property lying west of County Road 990 East.*

**SECTION 2: Repealer**

All ordinances or parts thereof in conflict with this ordinance shall be repealed to the extent of such conflict.

**SECTION 3: Severability**

If any provision, or the application of any provision, of this ordinance is held unconstitutional or invalid the remainder of the ordinance, or the application of such provision to other circumstances, shall be unaffected.

**SECTION 4: Effective Date**

This ordinance shall be effective upon and after the date and time of its adoption, as provided in Indiana law.

**PASSED AND ADOPTED BY THE BOARD OF COMMISSIONERS OF BARTHOLOMEW COUNTY, INDIANA ON FIRST READING THIS 26<sup>th</sup> DAY OF May, 2014.**

\_\_\_\_\_  
Carl H. Lienhoop

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Larry S. Kleinhenz

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Richard A. Flohr