

## COMMISSIONERS' MEETING

February 2, 2015

### *"Scouts In Government Day"*

The Bartholomew County Commissioners met in regular session on February 2, 2015 in the Governmental Office Building, 440 Third Street, Columbus, Indiana. Chairman Larry Kleinhenz was absent. Commissioners Rick Flohr and Carl Lienhoop were present. Commissioner Flohr called the meeting to order at 10:00 a.m. County Attorney J. Grant Tucker and County Auditor Barbara Hackman were also in attendance.

Catherine Greenlee of the Auditor's Office gave the Invocation and led the Pledge of Allegiance.

Several boy scouts attended the meeting in honor of *Scouts In Government Day*. Boy scouts pair up with elected officials or department heads to shadow them for a few hours to learn about their jobs and what their offices do on a daily basis. The Commissioners sponsored Scouts Neil Staley and Chandler Day; the County Engineer sponsored Scouts Caleb Abshire, Mickey Reisinger and Shawn Tyler; and the County Highway sponsored Scout Joseph Yoder.

First item on the agenda was the approval of the January 26, 2015 Commissioners' Meeting Minutes. Commissioner Lienhoop made a motion to approve the minutes. Commissioner Flohr seconded the motion which passed unanimously.

Next was the approval of Payroll. Commissioner Flohr made a motion to approve the Payroll, seconded by Commissioner Lienhoop, and the motion passed unanimously.

The next item on the agenda was the weekly reports. Scout Day read the New Permits Report dated 1/26/15 to 2/2/15. Twenty-three (23) permits had been issued with fees collected in the amount of \$2,551 and estimated construction costs of \$2,921,946.

Scout Reisinger, shadowing Engineer Danny Hollander, gave the County Highway Weekly Crew Report which included the following work: patched roads; sanded roads; ground stumps in Rockcreek Township; mowed in Columbus and German Townships;

ditched in Sandcreek and Rockcreek Townships; cut trees on 200W and Carr Hill Road; put down rip rap in washout on 625S, 1050S and Mt. Healthy Road; and mixed salt and sand.

Clerk Jay Phelps submitted a proposal to dismantle, move and reinstall an existing shelving unit system in the Clerk's Office. A quote had been received from Bradford Systems to do the job for \$1,670. The expense would be paid through the Clerk's Perpetuation Fund. Commissioner Lienhoop made the motion to approve the quote from Bradford Systems for \$1,670. Commissioner Flohr seconded the motion that passed unanimously.

County Treasurer Pia O'Connor presented to the Commissioners' an ordinance providing for County Offices to collect \$20.00 per incident to cover bank fees and any additional administrative costs necessary to process returned drafts due to insufficient funds, stop payment, or account closure. Likewise, Treasurer O'Connor presented a second ordinance providing for the collection of wire transfer service fees, again \$20.00 per incident, by County Offices. Commissioner Flohr opened the meeting for public comment. There being no comments, he closed the meeting. Commissioner Flohr made the motion to approve on first reading the ordinance providing for the collection of returned draft service fees. Commissioner Lienhoop seconded the motion that passed unanimously. Then, Commissioner Lienhoop motioned to approve on first reading the ordinance providing for the collection of wire transfer service fees. Commissioner Flohr seconded the motion that passed unanimously.

For the next agenda item, Emergency Management Director Dennis Moats presented a Homeland Security Grant Program Sub-Grant Agreement EDS# C44P-5-666B for consideration. The \$6,633 pass-through grant proceeds would go toward the maintenance of District 8 trailers, generators, tent systems and extend the warranty on the Identisys Credentialing system. Commissioner Flohr made a motion to approve the grant application. Commissioner Lienhoop seconded the motion that passed unanimously.

Next, Rodney Ferrenburg, President of the County Fire Chiefs Association, gave his review of the ambulance service for 2014. Times have slightly improved over the last 12 months and EMS contract markers are being met. Commissioner Lienhoop mentioned that Commissioners had met with Ambulance Oversight Board Chairman Mike Kutsko and Mr. Ferrenburg last week. Individual and/or general problems with the ambulance service are investigated by the Ambulance Oversight Board.

Next, the Commissioners considered an agreement with Bartholomew County Senior Services Center (via Mill Race Center) providing up to \$3,000 in motor vehicle fuel at County-owned pumps at no cost to the Senior Center during the 2015 calendar year. Commissioner Lienhoop made the motion to approve the agreement. Commissioner Flohr seconded the motion that passed unanimously.

Commissioner Flohr announced the following appointments to the Community Corrections Advisory Board: Mark Gorbett and Anita Biehle. Commissioner Lienhoop motioned to approve the two appointments. Commissioner Flohr seconded the motion that passed unanimously.

The last agenda item was the consideration of the annual Covered Bridge Certification for continued receipt of State funding for the County's one covered bridge in Mill Race Park. Commissioner Flohr made a motion to sign the recertification letter. Commissioner Lienhoop seconded the motion which passed unanimously.

Under miscellaneous agenda item Jason Semler of H.J. Umbaugh and Rick Hall of Barnes & Thornburg made a presentation on refinancing the Jail Bonds issued in 2006 (the "2006 Bonds"). Mr. Semler has found underwriters offering to finance them at 2.150%, down from the current 2006 Bond rates of 4.25% and 4.50% resulting in a savings of roughly \$130,000 per year. A second proposed offering resulting in an annual savings of roughly \$145,000 would be at 2.00%, based on 1/31/15 rates, but the underwriter could not commit to that rate. Additionally, County Treasurer Pia O'Connor proposed refinancing the bond debt with the County's own internal financing means for the first five (5) years and the remaining term with outside investors.

After hearing refinancing options for the 2006 Bonds, Commissioner Flohr motioned to approve the resolution approving the refunding of the Bartholomew County Building Corporation Lease Rental Bonds of 2006. (*See Attached*) Commissioner Lienhoop seconded the motion that passed unanimously.

The next Commissioners' Meeting will be held on Monday, February 9, 2015 at 10:00 a.m. in the Commissioners' Chambers. There being no other business, the meeting was adjourned by Commissioner Flohr at 10:40 a.m.

BARTHOLOMEW COUNTY  
COMMISSIONERS

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LARRY S. KLEINHENZ, CHAIRMAN

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CARL H. LIENHOOP, MEMBER

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RICHARD A. FLOHR, MEMBER

ATTEST:

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BARBARA J. HACKMAN

**RESOLUTION NO. \_\_\_\_\_**

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF BARTHOLOMEW  
COUNTY, INDIANA APPROVING THE REFUNDING OF THE BARTHOLOMEW  
COUNTY BUILDING CORPORATION LEASE RENTAL BONDS OF 2006**

WHEREAS, the Bartholomew County, Indiana Building Corporation (the "Corporation") has been established as an Indiana nonprofit corporation operating pursuant to the provisions of the Indiana Nonprofit Act of 1991, as amended, Indiana Code 23-17; and

WHEREAS, the Corporation and Bartholomew County, Indiana (the "County") entered into a Lease Agreement, by and between the Corporation and the County, dated May 11, 2006, as amended (the "Lease"); and

WHEREAS, the Corporation has previously issued its Lease Rental Bonds of 2006 (the "2006 Bonds"), in the original aggregate principal amount of Twenty-Four Million Nine Hundred Thousand Dollars (\$24,900,000), pursuant to a Trust Indenture, between the Corporation and MainSource Bank, as trustee, dated as of August 1, 2006; and

WHEREAS, Indiana Code 5-1-5, as amended, authorizes the refunding of all or a portion of the 2006 Bonds prior to such time as such 2006 Bonds are subject to redemption in order to effect a savings; and

WHEREAS, in accordance with Indiana Code 5-1-5, this Board of Commissioners (the "Board") desires to approve the issuance of bonds by the Corporation to refund all of the 2006 Bonds which are currently outstanding (the "Refunded Bonds") to effect a savings to the Corporation and, by reason of the corresponding reduction in the lease rental payments under the Lease and/or a reduction in the term of the Lease, provide a savings to the County; and

WHEREAS, the Board desires to approve a First Amendment to Lease, between the County and the Corporation (the "First Amendment to Lease") pursuant to which the fixed annual rentals payable under Lease are amended to correspond to the annual amount of principal and interest due on the 2015 Bonds (as defined below).

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE BARTHOLOMEW COUNTY, INDIANA, AS FOLLOWS:

SECTION 1. The Board hereby approves the issuance by the Corporation of its lease rental refunding bonds, payable from rentals paid under the Lease (the "2015 Bonds") to refund the Refunded Bonds, including the payment of any and all redemption premiums on the Refunded Bonds, and the payment of any and all expenses in connection with such refunding and the issuance of the 2015 Bonds; provided however, such approval is conditioned upon such refunding producing a savings of not less than \$1,000,000.

SECTION 2. The Board and the Auditor are hereby authorized to execute and deliver the First Amendment to Lease, in the form presented at this meeting, with such changes in the form or substance as the Board shall approve, such approval to be conclusively evidenced by the execution thereof.

SECTION 3. The Board hereby approves the engagement of H.J. Umbaugh & Associates Certified Public Accountants, LLP to serve as financial advisor with respect to the issuance of the 2015 Bonds (the "Financial Advisor").

SECTION 4. The 2015 Bonds shall be sold through a private negotiated sale to such underwriter as is recommended by the Financial Advisor (the "Underwriter") or through a private placement, with the assistance of such placement agent as is recommended by the Financial Advisor (the "Placement Agent"). The Board and the Auditor of the County are authorized to execute and deliver, and to perform the obligations of the County thereunder, a bond purchase agreement among the County, the Corporation and the Underwriter, or placement agreement among the County, the Corporation and the Placement Agent, in the form the Board and the Auditor of the County, with the advice of counsel, determine to be necessary or appropriate, such determination to be conclusively evidenced by the Board's and the Auditor's execution thereof.

SECTION 5. The Board hereby approves the engagement of Barnes & Thornburg LLP to serve as bond counsel with respect to the issuance of the 2015 Bonds.

SECTION 6. Any officer of the County is hereby authorized and directed to execute and deliver such documents, including a continuing disclosure agreement related to the 2015 Bonds, and take such other actions as such officer deems necessary or desirable to effect the provisions of this Resolution, and any such documents heretofore executed and delivered and any such other actions heretofore taken are hereby ratified and approved.

Passed and adopted by the Board of Commissioners of Bartholomew County, Indiana on the \_\_\_\_ day of February, 2015.

BOARD OF COMMISSIONERS OF  
BARTHOLOMEW COUNTY, INDIANA

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ATTEST:

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County Auditor