

**THE MORGAN COUNTY BOARD OF COMMISSIONERS MET IN A REGULAR SESSION
ON MONDAY, SEPTEMBER 3, 2021 AT 9:30 A.M.**

MEMBERS PRESENT WERE DON ADAMS, KENNY HALE AND BRYAN COLLIER. DEB VERLEY, EXECUTIVE ASSISTANT; AND JIM WISCO, COUNTY ATTORNEY, WERE ALSO PRESENT.

Don Adams stated that Labor Day started in 1894 when President Cleveland declared it.

PLEDGE – Bill Mitchell, Clay Township Trustee

MOMENT OF SILENCE

CLAIMS

Kenny Hale made a motion to approve the August 6, August 20 and September 3, 2021 payroll claims of \$668,018.96, 666,802.98 and \$669,729.08; PERF \$59,463.16, \$60,205.05 and \$59,970.98; FICA \$48,467.49, \$48,345.02 and \$48,563.63; and monthly claims of \$1,220,005.50. Motion seconded by Bryan Collier. Motion carried 3-0.

BANNING ENGINEERING AGREEMENT – *Redistricting*

Jim Wisco stated that he reviewed the agreement and did not see any problem with it. Don Adams stated that this agreement will be billed by the hour. Bryan Collier made a motion to approve the agreement with Banning Engineer for redistricting. Motion seconded by Don Adams. Motion carried 2-0. (Kenny Hale had a meeting with Fish and Wildlife and left early.) Gary Oakes, City of Martinsville, stated that he has talked with Josh Messmer, Morgan County Administrator, and Stephanie Elliott, Morgan County Clerk, and the City of Martinsville and Town of Mooresville will probably be paying a portion of the agreement.

HWC AGREEMENT

Don Adams stated that several counties (Hendricks, Boone, Johnson, Montgomery, Putnam, and Morgan) are coming together to apply for READI Grant funding. Jim Wisco stated that he has reviewed the agreement and most of the other counties have adopted it. Bryan Collier made a motion to approve the agreement with HWC. Motion seconded by Don Adams. Motion carried 2-0.

BAKER TILLY AGREEMENT

Don Adams stated that this agreement regards a Build Operate Transfer (BOT) program that the Board is looking into. Jim Wisco stated that he did not see any issues with the agreement. Don Adams made a motion to approve the agreement. Motion seconded by Bryan Collier. Motion carried 2-0.

MOORE RESTORATION AGREEMENT

Don Adams stated that a pipe at the Courthouse broke on a Sunday and Commissioner Collier assisted in getting the water turned off. Fortunately a warning system activated and they were able to minimize the damage. This agreement is for the emergency repairs in Superior II. Don Adams made a motion to approve the \$6,000 agreement. Motion seconded by Bryan Collier. Motion carried 2-0.

PHISHING TRAINING

Don Adams stated that this item regards the county email system and training on recognizing phishing emails. Not everyone has completed the training and this puts the county's system at risk. Bryan Collier stated that if users have not completed the training, then they shouldn't be able to use the county system; they are jeopardizing the integrity of the whole system. Bryan Collier made a motion to table this item so they could involve IT and Kenny Hale. Motion seconded by Don Adams. Motion carried 2-0.

BRIDGE #75

Tony Hinkle, Morgan County Engineer, stated that Bridge #75 on Bowman Road is an LPA contract with INDOT. It will bid in December. Mr. Hinkle requested approval of the construction and engineering contract with SJCA. Don Adams made a motion to approve the agreement with SJCA. Motion seconded by Bryan Collier. Motion carried 2-0.

MILESTONE CONTRACT

Mr. Hinkle stated that the second Community Crossings Grant paving project was awarded in June to Milestone; however the contract has not been signed. They have been given notice to proceed and should have all paving done by the end of the month. Don Adams made a motion to approve the Contract. Motion seconded by Bryan Collier. Motion carried 2-0.

LPA LOI

Tony Hinkle stated that this item regards the LPA Letter of Intent for the next five bridges. Each

bridge will need to be scored by Mr. Hinkle, Josh Messmer and the Commissioner whose district the bridge is in. Once the proposal is scored, notice to proceed will be given.

ADDITIONAL PAVING

Mr. Hinkle stated that there is \$400,000 in the 2021 budget and \$2.9 has been budgeted for next year for paving that will not be matched by Community Crossing Grant funds. They will request bids in December for these funds and will request bids in June for Community Crossing paving to be completed in 2023.

Mr. Hinkle discussed a database system that they hope to implement by the end of the year for complaints and follow-up.

CARES SUPPLEMENT

Don Adams stated that he is working with Kim Merideth in deciding on an amount of \$3,000 for a supplemental COVID payment for employees. They are still working out details.

DEEDS OF DEDICATION

Mr. Hinkle stated that he has some issues with some information in the deeds regarding curbs and sidewalks, but those have been resolved. The roads have been paved and inspected. There is a concern regarding the maintenance bond; it can't be located. Mr. Hinkle suggested tabling the item until the next Commissioner meeting. Don Adams made a motion to table for more information. Motion seconded by Bryan Collier. Motion carried 2-0.

ZOLL EQUIPMENT LEASE

Donnie Warren, Morgan County EMS Director, stated that most of the questions have been resolved regarding the agreement. Jim Wisco stated that there is an addition to Paragraph 4 regarding breach of contract or noncompliance and Paragraph 8 requires Zoll to be responsible for insurance and delivery costs. Mr. Wisco stated that the Board could approve the contract, or wait for a clean updated version. Mr. Warren stated that the rate has come down from \$9797 to \$9707. Don Adams made a motion to approve the agreement. Motion seconded by Bryan Collier. Motion carried 2-0.

SPILLMAN AGREEMENT

Scott Hamilton requested approval of an agreement with Spillman that outlines how the data they provide to other agencies can be used by those agencies. Some of this data contains protected information and the agreement provides a way to regulate the use of the information. Don Adams made a motion to approve the Spillman Agency Access Agreement. Motion seconded by Bryan Collier. Motion carried 2-0.

ARPA SUBCOMMITTEE

Don Adams stated that the ARPA subcommittee will be making recommendations to the Council and Commissioners regarding the use of the ARPA funds. Bryan Collier stated that four appointments from the Board of Commissioners and three appointments from the Council has been discussed and made a motion to recommend this as the committee. Motion seconded by Don Adams. Motion carried 2-0. The committee will report to the Board of Commissioners.

TORT CLAIM

Don Adams made a motion to send the Shelton tort claim to the insurance company. Motion seconded by Bryan Collier. Motion carried 2-0.

INCIDENT CLAIM

Don Adams stated that this claim from Robert Unger involves trees that fell on a fence and there is a question as to whose trees they are. Tony Hinkle stated that he would write a formal response to the property owner. The area has been inspected and it appears that the trees are on private property.

TRANSFER LETTER

Don Adams stated that during construction, there were some changes at the prosecutor's building and this increased the annual lease amount. A transfer letter of \$21,000 will need transfer approval. Bryan Collier made a motion to submit the letter to the Council. Motion seconded by Don Adams. Motion carried 2-0.

ADDITIONAL APPROPRIATION LETTER

Bryan Collier made a motion to submit an additional appropriation letter requesting \$35,000 for expenses related to the pipe breaking in Superior II to the Council. Motion seconded by Don Adams. Motion carried 2-0.

Bryan Collier made a motion to submit to the Council the additional appropriation letter requesting \$800,000 from the CARES funds (that went into the Rainy Day Fund) to be used for a one-time COVID supplemental pay for employees. Motion seconded by Don Adams. Motion carried 2-0.

Bryan Collier noted that if the ARPA funds aren't spent properly, they will have to pay it back and

made a motion to submit the additional appropriation letter requesting \$50,000 for an ARPA consultant to the Council. Motion seconded by Don Adams. Motion carried 2-0.

TAKE HOME VEHICLE

Bryan Collier stated that the Highway Superintendent has historically been assigned a take home vehicle due to the requirements and duties of the position and made a motion to continue this allowance. Motion seconded by Don Adams. Motion carried 2-0.

FOR THE GOOD OF THE COUNTY

Donnie Warren stated that he had a good discussion with Mr. Adams about his future with the county and tendered his resignation effective December 1st unless they find a replacement before that. Mr. Warren stated that he couldn't continue to work over 200 hours in two weeks and have people say they aren't getting their money's worth. Mr. Warren stated that he appreciated the opportunity this Board and the previous Board of Commissioners gave him. He would walk away feeling good about where Morgan County EMS is and what the future holds. Don Adams stated that he appreciated the sacrifices Mr. Warren has made and everything he has done to get the county where it is today.

Don Adams mentioned a large limb that fell on the trail at Waverly on Sunday morning and it was cleared by Sunday afternoon because of the teamwork in the county.

ADJOURNMENT

Bryan Collier made a motion to adjourn the meeting. Motion seconded by Don Adams. Motion carried 2-0.

Morgan County Board of Commissioners

Don Adams

Attest:

Kenny Hale

Dan Bastin, Morgan Co. Auditor

Bryan Collier