

## COMMISSIONERS' MEETING

September 18, 2023

The Bartholomew County Commissioners met on September 18, 2023, in the Commissioners Chambers of the Governmental Office Building, 440 Third Street, Columbus, Indiana. Commissioners Larry S. Kleinhenz, Carl H. Lienhoop and Tony London, County Administrator Tina Douglas and Attorney Grant Tucker were in attendance.

Commissioner London opened the meeting.

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

The first item was the Approval of Minutes of September 11, 2023. **Commissioner Lienhoop motioned to Approve the Minutes of September 11, 2023 as presented. Commissioner Kleinhenz seconded the motion, which passed unanimously.**

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

The next item was the weekly permits report as read by Commissioner London:

| <i>Time frame</i>    | <i>New permits</i> | <i>Fees</i> | <i>Value</i> |
|----------------------|--------------------|-------------|--------------|
| 09/11/23 to 09/15/23 | 29                 | \$ 6,032.00 | \$ 1,621,937 |

The next item was the Highway Crew Report as presented by Highway Engineer Danny Hollander as follows: replaced culvert pile on 1075 E; extended pipes on 400 W and placed dirt on the ends; put in field entrances on 525 E & 100 S; placed stone along 100 E & 100 S; dura-patched; mowed in Ohio Township; and picked up trash. Milestone paved Willoughby Drive & Executive Drive in German Township.

The next item was the Highway Monthly Crew & Financial Report as presented by Engineer Hollander. **Commissioner London motioned to Accept the August Monthly Crew & Financial Report for the Highway as presented. Commissioner Kleinhenz seconded the motion which passed unanimously.**

The next item was the Consideration of the Release of a Maintenance Bond for Meadow Lawn Phase I Subdivision as presented by Engineer Hollander. This is for the release of the Maintenance Bond for "Meadow Lawn Industrial Park: Phase 1 Subdivision" that is located in the industrial park

North of 800 N and Executive Drive, near the Edinburgh Outlet Mall. The amount of release is for \$18,187.00. **Commissioner Lienhoop motioned to Approve the Release of the Maintenance Bond in the amount of \$18,187.00. Commissioner Kleinhenz 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-2023-009: Bobby Dean Rayburn Minor Subdivision*
  - a. *Request by Larry Thompson*
  - b. *Create 1 new lot & a Parent Tract Remainder*
  - c. *Totaling 19.8 acres*
  - d. *Located at 12361 S 100 W*
  - e. *Wayne Township*
  - f. *Road 100 W is classified as a “collector” and requires 35’ of Right-of-Way*
  - g. *Dedicating 0.26 acres on 100 W*

**Commissioner Lienhoop motioned to Accept the Right-of-Way Dedication for the Bobby Dean Rayburn Minor Subdivision as presented. Commissioner Kleinhenz seconded the motion which passed unanimously.**

The next item was a Proposal/Agreement for HVAC Control Software in the Jail as presented by IT Director Scott Mayes. The Jail HVAC Project did not include the software required to allow the Jail to manage the system locally. The vendor intended to put the Jail HVAC system on the internet. This software purchase will allow local access to be controlled by the Bartholomew County Sheriff Department Maintenance staff. The proposal/agreement is as follows:

*Proposal/Agreement with OJS Building Services out of Mishawaka, IN.*

- *For Reliable Controls Software to operate the Jail HVAC system.*
  - *One copy of RC Studio Engineering Software with USB key. This comes with 12 months of updates and bug fixes when required.*
  - *One copy of RC Toolkit Controller Configuration Software with USB key. This comes with 12 months of updates and bug fixes when required.*

- *Software is subscription based but does not require yearly fees to keep active. If an upgrade is wanted or needed after the first year, a fee of ten percent (10%) of the original cost is required.*
- *Cost of RC Studio* *\$3,679.00*
- *Cost of RC Toolkit* *\$1,177.00*
- *Labor to install both* *\$ 586.00*
- *Total amount for OJS Building Services:* *\$5,442.00*
  
- *This is to be paid out of ARP Funds*

Mark Webber, of the Republic, asked the current status of the project. Director Mayes stated that he was not the person to answer that but being that they are doing software to control it, he feels it is pretty far along. Charlie Day, of DLZ, stated they did a walk through the other day and made a punch list of items to be finished. T.A. Smith, with the Sheriff's Department, stated it had gone well while still housing inmates during the project. Commissioner Kleinhenz stated that he felt it had gone well. Mr. Webber stated that there was a period of time they knew this was an issue but did not have the funding. Commissioner Kleinhenz stated it has been 7 or 8 years but they just did not have the funding. Commissioner London stated that by using the ARP Funds, it means that County General will not suffer from this project. Commissioner Kleinhenz stated that by doing these bigger projects, they are saving the tax payers of the County. **Commissioner Kleinhenz motioned to Approve the Software Purchase with OJS Building Services in the amount of \$5,442.00 as presented. Commissioner Lienhoop seconded the motion which passed unanimously.**

The next item was the Clerk's Monthly Report for August 2023 as prepared by Clerk Shari Lentz. **Commissioner London motioned to Accept the August 2023 Clerk's Report as presented. Commissioner Lienhoop seconded the motion which passed unanimously.**

The next item was the Consideration of an Appointment to the Centerstone Board of Directors. The Term of Office is for 3 years which will expire September 18, 2026. Commissioner Kleinhenz stated that this Board is for the State of Indiana. He nominated Commissioner Tony London to be our member of this board. The objective is to see that we get the best service and as much help as possible for those people in need of this service. Commissioner London stated that the State Legislature passed a law allowing participating counties to have a member of this Board. Mark Webber stated that about

5 years ago there was an issue with the County Council in receiving reports for the use of the funding. Chris Rutan, in the audience, asked if he would come to the citizens to see what is needed as well as how often will he be meeting with the Board. Commissioner London stated that the meetings are every other month via zoom. The Board has to approve the nomination. He will reach out to the community to find the issues that need to be dealt with? Sandra Bush asked if the general public will be represented or just the stake holders. She wanted to know who he would be contacting. He stated he will talk to anyone that wants to talk to him. **Commissioner Kleinhenz motioned to Approve the Appointment of Commissioner London to the Centerstone Board of Directors for a term of 3 years. Commissioner Lienhoop seconded the motion which passed unanimously.**

Under Miscellaneous, Charlie Day of DLZ presented an update to the Courthouse & Governmental Office Building Life Cycle. Mr. Day stated that they have completed the onsite survey as well as a drone survey of the upper half of the buildings. They are compiling the draft report that should be available for review by the end of the week. There have been no specifics mentioned at this point. Commissioner Kleinhenz stated that Maintenance Director Rick Trimpe was on site when these were done and had them pay particular attention to the South side of the Clock Tower. They hope there are no problems, but if there are, they want to get ahead of them. Mark Webber asked about the major areas that they are looking into. Commissioner London stated that it is both interior and exterior. The \$3,000,000 is a separate project for the Courthouse HVAC infrastructure. This study is for what will be needed further down the road. They are looking at the roof, foundation, windows and walls. Commissioner Kleinhenz attended the POW/MIA event and was looking at the accessible ramp that they did where Charlie Day hand-picked the stone that was used.

Sandra Bush presented information regarding a grievance that she has filed and not received a response from. She knows that she is a thorn in their side but she is a responsible pet owner. Proper pet ownership would put the Animal Control Officer out of a job, but that will not happen without leadership by the Commissioners. A citizen asked at a public County Council meeting if an aggressive animal was on your land and coming after you, could you legally shoot it. Sheriff Lane did not give an answer. Without action by the County Commissioners, they are inspiring vigilantism. She is asking that they reinstate the Animal Control Commission.

Julia Bergman of the BZA discussed the "Henry Chateau" Wedding Venue. Ms. Bergman stated that she is representing 2 Grandview Lot Owners regarding an upcoming BZA vote for conditional use. There are 3 big concerns. The biggest is allowing 1 property owner to destroy the

other 200 land owners. Commercial activity is not allowed in the area. There has been misuse that they have been fighting for 3 years. This is just to put it at the forefront of everyone's mind. The first vote of the Board of Zoning Appeals was a 4-1 against in 2021 and then 3-2 against in 2022. They are concerned with the shift in the votes. Commissioner Kleinhenz received a letter from a constituent regarding the actions of the property owner blatantly disregarding zoning and all the rules that exist. He stated that it has been frustrating for the Commissioners as well. Mr. Sasse stated that he has lived out there for 53 years and has never seen anything as decisive as this. In 1988 they had a deal with a timber company and the Grandview Association bought land to protect the watershed. He does not believe that it is being developed as a small facility. Commissioner London stated one had passed up on 800 N. Mrs. Sasse stated that the original plan was for not more than 50 people and no alcohol and yet she held a mailer from them showing alcohol would be served at an event.

There being no other business, the meeting was adjourned.

BARTHOLOMEW COUNTY  
COMMISSIONERS

---

TONY LONDON, CHAIRMAN

---

LARRY S. KLEINHENZ, MEMBER

---

CARL H. LIENHOOP, MEMBER

ATTEST:

---

PIA O'CONNOR