

MINUTES
MONTGOMERY COUNTY COMMISSIONER MEETING
MONDAY, APRIL 8, 2024

The Montgomery County Commissioners met in regular session on Monday, April 8, 2024 at 8:00 am at the Montgomery County Government Center, 1580 Constitution Row – Room E109, Crawfordsville, Indiana.

CALL TO ORDER

On call of the roll, the members of the Board were shown to be present as follows: President Commissioner John E. Frey; Vice President Commissioner Jim Fulwider and Commissioner Dan Guard.

Also present: County Attorney Dan Taylor; Auditor Mindy Byers; Building/Zoning Administrator Marc Bonwell; Health Administrator Adrienne Northcutt; CCC Director Sherri Henry; EMA Director Jessica Burgett; Treasurer Heather Laffoon; Recorder Nancy Cox; Assessor Sherri Bentley; Highway Director Jake Lough; Assistant County Attorney Tyler Nichols; and Commissioners Executive Assistant Lori Dossett.

PLEDGE & PRAYER

Commissioner Frey led the pledge of allegiance and Commissioner Fulwider led the prayer.

CONSENT AGENDA

Approval of Claims: AP \$1,728,945.73 & 4/5 Payroll \$464,536.12

Minutes: March 25, 2024

Approve Hearing Date for Petition to Vacate Alley & Jackson Street in Parkersburg-Monday, May 13, 2024 @ 8am -

Petition filed by Dwayne L. Scott, Jr. to vacate an unimproved alley and Jackson Street in Parkersburg, Indiana. The adjoining landowners will be notified via certified mail and the Notice of Hearing will be published 1x time in the Journal Review & The Paper.

Commissioner Fulwider moved to approve the Consent Agenda. Seconded by Commissioner Guard. Motion carried 3-0 votes in favor.

NEW BUSINESS

2023 Highway Operational Report -

Annual Operations Report- IC 8-17-4.1 and Public Law 173, Acts of 2003 require all counties and certain municipalities (those with population of 20,000 or more) to prepare an operational report for the prior calendar year of the department within the county or municipality that has road and street responsibilities. Municipalities with a population of less than 20,000 are exempt from the legal requirement to

complete the report. The report is submitted through Purdue LTAP. This reports makes the county eligible for state and federal grants. The deadline to be uploaded is June 1st , if not done by this time you could lose funding.

Commissioner Guard moved to approve the 2023 Highway Annual Operational Report. Seconded by Commissioner Fulwider. 3-0 votes in favor, motion carried.

Authorization to Purchase Total Patcher

Highway Department seeking approval to purchase a new total patcher to replace the current patcher. The current patcher is a 2006 that the County purchased used from City of Frankfort. It has several thousand hours on it and it is at the end of its life cycle. Equipment marketing is the only total patcher manufacture. The total cost of the machine is \$92,900. This amount has been budgeted to replace the current machine. *Commissioner Fulwider moved to authorize the purchase of a total patcher. Seconded by Commissioner Guard. Motion carried 3-0 votes in favor.*

ORDINANCES

2nd Reading Ordinance 2024-10: Amending Policy Prohibiting Food and Drinks at the Courthouse

Ordinance creates new section in the County Code to prohibit visitors to the Montgomery County Courthouse from bringing food or beverages in to the Courthouse. Currently, food and beverages are not allowed in the Courtrooms in the Montgomery County Courthouse per the County Judges. Visitors often leave food and beverages outside the Courtrooms which results in beverages being spilled on to the floor of the hallways. The spillage may cause a slipping hazard and damage to the floor. *Commissioner Guard moved to approve Ordinance 2024-10. Commissioner Fulwider seconded. Commissioner Fulwider questioned if the ban included all visitors to the Courthouse and inquired whom would be responsible to carry out the policy. Motion carried 3-0 votes in favor.*

RESOLUTION

Resolution 2024-7 Authorizing the Use of Alternate Leasing Procedure

The County owns 4.77 acres at the corner of Nucor Road and US 136 that was previously used for hay. The County intends to lease the property for the harvesting of the crop. The Resolution finds that the traditional procedure for leasing real estate under Indiana Code 36-1-11-10 is not feasible based on the need to get the real estate under lease in a short period of time in order to allow crops to be planted and harvested and authorizes an alternative procedure which requires the County to solicit a request for proposals, which must include:

The factors or criteria that will be used in evaluating the proposals, including a statement that:

- (i) the property may not be leased to a person who is ineligible under section 16 (person who owes delinquent taxes etc.); and
 - (ii) a proposal submitted by a trust (as defined in IC 30-4-1-1(a)) must identify each beneficiary of the trust and each settlor empowered to revoke or modify the trust.
- A statement concerning the relative importance of price and the other evaluation factors.

A statement concerning whether the proposal must be accompanied by a certified check or other evidence of financial responsibility.

A statement concerning whether discussions may be conducted with the offerors for the purpose of clarification to assure full understanding of, and responsiveness to, the solicitation requirements.

Commissioner Guard moved to approve Resolution 2024-7 Authorizing the Use of Alternative Leasing Procedure. Seconded by Commissioner Fulwider. Motion carried 3-0 votes in favor.

Resolution 2024-8 Approving Transfer Agreement with Trinity Horizons

The Commissioners previously approved a Memorandum of Understanding with Trinity Horizons (Trinity) for the transfer of property at 1101 North Whitlock Avenue. The Resolution approves the transfer agreement as detailed in Exhibit A.

Commissioner Fulwider moved to approve Resolution 2024-8 Approving Transfer Agreement with Trinity Horizons. Seconded by Commissioner Guard. Motion carried 3-0 votes in favor.

OTHER BUSINESS

Commissioners signed Proclamation Proclaiming the week of April 14 to 20, 2024 as Public Safety Telecommunicators Week.

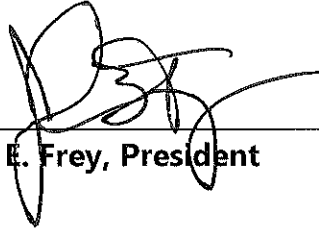
ADJOURNMENT

There being no further business before the Board, meeting adjourned. Meeting adjourned @ 8:09 am.

Minutes prepared by Commissioners Executive Assistant Lori Dossett.

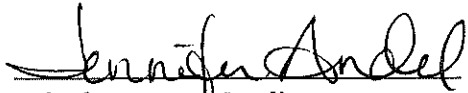
The next regular meeting will be held on Monday, April 22, 2024 @ 8:00 am @ Montgomery County Government Center-Room E-109.

**MONTGOMERY COUNTY BOARD OF
COMMISSIONERS:**



John E. Frey, President

Attest:



~~Mindy Byers, Auditor~~

Jennifer Andel, Chief Deputy Auditor