

Agenda

Monday, April 14, 2025

4:03 PM

AGENDA

MONTGOMERY COUNTY BOARD OF COMMISSIONERS MEETING

MONDAY, APRIL 28, 2025

8 AM

1580 Constitution Row - Room E109

Crawfordsville, IN 47933

CALL TO ORDER Board President Dan Guard

PLEDGE ALLIGENCE and PRAYER

CONSENT AGENDA

Approval of Claims: AP & Payroll

Minutes: April 14, 2025

NEW BUSINESS

Approve Escrow Agreement for Thomas K. Milligan Building Project

Open Bids for Owner-Occupied Grant Program

ORDINANCES

Introduction Ordinance 2025-13 Creating the 2025 READI 2.0 Grant Fund -
\$1,500,000

Introduction Ordinance 2025-14 Amending Schedule I. Weight Limits of Chapter
70: Traffic Schedules

Introduction Ordinance 2025-15 Ordinance Establishing Method of Retirement
Payments

RESOLUTION

OTHER BUSINESS

ADJOURNMENT

****Next Commissioner Meeting - Monday, May 12, 2025 @ 8:00 am****

Agenda Memo

Monday, April 14, 2025 4:03 PM

AGENDA MEMO

MONTGOMERY COUNTY BOARD OF COMMISSIONERS MEETING MONDAY, APRIL 28, 2025 8 AM

CALL TO ORDER Board President Dan Guard

PLEDGE ALLIGENCE and PRAYER

CONSENT AGENDA

Approval of Claims: AP & Payroll

Minutes: April 14, 2025

NEW BUSINESS

Approve Escrow Agreement for Thomas K. Milligan Justice Center ADA Improvements Project - *The Escrow Agreement is part of the overall construction agreement for the current ADA Improvements Project at the Thomas K. Milligan Justice Center.*

Open Bids for Contractors for the Owner-Occupied Grant Program - *The program has received 21 applications, with the majority (77%) of applicants reporting the need for roof repair or replacement. Each home may receive up to \$25,000 for improvements. The first group of homes are now available for bid. The next step in the process is to secure bids to be approved for the list of contractors to perform the work..*

ORDINANCES

Introduction Ordinance 2025-13 Creating the 2025 READI 2.0 Grant Fund - *Montgomery County approved to receive a grant from Indianapolis Metropolitan Planning Organization (MPO) in the amount of \$1,500,000 for expenses related to the Nucor Road Watermain Project.*

Introduction Ordinance 2025-14 Amending Schedule I. Weight Limits of Chapter 70: Traffic Schedules -

This schedule is authorized pursuant to the provisions of I.C. 9-21-1-3 and I.C. 9-20-1-3 and for the reason that the highways under control of the Board of Commissioners, by reason of deterioration, rain, snow or other climatic conditions, will be seriously damaged or destroyed unless the use of vehicles is prohibited or permissible weight of vehicle is reduced.

No vehicle with a gross weight of over eight tons shall be allowed on any road contained in the county highway system, excepting the following.

Weight Limits Over Eight Tons
Ladoga – Crawfordsville Road
Old State Highway 55 from Crawfordsville to Wingate
1100 North, from New Richmond to Indiana Highway 25
Russellville Road from Russellville to Indiana Highway 47
Nucor Road from 500 South to State Road 32
1000 North from Linden to New Richmond
600 South from State Road 47 to U.S. 231
Ladoga – Roachdale Road (550E)
400 South from Nucor Road to ½ mile east of Nucor Road
County Road 400 West Between SR 32 W and SR 136 W
Comfort Drive from Nucor Road to CR250 East
County Road 800N from SR231 to CR100W
County Road 100W from CR800N to CR1100 N
County Road 1100N from CR100W to SR231

Notwithstanding the weight limitation, vehicles making deliveries to properties on such roads, agricultural vehicles and machinery servicing the farms on such roads, trash trucks, school buses, and vehicles used for utility services are excepted.

Penalty: Any person who violates the restrictions of this weight limitation is subject to a monetary fine in the amount of \$2,000.00.

Introduction Ordinance 2025-15 Ordinance Establishing Method of Retirement Payments -

County Auditor shall pay to INPRS and to the Section 401(a) Plan that has been established the required employee share of the missed contributions and then withhold from each participant's pay in equal installments over a 24-month period the amount necessary to reimburse the County for the employee-share payments made by the County.

RESOLUTION

OTHER BUSINESS

ADJOURNMENT

****Next Commissioner Meeting - Monday, May 12, 2025 @ 8:00 am****

Minutes: April 14, 2025

Monday, April 14, 2025 4:03 PM

MINUTES **MONTGOMERY COUNTY COMMISSIONER MEETING** **MONDAY, APRIL 14, 2025**

The Montgomery County Commissioners met in regular session on Monday, April 14, 2025 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:
Board President Commissioner Dan Guard and Commissioner Jake Bohlander.

Absent: Commissioner Jim Fulwider.

Also present: County Attorney Dan Taylor; County Administrator Tom Klein; Auditor Mindy Byers; Sheriff Ryan Needham; Building Administrator Marc Bonwell; EMA Director Jessica Burget; Recorder Nancy Cox; Mapping Director Mike Davis; Central Communications Director Sherri Hill; Health Administrator Adrienne Northcutt; Assistant County Attorney Tyler Nichols and Commissioners Executive Assistant Lori Dossett.

PLEDGE & PRAYER

Commissioner Guard led the pledge of allegiance and the prayer.

CONSENT AGENDA

Approval of Claims: AP \$5,196,699.65
4/4 Payroll \$513,073.38

Minutes: March 24, 2025

Commissioner Bohlander moved to approve the Consent Agenda. Seconded by Commissioner Guard. Motion carried 2-0 votes in favor.

NEW BUSINESS

PUBLIC HEARING: Re-Establish Cum Bridge Tax Rate for 2025

From Current Rate of \$0.055 per \$100 of assessed valuation, and the maximum property tax rate for the Fund per Indiana Code 8-16-3 is \$.10 per \$100 of assessed valuation. Notices of the public hearing were published on March 24, 2025 and April 2, 2025. The Commissioners have a purpose for the funds, specifically the construction, repair and maintenance and inspection of bridges, and desire to reestablish the tax rate of the Cumulative Bridge Fund at the proposed rate of \$0.075 per \$100 assessed valuation.

BOARD PRESIDENT DAN GUARD OPENED THE PUBLIC HEARING @ 8:01 AM

No public comment.

BOARD PRESIDENT DAN GUARD CLOSED THE PUBLIC HEARING @ 8:01 AM

2nd Reading Ordinance 2025-12 Re-Establishing the Cumulative Bridge Fund Rate

Commissioner Bohlander moved to approve Ordinance 2025-12 Re-Establishing the Cumulative Bridge Fund Rate. Seconded by Commissioner Guard. Motion carried 2-0 votes in favor.

NEW BUSINESS

Owner-Occupied Rehabilitation Program Inspection Services Contracts: Todd Ransom & Khanrad Wilson; Radon Testing Contracts: Rick Louderback & Khanrad Wilson

Thrive West Central has received 21 applications, with the majority (77%) of applicants reporting the need for roof repair or replacement. Our focus groups include single parents, veterans, aging individuals, and persons with disabilities, with the largest group being aging residents (65%). Additionally, 14 contractors have registered to participate in the program, including eight roofing contractors. At this time, 15 applications are ready to proceed with inspections.

To move forward, we must secure and contract inspectors and radon testing services. These services are essential before we can proceed with bidding. The bid process must be completed by the end of the month. To meet publication and pre-bid meeting requirements, we can proceed with as few as two bids initially, which will allow us to complete the necessary steps without repeating them for the remaining units. *Commissioner Bohlander moved to approve the contracts for radon testing with Rick Louderback and Khanrad Wilson; and inspection contracts with Todd Ransom and Khanrad Wilson. Seconded by Commissioner Guard. Motion carried 2-0 votes in favor.*

Petition for Annexation into the City of Crawfordsville - East side of the intersection SR47 South & Purple Heart Parkway

Petition is for 2.74 acres to be rezoned after annexation to B-3, Business. Land is on the east side of the intersection State Road 47 South and Purple Heart Parkway. *Commissioner Bohlander moved to approve the Petition for Annexation into the City of Crawfordsville. Seconded by Commissioner Guard. Motion carried 2-0 votes in favor.*

Emergency/Transitional Housing Collaboration Project between Probation Department & Family Crisis Shelter

Probation Officer Rachael Oldham stated the Family Crisis Shelter (FCS) has presented a unique opportunity for Montgomery County Court Services (MCCS) (Pretrial, Probation, Problem Solving Courts, CTP) to collaborate on an emergency/transitional housing project. The FCS has four apartments they are proposing to allow MCCS to make referrals to. FCS is seeking a grant opportunity through the Community Foundation (to purchase appliances, rent/utilities). The

Family Recovery Court program and the Drug Court programs have each agreed to provide \$5,000 support via the established Pass Through funds (*Opioid Settlement funds donated by the City to the Problem Solving Courts via the Community Foundation). The grant application and management is associated with the Family Crisis Shelter. No County funds are being requested. *Commissioner Bohlander moved to support the Emergency/Transitional Housing Collaboration Project between Probation Department and Family Crisis Shelter. Seconded by Commissioner Guard. Motion carried 2-0 votes in favor.*

Highway Department

Accept & Award CCCMG Bids - Sign Contract & Issue Notice to Proceed -

Cale Stephens – Highway Department stated after receipts of the bids the highway director and USI consultants review and recommended awarding Evergreen Roadworks, LLC the project for a total of \$1,936,604.80. The county portion to match will be \$484,151.20 and INDOT portion will be \$1,452,453.60. The CCCMG 25-1 project is a cape seal project for the following:

1. Ladoga road
2. Cassidy Road
 1. 550 N between US 231 & 275 E
 2. 275 E between 550 N & 500 N
 3. 500 N between 275 E & Darlington Town Limits
1. 650 N between Old 55 & 100 W

Commissioner Bohlander moved to accept and award the bid to Evergreen Roadworks, LLC. Seconded by Commissioner Guard. Motion carried 2-0 votes in favor.

Official Detour for US41 Project - CR750W between SR47 & SR 234

The closure is estimated to be roughly 3-4 months. INDOT provided the county with some traffic data for US 41. The traffic count is roughly 1600 cars and 200 trucks per day. This road was chip sealed in 2024.

Commissioner Bohlander moved to approve the Official Detour for the US41 Project CR750W between SR47 & SR234. Seconded by Commissioner Guard. Motion carried 2-0 votes in favor.

Vialytics Road Management System - Permission to enter into contract with Vialytics, It is a road management system that utilizes AI. Perform automatic Road Assessments and Road Control Inspections yourself via Smartphone. It does PASER rating (required every 2 years), sign inventory, locates and assigns potholes located, helps with tracking preventative maintenance processes. 3 year contract for \$32,020 per year with \$500 startup fee. The highway department trialed it this year for PASER and some sign inventory. It can be saved and integrated with the WTH THINKMAP once data is collected. *Commissioner Guard moved to approve the purchase of the Vialytics Road Management System. Seconded by Commissioner Bohlander. Motion carried 2-0 votes in favor.*

Facility Encroachment Agreement with CSX -

Our contractor for the Nucor water line will need to install the water line underneath facilities owned by the CSX. This agreement allows our contractor to complete the work. The insurance provisions will be provided by our contractor and the agreement will be ended after the project is completed and Indiana American Water assumes ownership of the water line. This agreement was approved by the RDC on 4-8-25 and requires Commissioners approval as well.

Commissioner Bohlander moved to approve the Facility Encroachment Agreement with CSX. Seconded by Commissioner Guard. Motion carried 2-0 votes in favor.

Request to Provide Guidance on Loss of Earnings Calculations for Elected Officials in Hoosier Start Retirement Program -

The Commissioners approved the Hoosier Start retirement program for current elected officials that are not eligible for the State retirement system known as INPRS or PERF. The Hoosier Start program consists of two deferred compensation plans. One plan is for the County's contribution towards retirement that matches the County's annual contribution to INPRS for employees' retirement. The other plan is for the elected official's contribution towards retirement that matches the employee's annual contribution to INPRS.

The County has made payments to INPRS and Hoosier Start for the current elected officials for their past years of service as an elected official. The State is calculating a "loss of earnings" for these past years of service in which payments were not made to INPRS. The loss of earnings calculation is based on the elected officials retirement contribution of 3% of their compensation to INPRS. The County's contribution is put in to a defined benefit program where the employee does not receive a return on investment. The 3% contribution by an employee to INPRS has a return on investment. The State is using the same formula to calculate the loss of earnings for elected officials in the Hoosier Start program.

Staff is seeking guidance from the Commissioners regarding the loss of earnings calculation for the elected officials in the Hoosier Start program.

There are two options:

1. Continue with the State's loss of earnings calculation that is currently occurring. This calculation treats all elected officials as if they had participated in INPRS and would have only received a return on investment on their 3% contribution to INPRS.
2. The second option would be to ask the State to complete a new loss of earnings calculation for the elected officials in the Hoosier Start program. The new calculation would determine a loss of earnings based on the annual retirement contribution from

the County and elected officials. It assumes that these elected officials would have started their participation in the Hoosier Start program on their first day as an elected official. The two deferred compensation plans in the Hoosier Start program earn a return on investment.

Commissioner Bohlander moved to approve Option 2 and ask the State to complete a new loss of earnings calculations for the elected officials in the Hoosier Start program to be based on the annual retirement contribution from the County and elected officials. Seconded by Commissioner Guard. Motion carried 2-0 votes in favor.

ORDINANCES

Second Reading Ordinance 2025-11 Creating the 2025 Montgomery County Health Department Tire Amnesty Grant Fund - \$10,000

The Montgomery County Health Department has received a grant from the Indiana Department of Environmental Management for a Waste Tire Grant in the amount of \$10,000 for one or more waste tire amnesty events to reduce the amount of waste tires in Montgomery County.

Commissioner Bohlander moved to approve Ordinance 2025-11. Seconded by Commissioner Guard. Motion carried 2-0 votes in favor.

RESOLUTION

Resolution 2025-11 Authorizing the City of Crawfordsville, Sunshine Vans and Program Director Belinda Young to Submit Application for INDOT Public Transportation Funding

Crawfordsville Parks Director Fawn Johnson stated the City of Crawfordsville is pursuing a grant from INDOT for public transportation. Currently, the city offers transportation for Montgomery County residents ages 60 and older and those with disabilities through the Sunshine Van program. INDOT has a grant program and funding that would allow them to expand this program and transition the current fleet of vehicles to become a public transportation provider. One of the requirements for the grant application is an resolution from the Montgomery County Commissioners authorizing the City of Crawfordsville, Sunshine Vans and specifically, program director, Belinda Young to apply for this INDOT funding.

Commissioner Guard moved to approve Resolution 2025-11. Seconded by Commissioner Bohlander. Commissioner Guard questioned if the INDOT funding ran out, who would be responsible for the transportation funding moving forward. Director Johnson stated that the grant is for 50% of the costs of the program. Currently the program is funding through billing, fares, United Way, Community Foundation and the City. It is estimated the operating costs could be \$300,000 to \$450,000. *Motion carried 2-0 votes in favor.*

OTHER BUSINESS

2025 Arbor Day Proclamation – April 25, 2025

Commissioner Bohlander moved to approve the proclaiming April 25, 2025 as Arbor Day in Montgomery County. Seconded by Commissioner Guard. Motion

carried 2-0 votes in favor.

County Administrator Tom Klein announced that April 13, 2025 through April 19, 2025 is Public Safety Telecommunicators Week in Montgomery County.

Mr. Klein stated the second Reading Ordinance 2025-10 Creating the 2024-2025 Montgomery County Health Department Immunization Grant Fund was not acted upon today. The Health Department has been notified that the State pulled the funding for the grant.

ADJOURNMENT

There being no further business before the Board, meeting adjourned @ 8:22 am. Minutes prepared by Commissioners Executive Assistant Lori Dossett. The next regular meeting will be held on Monday, April 28, 2025 @ 8:00 am @ Montgomery County Government Center-Room E-109.

MONTGOMERY COUNTY BOARD OF COMMISSIONERS:

Dan Guard, President

Attest:

Mindy Byers, Auditor

Approve Escrow Agreement for Thomas K. Milligan Building Project

Monday, April 21, 2025 3:18 PM



TKM Bldg Escrow Agreement

SECTION 009000 - ESCROW AGREEMENT

THIS ESCROW AGREEMENT made and entered into this 2nd day of April, 2025, by and

between Montgomery County Board of Commissioners (The Owner),
J.R. Kelly Company, Inc (The Contractor),
and First Merchants Bank (The Escrow Agent).

WHEREAS, Owner and Contractor entered into a contract dated November 25, 2024, providing for the construction by the Contractor of a public building, work or improvement subject to the provisions of IC 1971 5-16-5.5; and

WHEREAS, said construction contract provides that portions of payments by Owner to Contractor shall be retained by Owner (herein called Retainage) and placed in an escrow account;

NOW, THEREFORE, it is agreed as follows:

1. Owner will hereafter deliver or cause to be delivered to Escrow Agent the Retainage, to be held in escrow in accordance with the terms of this agreement.
2. Escrow Agent shall promptly invest the Retainage in such obligations as selected by the Escrow Agent at its discretion. All income earned on such funds shall be added to and become a part of the escrowed principal.
3. The Escrow Agent shall pay over the net sum held by it hereunder as follows:
 - a. In the manner directed by the joint written authorization of the Owner and the Contractor.
 - b. In the absence of such a joint written authorization, upon receipt from the Owner of a copy of the Architect's certificate or Architect/Engineer's certificate pursuant to Paragraph 14.2 of the General Conditions showing that the Owner has terminated the employment of the Contractor, then the Escrow Agent shall pay over to the Owner the net sum held by it hereunder.
 - c. In the absence of such a joint written authorization and in the absence of the termination of the Contractor as provided in b, above, in the manner directed by a certified copy of a judgement of a court of record establishing the rights of the parties to said funds.
4. This Escrow Agreement shall constitute the direction from the Owner and Contractor to the Escrow Agent of the manner in which the Retainage is to be paid by the Escrow Agent, pursuant to IC 1971 5-16-5.5.
5. The Escrow Agent shall deduct, before any payment from the amounts received hereunder, its fee as Escrow Agent, which fee shall be \$0 payable from the income earned by the Retainage and which escrow fee shall in no event exceed fifty percent (50% of said income earned).

6. This Agreement and anything done or performed hereunder by either the Contractor or Owner shall not be construed to prejudice or limit the claims which either party may have against the other arising out of the aforementioned construction agreement.
7. This instrument constitutes the entire agreement between the parties regarding the duties of the Escrow Agent with respect to the investment and payment of escrow funds; the Escrow Agent is not liable to the Owner and Contractor for any loss or damages not caused by its own negligence or willful misconduct.

ESCROW AGENT**OWNER**

First Merchants Bank
Escrow Agent

Owner

[Signature]
Name

Name

4/9/2025
Date

Date

CONTRACTOR

J.R. Kelly Company, Inc.
Contractor

Alexa Dienhart
Name
Alexa Dienhart, President

4-11-25
Date

END OF SECTION 009000

ESCROW AGREEMENT

009000 - 2

Open Bids for Owner-Occupied Grant Program

Monday, April 21, 2025 3:17 PM



Request for Bids-1

NOTICE TO CONTRACTORS

Montgomery County is seeking qualified contractors to join the bidder list for its Owner-Occupied Rehabilitation Program, funded by a \$400,000 grant from the Indiana Office of Community and Rural Affairs (OCRA). The program supports essential home repairs and upgrades to safety, energy efficiency, accessibility, and overall living conditions for low-to-moderate-income homeowners.

Each home may receive up to \$25,000 for improvements. Common repair needs include radon remediation, HVAC systems, water heaters, and roofs, and exterior accessibility improvements (e.g., ramps and handrails). Homes will be bid individually.

Interested contractors must register to be added to the official bidder list at ThriveWestCentral.com/OwerOccupied. This list will serve as the primary method of notifying contractors of work opportunities.

A pre-bid meeting will be held on Monday, April 21, 2025, at 5:30 pm at the Crawfordsville District Public Library Conference Room, 205 S Washington St, Crawfordsville, IN. For virtual access, contact Kristine Krueger. All contractors interested in bidding are encouraged to attend.

The first group of homes is now available for bid. To receive bid specifications, contact Kristine Krueger, Project Administrator, at kkrueger@thrivewestcentral.com or call 812-238-1561 ext. 259 (Monday through Friday, 8:00 a.m. to 4:00 p.m.).

Bid Deadline: Monday, April 28, 2025, by 8:00 a.m. (ET). Bids must be mailed or hand-delivered in a sealed envelope marked "Montgomery County OOR Group 1" to 1580 Constitution Row, Suite E, Crawfordsville, IN. Electronic submissions will not be accepted. Bids will be opened on Monday, April 28, 2025, at 8:00 a.m. (ET) at the County Government Center—Community Meeting Room, 1580 Constitution Row, Crawfordsville.

For questions or additional details, please contact Kristine Krueger at the number or email address listed above. We appreciate your interest in helping improve housing in Montgomery County!

Intro Ordinance 2025-13 Creating the 2025 READI 2.0 Grant Fund

Monday, April 21, 2025 3:14 PM



Ordinance 2025-13 Creating 2025 READI 2.0 Grant Fund

Montgomery County Board of Commissioners

Ordinance 2025-13

AN ORDINANCE CREATING THE 2025 READI 2.0 GRANT FUND

Whereas, Montgomery County has been approved by the Indianapolis Metropolitan Planning Organization (MPO) to receive a grant in the amount of \$1,500,000 for expenses related to the Nucor Road Watermain Project; and

Whereas, the use of funds from the grant award may be used by the Montgomery County consistent with the terms and conditions of the grant; and

Whereas, the Montgomery County Board of Commissioners finds that a new fund, the 2025 READI 2.0 Grant Fund, should be created in order to receive the funds from the Indianapolis Metropolitan Planning Organization and to provide a mechanism for appropriation and accounting for the funds used.

Therefore, it is ordained that a new section, Section 35.____ of the Montgomery County Code, is hereby added to the County Code and that this new section shall read as follows:

"§ 35.____2025 READI 2.0 Grant Fund

(A) Source of Funds. The Montgomery County Board of Commissioners hereby establishes the 2025 READI 2.0 Grant Fund. The fund shall consist of monies received by the

Indianapolis Metropolitan Planning Organization (MPO) for expenses related to the Nucor Road Watermain Project.

(B) Use of Funds. All money of the 2025 READI 2.0 Grant Fund will be used consistent with the grant award to provide specifically for expenses related to the Nucor Road Watermain Project in a form and manner consistent with the award.

(C) Non-Reverting Fund. This is a Non-Reverting Fund."

It is further ordained that this ordinance shall be effective upon adoption.

It is further ordained that all other provisions of the Montgomery County Code of Ordinances which are not specifically amended by this ordinance shall remain in full force and effect.

Adopted this ____ day of May 2025.

Montgomery County Board of Commissioners:

Dan Guard, President

Jim Fulwider, Vice President

Jake Bohlander, Member

Attest:

Mindy Byers, Auditor

Introduction Ordinance 2025-14 Amending Schedule I. Weight Limits of Chapter 70: Traffic Schedules

Wednesday, April 23, 2025 8:21 AM

Montgomery County Board of Commissioners

Ordinance 2025- 14

Amending Schedule I. Weight Limits of Chapter 70: Traffic Schedules

WHEREAS, the Board of Commissioners periodically reviews the County's Speed & Weight Ordinance, contained in Chapter 70 of the County Code, in order to ensure that all speed limits are correct and appropriate and promote traffic safety and that all weight limits are appropriate for the preservation of road structures and promotion of traffic safety; and

WHEREAS, the Board received a report from the County Highway Director that the weight limits and fines for violations thereof should be reviewed and amended to bring the Code up to date; and

WHEREAS, after a review of Schedule I. Weight Limits and the recommendations from the County Highway Director the Board believes it is in the best interests of the County for the preservation of road structures and the promotion of traffic safety to amend Schedule I. Weight Limits; and

NOW, THEREFORE, IT IS ORDAINED by the Montgomery County Board of Commissioners that, Title VII: Traffic Code, Chapter 70: Traffic Schedules, Schedule I. Weight Limits be amended as follows:

SCHEDULE I. WEIGHT LIMITS.

- (A) This schedule is authorized pursuant to the provisions of I.C. 9-21-1-3 and I.C. 9-20-1-3 and for the reason that the highways under control of the Board of Commissioners, by reason of deterioration, rain, snow or other climatic conditions, will be seriously damaged or destroyed unless the use of vehicles is prohibited or permissible weight of vehicle is reduced.
- (B) No vehicle with a gross weight of over eight tons shall be allowed on any road contained in the county highway system, excepting the following.

Weight Limits Over Eight Tons
Ladoga – Crawfordsville Road
Old State Highway 55 from Crawfordsville to Wingate
1100 North, from New Richmond to Indiana Highway 25
Russellville Road from Russellville to Indiana Highway 47
Nucor Road from 500 South to State Road 32
1000 North from Linden to New Richmond

600 South from State Road 47 to U.S. 231
Ladoga – Roachdale Road (550E)
400 South from Nucor Road to ½ mile east of Nucor Road
County Road 400 West Between SR 32 W and SR 136 W
Comfort Drive from Nucor Road to CR250 East

County Road 800 North from SR231 to CR100 West
County Road 100 West from CR800 North to CR1100 North
County Road 1100 North from CR100W to SR231

- (C) Notwithstanding the weight limitation, vehicles making deliveries to properties on such roads, agricultural vehicles and machinery servicing the farms on such roads, trash trucks, school buses, and vehicles used for utility services are excepted. ~~No vehicle with a gross weight over six tons shall be allowed to travel upon County Road 100 West from State Road 234 West to County Road 700 South and County Road 700 South from County Road 100 West to County Road 225 West, and County Road 225 West from County Road 700 South to State Road 234, with local deliveries and agricultural vehicles and machinery used for farms along these county roads. The County Highway Director shall cause signs to be placed at the appropriate locations to inform the public of this restriction.~~

~~(Am. Commissioners Ord. 2019-12, passed 4-8-19).~~

- (D) ~~No vehicle with a gross weight over five tons shall be allowed to travel on the following County Roads, except for vehicles making deliveries to properties on such roads and agricultural vehicles and machinery servicing the farms on such roads:~~

~~(1) Roads With 5-Ton Weight Limitations:~~

Restricted Road	From	To	Ordinance
C.R. 150 South	St. Rd 47	U.S. 231	2015-10
C. R. 150 South	Ladoga Road	U.S. 231	2016-19
C. R. 400 South	St. Rd. 47	U. S. 231	2020-9

~~(2) Penalty: Any person who violates the restrictions of this weight limitation is subject to monetary fines in the following amounts:~~

- ~~(a) First violation: \$100.00
(b) second violation in a 12-month period: \$250.00
(c) third or more violation in a 12-month period: \$500.00~~

- (E) Penalty: Any person who violates the restrictions of this weight limitation is subject to a monetary fine in the amount of \$2,000.00.

IT IS FURTHER ORDAINED that Chapter 70 of the Montgomery County Code is hereby amended to conform to this ordinance.

IT IS FURTHER ORDAINED that the County Highway Superintendent shall post the appropriate signs in order to notify all persons of the limits.

IT IS FURTHER ORDAINED that the Auditor will provide a copy of this

ordinance to the Montgomery County Sheriff
Adopted this _____th day of May, 2025.

Montgomery County

Board of Commissioners:

Dan Guard, President

James D. Fulwider, Vice President

Jake Bohlander, Member

Attest: _____
Mindy Byers, Auditor

Intro Ordinance 2025-15 Ordinance Establishing Method of Retirement Payments

Monday, April 21, 2025 4:05 PM

MONTGOMERY COUNTY BOARD OF COMMISSIONERS

ORDINANCE 2025-15

AN ORDINANCE AUTHORIZING PAYMENT OF RETIREMENT BENEFITS AND WITHHOLDING OF REIMBURSEMENTS FROM AFFECTED EMPLOYEES

WHEREAS, since 1976, all full-time employees and all elected officials have been designated as eligible for contributions to the Indiana Public Retirement System (INPRS), formerly known as Public Employee Retirement Fund (PERF); and

WHEREAS, during 2024, the Board of Commissioners learned that an error had been made and that the County failed to make the required contributions for some members of the Board of Commissioners, members of the County Council, and other County officials; and

WHEREAS, in order to correct this error, the Board adopted a resolution which authorized certain corrective action to be taken and authorized the County Auditor to make the missed contributions for all affected elected officials and employees and authorized the Auditor to make additional contributions for each affected elected official and employee in order to account for any lost growth in the participant's account because of the delayed contributions; and

WHEREAS, in 2024, the Board of Commissioners also found that if any of the Commissioners, Council members, or employees are otherwise ineligible to participate in INPRS because of the rules of INPRS, then the County should establish and fund a retirement account, in the form of a Section 457 plan or other retirement account, and make contributions to the account of each such person as if that person were otherwise eligible to participate in INPRS, which contributions were to include the base contribution and any additional contributions necessary to account for lost growth in the account because of the delayed contributions; and

AND WHEREAS, the contemplated corrective action has been taken, and the County Council has appropriated sufficient funds to fund these actions;

AND WHEREAS, the Board of Commissioners finds that in order to complete the corrective action needed, the County Auditor should pay to INPRS and to the Section 401(a) Plan that has been established the required employee share of the missed contributions and then withhold from each participant's pay in equal installments over a 24-month period the amount necessary to reimburse

the County for the employee share payments made by the County;

AND WHEREAS, the Board of Commissioners finds that this supplemental correction action is the best interests of the citizens of the County, and should be approved;

IT IS, THEREFORE, ORDAINED that the County Auditor shall pay to INPRS and to the Section 401(a) Plan that has been established the required employee share of the missed contributions and then withhold from each participant's pay in equal installments over a 24-month period the amount necessary to reimburse the County for the employee-share payments made by the County;

IT IS ALSO ORDAINED that if a participant who benefits from the corrective action ceases to be on the County payroll, dies, or otherwise does not have sufficient funds in payroll to fully reimburse the County for the benefits paid by the County for that participant, the Auditor shall have the right to enforce the reimbursement obligation against the participant, the participant's estate, and the participant's heirs.

IT IS FURTHER RESOLVED that the President of the Board is hereby authorized to execute any and all documents and agreements necessary to effectuate this supplemental corrective action plan.

Adopted this ____ day of _____, 2025.

A Majority of the Montgomery County Board
of Commissioners

Dan Guard, President

_____,
James D. Fulwider, Vice President

Jake Bohlander, Member

ATTEST:

Mindy Byers, Auditor