

MINUTES
MONTGOMERY COUNTY COMMISSIONER MEETING
TUESDAY, OCTOBER 12, 2021

The Montgomery County Commissioners met in regular session on Tuesday, October 12, 2021 at 8:00 am at the Montgomery County Courthouse, 100 E. Main Street – Room 103, Crawfordsville, Indiana.

CALL TO ORDER

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

Also present: County Attorney Dan Taylor; County Administrator Tom Klein; Auditor Jennifer Andel; Sheriff Ryan Needham; Building & Zoning Administrator Marc Bonwell; EMA Director Shari Harrington; Highway Director Jake Lough; CCC Director Sherri Henry; County Engineer James Peck; Treasurer Heather Laffoon; Health Administrator Amber Reed; Recorder Jennifer Bentley; and Commissioners Executive Assistant Lori Dossett.

PLEDGE & PRAYER

Board President Commissioner John E. Frey led the pledge of allegiance and Commissioner Fulwider led the prayer.

CONSENT AGENDA

Approval of Claims: September 27, 2021 to October 12, 2021

Accounts Payable - \$1,739,852.08; Payroll - \$377,273.38.

Approval of Minutes: September 27, 2021

Republic Trash Agreement

Authorization to Bid for Comfort Drive Improvements

Commissioner Guard moved to approve the consent agenda. Seconded by Commissioner Fulwider.

Motion passed 3-0 votes in favor.

NEW BUSINESS

Montgomery County HAZMAT Plan Draft

The primary purpose of the Plan is to provide effective, coordinated emergency response to incidents involving the release or potential release of hazardous materials in Montgomery County. This Hazardous Materials Emergency Response Plan will also serve as an Annex to the Montgomery County Comprehensive Emergency Management Plan (CEMP) under the guidelines of the Superfund Amendments and Reauthorization Act (SARA) Title III. This Plan provides assurance of appropriate response to protect the population, property, and environment of Montgomery County in the event of a HazMat incident involving transportation, use, storage, or possession of hazardous materials. *Commissioner Guard moved to approve the HAZMAT Plan Draft. Seconded by Commissioner Fulwider. Motion passed 3-0 votes in favor.*

SWIF Grant Award

Indiana Finance Authority has determined Montgomery County is eligible to receive a SWIF (State Water Infrastructure Fund) Grant Award in the amount of \$3,000,000 subject to confirmation from Grantee including confirmation of its commitment to co-fund the project in an amount equal to or greater than \$10,500,000 as

originally committed in the application. *Commissioner Fulwider moved to approve the SWIF Grant Award. Seconded by Commissioner Guard. Motion passed 3-0 votes in favor.*

SWIF Grant Agreement

Commissioner Fulwider moved to approve the SWIF Grant Agreement. Seconded by Commissioner Guard. Motion passed 3-0 votes in favor.

Open County Farm Bids

Attorney Taylor opened one sealed proposal received for Cash Rent of the County Farm from Wade Bennett in the amount of \$210 per acre. The County Farm consists of 46.92 tillable acres of real estate on the former Montgomery County Farm which is comprised of (3) parcels. Minimum cash rent has been estimated at \$206 p/acre. The bidder can submit a final bid on or before 8 am November 8, 2021.

ORDINANCES

First Reading: Ordinance 2021-33 – Approving Reduction to Cum Bridge Rate

Ordinance 2021-33 Reducing Cum Bridge Rate amends Ordinance 2021-9, Section 2 - The property tax will not exceed \$0.04 on each \$100 of assessed valuation. The tax rate will be levied beginning with taxes for 2021, due and payable in 2022.

SUSPEND RULES – Final Reading Ordinance 2021-33 – Approving Reduction to Cum Bridge Rate

Commissioner Guard moved to suspend the rules to add Final Reading of Ordinance 2021-23. Commissioner Fulwider seconded. Motion passed 3-0 votes in favor.

Final Reading: Ordinance 2021-33 – Approving Reduction to Cum Bridge Rate

Commissioner Frey stated that the Council had requested that the Commissioners reduce the Cum Bridge rate to \$0.04 to make the 2022 proposed budget work. Commissioner Frey stated that he believes that it is the wrong approach to reduce the Cum Bridge Rate. *Commissioner Fulwider moved to approve on final reading Ordinance 2021-33. Commissioner Fulwider seconded. Motion passed 2 in favor (Guard & Fulwider) 1 against (Frey).*

OTHER BUSINESS

Attorney Taylor stated that Commissioners previously approved the lease documents for the tandems for the Highway Department. The tandems were recently delivered and Tri-County Bank has requested that the Commissioners re-approve the lease agreements.

Commissioner Fulwider moved to suspend the rules to add Resolution 2021-20 Re-Approving the Tandem Lease with Tri-County Bank. Commissioner Guard seconded. Motion passed 3-0 votes in favor.

Resolution 2021-20 – Re Approve the Tandem Lease Agreements with Tri-County Bank

Attorney Taylor also added that the bank also has requested a legal opinion from him that the property is tax exempt. *Commissioner Fulwider moved to approve Resolution 2021-20 Re-Approving the Tandem Lease with Tri-County Bank. Commissioner Guard seconded. Commissioner Fulwider questioned why the lease had to be re-approved since it had already been approved by the Commissioners and the re-approval adds up to more legal fees for the County. Motion passed 3-0 votes in favor.*


ADJOURNMENT

There being no further business before the Board, *Commissioner Guard moved to adjourn.*
Commissioner Fulwider seconded. Motion passed 3-0 votes in favor.
Meeting adjourned at 8:10 am.

Minutes prepared by Commissioners Executive Assistant Lori Dossett.

The next regular meeting will be held on Monday, October 25, 2021 @ 8:00 am at the Montgomery County Courthouse.

MONTGOMERY COUNTY BOARD OF COMMISSIONERS:



John E. Frey, Board President

Attest:



Jennifer Andel, Auditor