

MINUTES
MONTGOMERY COUNTY COMMISSIONER MEETING
MONDAY, DECEMBER 13, 2021

The Montgomery County Commissioners met in regular session on Monday, December 13, 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; and Member 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; County Engineer James Peck; Treasurer Heather Laffoon; Health Administrator Amber Reed; Chief Probation Officer Andria Geigle; and Commissioners Executive Assistant Lori Dossett.

PLEDGE & PRAYER

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

CONSENT AGENDA

Approval of Claims: November 22, 2021 to December 13, 2021

Accounts Payable - \$3,903,654.76; Payroll – 11/19 - \$398,098.94; 12/3 - \$395,400.16

Approval of Minutes: November 22, 2021

Quotes for IT Equipment – New Government Center - \$49,929.46

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

Motion passed 2-0 votes in favor.

NEW BUSINESS

Open 2022 Annual Highway Department Bids –

The following 2022 Annual Highway Department Bids were opened by County Attorney Dan Taylor:

Martin-Marietta
Asphalt Materials
Cork Dust Control
Conrad Perry Company
Pomps Tire Service
Engineering Aggregate
Metal Culverts, Inc.
Reith Riley
Ceres Solutions
Newton Oil
Boehm Trucking
Lincoln Park Stone Co.
CivilCon
E-3 Bridge

US Aggrigates

St. Regis

Putnam County Aggregates

Commissioner Guard moved to take the 2022 Annual Bids under advisement for review by the Highway Director. Seconded by Commissioner Frey. Motion passed 2-0 in favor.

Culvert Quotes – CR950S & CR700N

Attorney Taylor opened the one bid received from Conexo, Brazil, IN.

CR950S - \$286,000

CR700N - \$277,000

Commissioner Frey moved to take the culvert bids under advisement. Seconded by Commissioner Guard. Motion passed 2-0 in favor.

2021 ADA & Title VI Annual Report

ADA/Title VI Coordinator Lori Dossett submitted the 2021 ADA and Title VI Annual Reports stated that no complaints had been received for 2021.

Commissioner Guard moved to accept the 2021 ADA & Title VI Annual Report as submitted. Seconded by Commissioner Frey. Motion passed 2-0 in favor.

2021 State Transportation & Stormwater Grant Award Letter – Mace Drainage Project

Commissioner Guard moved to accept the letter from the Indiana Finance Authority which awarded the 2021 State Transportation & Stormwater Grant in the amount of \$466,200. Grantee confirms its commitment to co-fund the project in an amount of \$515,799. Seconded by Commissioner Frey. Motion passed 2-0 in favor.

ORDINANCES

Second Reading Ordinance 2021-38: Establish Clothing Allowance Policy

Ordinance to adopt a clothing allowance policy to detail the regulations regarding the county's clothing allowance and use policies. *Commissioner Guard moved to approve Ordinance 2021-38. Seconded by Commissioner Frey. Motion passed 2-0 in favor.*

Second Reading Ordinance 2021-39: Amending Provisions of the Economic Development Commission

Ordinance clarifies that the County Council appointment does not have to be a County Council member.

Commissioner Frey moved to approve Ordinance 2021-39. Seconded by Commissioner Guard. Motion passed 2-0 in favor.

Second Reading Ordinance 2021-40: Establish Supplemental Health Workforce Grant Fund - \$440,000

Ordinance establishes a fund for a grant received by the Montgomery County Health Department from the Indiana Department of Health to fund two positions as supplemental workforce for the Montgomery County Health Department over a period of two years. Funds may also be used to hire personnel costs, equipment, training and supplies for roles that expand, train, and sustain public health workforce to support jurisdictional COVID_19 prevention, preparedness, response, and recovery initiatives including school-based health programs. *Commissioner Frey moved to approve Ordinance 2021-40. Seconded by Commissioner Guard. Motion passed 2-0 in favor.*

Second Reading Ordinance 2021-41: Establish 2021 EMPG Grant Fund - \$36,278.15

Ordinance establishes a fund for a grant received by the Emergency Management Agency to upgrade to two Rangers, CERT Team Training and the Code Red mass notification system. *Commissioner Guard moved to approve Ordinance 2021-41. Seconded by Commissioner Frey. Motion passed 2-0 in favor.*

Second Reading Ordinance 2021-42: Establish Montgomery County Bicentennial Donation Fund

Ordinance establishes a fund to receive donations to be used by the Bicentennial Committee for the planning, promotion and implementation of Bicentennial events being held to commemorate the establishment of Montgomery County on December 21, 1822. *Commissioner Guard moved to approve Ordinance 2021-42. Seconded by Commissioner Frey. Motion passed 2-0 in favor.*

Introduction Ordinance 2021-43: Establish 2022 Veterans Treatment Court Grant Fund - \$104,274

Indiana Office of Court Services award will provide funding for a Veterans Treatment Court Coordinators salary and benefits, mentor coordinator and training.

Introduction Ordinance 2021-44: Establish 2022 Family Recovery Court Grant Fund - \$104,861

Indiana Office of Court Services award will provide funding for a new Family Recovery Court Coordinator salary and benefits, supplies, incentives, drug testing supplies, emergency client needs, cell phone, travel/training, office equipment and Data Processing Equipment.

RESOLUTIONS

Resolution 2021-23: Approving Opioid Settlement Participation

Attorney Taylor explained political subdivisions and states across the country have sued the three largest pharmaceutical distributors and manufacturers for their role in the opioid crisis. In July 2021, these groups agreed to a nationwide settlement to resolve all opioid litigation, which, if fully adopted by states and subdivisions, will result in the distributors and manufacturers paying over \$22 billion over 18 years. Under this agreement, Montgomery County is eligible to receive funds upon opting in and following the steps outlined.

For the County to participate, the Board of Commissioners must adopt the "Settlement Participation Form" provided by staff. This form states the County desires to participate in the opioid settlement, agrees to the terms of the Settlement Agreement, and affirms to release any and all claims against these manufacturers and distributors. The deadline to sign the participation form is January 2, 2022.

By executing the Settlement Agreement, the County agrees to release and waive any lawsuit resulting from the opioid epidemic. While the County has not joined any such lawsuit, the County would not be allowed to pursue any future litigation. Settlement funds are then distributed to the State and are split between political subdivisions and other governmental agencies. The total amount allocated to Indiana has not been determined. Any money received by the County must be used for "opioid remediation" services such as overdose medication, recovery services, prevention programs, syringe service programs, criminal justice needs, etc. It is expected that funds may be available as early as April 2022.

The County may also elect to opt-out of this agreement. By opting out the County could independently pursue litigation against the manufacturers and distributors with the hope of receiving a greater settlement amount. Due to the scope of the settlement agreement, and the complexity associated with opioid litigation, we do not recommend opting out. Further, the more local governments that opt-in will increase the likelihood the settlement agreements are accepted by all parties. *Commissioner Frey moved to approve Resolution 2021-23.*

Seconded by Commissioner Guard. Motion passed 2-0 in favor

ADJOURNMENT

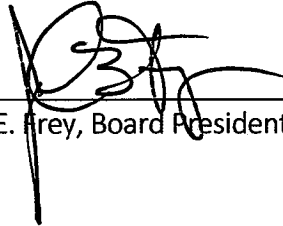
There being no further business before the Board, *Commissioner Guard moved to adjourn.*

Commissioner Frey seconded. Motion passed 2-0 votes in favor.

Meeting adjourned at 8:24 am.

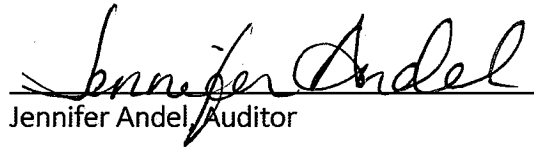
Minutes prepared by Commissioners Executive Assistant Lori Dossett.
The next regular meeting will be held on Tuesday, December 28, 2021 @ 8:00 am at the Montgomery County Courthouse.

MONTGOMERY COUNTY BOARD OF COMMISSIONERS:



John E. Frey, Board President

Attest:


Jennifer Andel, Auditor