

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
SPECIAL MEETING MINUTES  
JANUARY 2, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a special meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 8:30 a.m., Thursday, January 2, 2025. Present were Commissioners, Stan Klotz, Jesse Bohannon, and Adam Faulstich as well as County Auditor, Angela C. Birchmeier. The meeting was opened, streamed live at <http://www.youtube.com/@MarshallCountyIN>, the Pledge of Allegiance was given and the business at hand was heard.

**REORGANIZATION OF THE BOARD OF COMMISSIONERS**

**Adam Faulstich moved, second by Jesse Bohannon, to retain Stan Klotz as President and appoint Jesse Bohannon as Vice President of the Marshall County Board of Commissioners for 2025. Motion carried 3-0.**

**ATTORNEY APPOINTMENT**

**Jesse Bohannon moved, second by Adam Faulstich, to hire Sean Surrisi of Wyland, Humphrey, Clevenger & Surrisi, LLP as the County Attorney. Motion carried 3-0.**

**Jesse Bohannon moved, second by Adam Faulstich, to approve the 2025 Proposal for Legal Services between the Board of Commissioners and Wyland, Humphrey, Clevenger & Surrisi, LLP for calendar year 2025 and to allow the Board President to sign the agreement. Motion carried 3-0.**

**DEPARTMENT HEAD APPOINTMENTS**

**Adam Faulstich moved, second by Jesse Bohannon, to reappoint the following individuals to the respective departments:**

**Billy Schoff, Buildings & Grounds Supervisor-Courthouse  
John Greer, Building & Grounds Supervisor-Jail  
Chuck Garmon, Building Commissioner  
Sandy Garrison, Museum Director  
Jerry Huss, Weights & Measures Inspector  
Jason Peters, Highway Superintendent  
Pam Schweizer-Betz, Veterans Service Officer  
Jack Garner, EMA Director  
Michael Marshall, IT Director  
Jennier Daake, Human Resources Administrator**

**Motion carried 3-0.**

**MORATORIUM**

Attorney Surrisi explained that Indiana Code allows the Board to initiate a proposal to amend the Zoning Ordinance and require the Plan Commission to conduct a public hearing on the proposal. Attorney Surrisi presented the following Certified Proposal to Amend the Marshall County Zoning Ordinance: 25-PC-2: Regarding a Moratorium on Farm-Scale Solar Energy Systems; 25-PC-3: Regarding a Moratorium on Utility Scale Battery Energy Storage Systems; 25-PC-4: Regarding a Moratorium on Data Centers; and 25-PC-5: Regarding a Moratorium on Carbon Capture for

consideration. He further explained that if approved it would pause development for two years from the date enacted. This would provide time for the Board of Commissioners to work with the Plan Commission to develop standards. If approved by the Commissioners, the next step would be for the Plan Commission to hold a public hearing and then make a recommendation to the Board.

**Jesse Bohannon moved, second by Adam Faulstich, to approve 25-PC-2: Certified Proposal to Amend the Marshall County Zoning Ordinance Regarding a Moratorium on Farm-Scale Solar Energy Systems. Motion carried 3-0.**

**Jesse Bohannon moved, second by Adam Faulstich, to approve 25-PC-3: Certified Proposal to Amend the Marshall County Zoning Ordinance Regarding a Moratorium on Utility Scale Battery Energy Storage Systems. Motion carried 3-0.**

**Jesse Bohannon moved, second by Adam Faulstich, to approve 25-PC-4: Certified Proposal to Amend the Marshall County Zoning Ordinance Regarding a Moratorium on Data Centers. Motion carried 3-0.**

**Jesse Bohannon moved, second by Adam Faulstich, to approve 25-PC-5: Certified Proposal to Amend the Marshall County Zoning Ordinance Regarding a Moratorium on Carbon Capture. Motion carried 3-0.**

#### **BOWEN CENTER BUILDING PURCHASE**

President Klotz stated the Health Department is currently paying \$104,000 per year in month to month rent payments to the Community Resource Center. The contract allows for a 90-day notice to terminate the agreement. The Bowen Center building is available for purchase in the sum of \$450,000. Health Department Administrator Sandy Dunfee stated that with the additional space, they will be able to offer additional services. President Klotz stated that the building has been inspected and is in working order, but the air conditioning units are 25 years old. The Health Department will contribute \$250,000 towards the purchase of the building, along with \$100,000 for renovations. The remaining \$200,000 will be paid with county funds over a two year period with no interest. The Health Board has signed a letter of agreement to enter a contract to purchase the Bowen Health Building on Dora Lane in Plymouth.

An owner of the Community Resource Center asked for an explanation of the \$104,000 in rent. He stated that for transparency purposes the rent is \$36,000. Commissioner Klotz stated that the rent is \$36,000 but would increase to \$104,000 with the lease of additional space and that this item was not open for a public hearing.

**Jesse Bohannon moved, second by Adam Faulstich, to empower the Board President and Attorney Surrisi to negotiate a deal with the Bowen Center and take the proposal to the Council. Motion carried 3-0.**

#### **PUBLIC COMMENT**

President Klotz asked Dave Douglass, one of owners of the Community Resource Center, if he would like to speak. Mr. Douglass asked what the point was for public comments since the Board has already passed the motion. Commissioner Klotz agreed that there isn't a point.

**ADJOURNMENT**

With no further business to come before the board **Adam Faulstich moved, second by Jesse Bohannon, to adjourn the meeting at 8:47 am. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST: \_\_\_\_\_  
Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
JANUARY 6, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 8:30 a.m., Monday, January 6, 2025. Present were Commissioners, Stan Klotz, President; Jesse Bohannon, Vice President; and Adam Faulstich, Member; as well as County Auditor, Angela C. Birchmeier. The meeting was opened, streamed live at <http://www.youtube.com/@MarshallCountyIN>, the Invocation was given by Levi Hazen; the Pledge of Allegiance was given and the business at hand was heard.

**HIGHWAY DEPARTMENT**

Highway Department Superintendent Jason Peters provided an update on the following projects: **Bridge 11, Union Road**: The final bridge inspection was completed with United Consulting, the Indiana Department of Transportation (INDOT), and the County on November 27, 2024. The INDOT Report of Contract Final Inspection and Recommendation for Acceptance was presented for approval. **Jesse Bohannon moved, second by Adam Faulstich, to approve the INDOT Report of Contract Final Inspection and Recommendation for Acceptance for Bridge 11 as presented. Motion carried 3-0.**

**Bridge 1, Ule Road (Local Project)**: The letting date will be January or February 2025.

**Bridge 232, Randolph Street**: The cofferdam design will be completed, and construction could begin this month.

**Bridge 231, Center Street, Bremen**: A public meeting was held on December 12<sup>th</sup> at the Bremen Public Library. The citizen attendees generally requested consideration for a rehabilitation of the bridge in lieu of replacement, as recommended by the draft Alternatives Analysis Report. In accordance with accepted standards, replacement of a non-select bridge is considered prudent if the rehabilitation cost is more than 40% of the replacement cost. The current construction estimate for rehabilitation exceeds the 40% threshold. We are waiting for the final approval of the meeting minutes and further direction from INDOT and the Federal Highway Administration.

**Bridge 88, 12<sup>th</sup> Road east of Olive Trail**: The letting date is January 14, 2029. The utility coordination initial notice letters have been mailed.

**Bridge 108, East 7<sup>th</sup> Road**: The survey notification has been sent out and scheduled work has been planned this month.

**Bridge Inspections 2022-2025 Phase II**: No updates.

**Mill Pond Dam Improvements**: We are awaiting permit approval. The Indiana Department of Natural Resources (IDNR) permit for the pipelining was submitted in early November. The approximate permit review and approval timeline is 90 days.

**Call for Projects (NOFA) – HSIP Countywide Striping Initiative**: The county has been awarded a total of \$450,000 for the HSIP Countywide Striping Initiative in three phases: Construction Engineering (\$54,000), Construction (\$360,000) and Construction Engineering (\$36,000). The project has been assigned DES #2401543. Request for Proposals have been posted and are due January 14, 2025 at 12:00 p.m.

**Call for Projects (NOFA) Safety Grant – Digital Speed Limit Trailer**: The presentation will be given on January 8<sup>th</sup>.

**Call for Projects (NOFA) – Safety Guardrail Installation**: The presentation will be given on January 8<sup>th</sup>.

Call for Projects (NOFA) – Linden Road: The presentation will be given on January 8<sup>th</sup>.

Call for Projects (NOFA) – Michigan Road Bridge #2540: The presentation will be given on January 8<sup>th</sup>.

Energy Efficiency Conservation Block Grant (EECBG): No updates.

Equipment: 2020 Vermeer Hydro Vac Trailer: The Highway Department has been renting a 2020 Vac Jetter from Brown Equipment Company with a rent to own purchase option of \$122,000 and requested approval to purchase. Director Peters stated the equipment cost would be paid from the Cum Bridge Fund. **Jesse Bohannon moved, second by Adam Faulstich, to support the request and to allow the Highway Department to seek funding support from the Council.**

**Motion carried 3-0.**

Community Crossings 2025-01: The Community Crossings call for projects is now open. The possible award is \$2 million requiring a 25% match, or \$500,000. A list of possible roads was suggested for consideration. The list of roads is subject to change but costs well over the \$2 million grant. Director Peters requested permission to proceed with the project and request funding support from the Council. **Adam Faulstich moved, second by Jesse Bohannon, to allow the Highway Department to seek funding support from the Council for Community Crossings 2025-01.**

**Motion carried 3-0.**

### **OWNER OCCUPIED HOUSING REHABILITATION GRANT**

Brent Martin of SRKM Architecture presented four change orders for the Owner Occupied Housing Project as follows:

<b>Home</b>	<b>Change Order</b>	<b>Revised Contract Sum</b>
Home 10 – 905 Center Street, Plymouth	\$231.44	\$12,794.44
Home 11 – 609 W. Washington Street, Plymouth	\$639.03	\$17,112.03
Home 14 – 1498 Oak Road, Plymouth	(\$499.23)	\$19,157.77
Home 16 – 10199 Queen Road, Plymouth	\$1,212.35	\$18,632.35

Mr. Martin explained that 15 homes have been completed under this 100% federally funded grant and, going forward, anticipates this grant would require a 10% local match. He also explained that Shannon McLeod, Priority Project Resources, Inc., is seeking a project extension from March 30<sup>th</sup> to June 30, 2025.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the four change orders for the Owner Occupied Housing Project as presented. Motion carried 3-0.**

### **ATTORNEY REPORT**

Update on Zoning Moratoriums: Attorney Surrisi reported that he has been in communication with the Plan Commission Administrative Assistant and Attorney Derek Jones regarding the moratoriums on farm-scale solar, utility scale battery energy storage systems, data centers, and carbon capture. Those items will be advanced for public hearings at the January 23, 2025, Plan Commission meeting.

Meeting Agenda: The Commissioners inquired about the possibility of rearranging the order of their meeting agendas to more closely mirror the agenda utilized by the County Council. Attorney Surrisi researched to see if there were any County ordinances that set the order for agenda items. County Code § 30.05 addresses meetings but contains no set order for agenda items. There are no legal barriers to the Commissioners, and they may immediately reorganize their agendas as they see fit.

Cender Dalton Financial Consultant Annual Service Agreement: The proposed agreement has been reviewed and saw no issues.

Vice President Bohannon stated he will be attending a public defenders group meeting on February 17<sup>th</sup> and requested Attorney Surrisi to research the amount Deputy Prosecutors are paid.

#### **AUDITOR REPORT**

December 31, 2024 Minutes: Jesse Bohannon moved, second by Adam Faulstich, to approve the December 31, 2024 minutes as presented. Motion carried 3-0.

January 2, 2025 Special Meeting Minutes: Jesse Bohannon moved, second by Adam Faulstich, to approve the January 2, 2025 special meeting minutes as presented. Motion carried 3-0.

Accounts Payable Claim: Jesse Bohannon moved, second by Adam Faulstich, to approve the accounts payable claims as presented. Motion carried 3-0.

Payroll Claim: Adam Faulstich moved, second by Jesse Bohannon, to approve the payroll claims as presented. Motion carried 3-0.

#### **PUBLIC COMMENT**

John Grolich explained that AT&T currently pays the County \$1,800 per month for tower rent. They have offered to pay out the lease in the amount of \$257,600. Mr. Grolich explained that if the offer was accepted the funds would be deposited into the County EPICS Fund. There are two towers left to install, and he would like to place the 195' tower in Tippecanoe. The Commissioners stated they are in favor of the idea but requested time to review the proposal and asked that this item be placed on a future agenda.

#### **COMMISSIONER ITEMS**

Cender Dalton Financial Consultant Annual Service Agreement: Jesse Bohannon moved, second by Adam Faulstich, to approve the Cender Dalton Financial Consultant Annual Service Agreement as presented. Motion carried 3-0.

Board Appointments: President Klotz presented the following list of board appointments for consideration:

<b>Board</b>	<b>Appointee</b>	<b>Term</b>	<b>Term Expiration</b>
Bourbon Public Library	Gary Price	4 years	April 30, 2028
Argos Plan Commission	Melanie Dean (I)	4 years	December 31, 2028
Plymouth Plan Commission	Doug Feece	4 years	December 31, 2028
Marshall County BZA	Trent Bennett	4 years	December 31, 2028
Marshall County Plan Commission	Stan Klotz	1 year	December 31, 2025
	Julie Spitznagle (D)	4 years	December 31, 2028
	Don Nunemaker (R)	3 years	December 31, 2027
	Michelle Mieras (D)	3 years	December 31, 2027
Alcohol & Tobacco Commission	Joel Fisher	1 year	December 31, 2025
Koontz Lake Sewer District	Michael McKenna	4 years	December 31, 2028
Drainage Board	Randy Gingle	3 years	December 31, 2027

MACOG	Jesse Bohannon	1 year	December 31, 2025
Tourism Commission	Angel Balsley Mark Damore, Jr.	2 years 2 years	December 31, 2026 December 31, 2026
KRBC Technical Advisory Committee	Randy Glingle	4 years	December 31, 2028
Community Corrections	Marc Morrison	4 years	December 31, 2028
Technology Committee	Adam Faulstich	1 year	December 31, 2025
Safety Committee	Adam Faulstich	1 year	December 31, 2025
Central Dispatch	Stan Klotz	1 year	December 31, 2025
Unsafe Building	Stan Klotz Chris Garner	1 year 1 year	December 31, 2025 December 31, 2025
US 30 Coalition	Jesse Bohannon	1 year	December 31, 2025
ONE Marshall County	Jesse Bohannon	1 year	December 31, 2025
Courthouse Security	Adam Faulstich	1 year	December 31, 2025
EMA Advisory Board	Adam Faulstich	1 year	December 31, 2025

Attorney Surrisi explained that there have been legislative changes to the Health Board and Allison Shook does not meet the qualifications. The Plymouth City Mayor will nominate three individuals for the vacancy.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the appointments as presented. Motion carried 3-0.**

**Meeting Agenda: Jesse Bohannon moved, second by Adam Faulstich, to include Public Comment on Agenda Items as the first order of business on future meeting agendas. Motion carried 3-0.**

**Leadership Training:** President Klotz stated that Bliss McKnight will be holding a labor laws training session on January 22, 2025 at 10:00 a.m.

President Klotz stated the State Legislators will begin the session on January 8<sup>th</sup> and explained the Indiana Senate Page Program provides a unique and interactive educational experience for students.

#### **ADJOURNMENT**

With no further business to come before the board **Jesse Bohannon moved, second by Adam Faulstich, to adjourn the meeting at 9:24 am. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST:

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Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
JANUARY 21, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 9:30 a.m., Tuesday, January 21, 2025. Present were Commissioners, Stan Klotz, President; Jesse Bohannon, Vice President; and Adam Faulstich, Member; County Attorney, Sean Surrisi; as well as County Auditor, Angela C. Birchmeier. The meeting was opened, streamed live at <http://www.youtube.com/@MarshallCountyIN>, the Pledge of Allegiance was given, and the business at hand was heard.

**PUBLIC INPUT ON AGENDA ITEMS**

No public input on agenda items was heard.

**HIGHWAY DEPARTMENT**

Highway Department Superintendent Jason Peters presented two right-of-way cut requests from Northern Indiana Public Service Company as follows:

- 1) Work Order #53552-912-PRP: Replacement of one utility pole on 4<sup>th</sup> Road, between County Line Road and Beech Road, in German Township, for the purpose of replacing aging infrastructure and improving system reliability.
- 2) Work Order #53313-912-PRP: Replacement of four utility poles on 5<sup>th</sup> Road, between Fir Road and Gumwood Road, in German Township, for the purpose of replacing aging infrastructure and improving system reliability.

**Jesse Bohannon moved, second by Adam Faulstich, to approve both right-of-way cut requests from Northern Indiana Public Service Company as presented. Motion carried 3-0.**

Superintendent Peters presented a request from Brightspeed at 20766 S. Lake Drive, between County Line Road and N. Underwood Road, in Polk Township, for the installation of an aerial fiber optic cable. **Jesse Bohannon moved, second by Adam Faulstich, to approve the request from Brightspeed at 20766 S. Lake Drive, between County Line Road and N. Underwood Road, in Polk Township, for the installation of an aerial fiber optic cable. Motion carried 3-0.**

Superintendent Peters presented a request from Stone Excavating, Inc., on N. Michigan Road, between 1<sup>st</sup> Road and Tyler Road, in North Township, for the purpose of connecting to the Town of LaPaz sewer. **Jesse Bohannon moved, second by Adam Faulstich, to approve the request from Stone Excavating, Inc., on N. Michigan Road, between 1<sup>st</sup> Road and Tyler Road, in North Township, for the purpose of connecting to the Town of LaPaz sewer. Motion carried 3-0.**

Superintendent Peters provided an update on the following projects:

Bridge 1, Ule Road (Local Project): The letting date will be January or February 2025.

Bridge 232, Randolph Street: Homer Tree Service has cleared the right-of-way and will be grinding and removing the stumps this week. The contractor plans to begin removing the bridge next week.

Bridge 231, Center Street, Bremen: No updates.

Bridge 88, 12<sup>th</sup> Road east of Olive Trail: The letting date is January 14, 2029.

Bridge 108, East 7<sup>th</sup> Road: No updates.

Bridge Inspections 2022-2025 Phase II: Due to an update on bridge standards, non-compliant signs have been replaced.

Mill Pond Dam Improvements: No update.

Call for Projects (Notice of Funding Availability NOFA) – Highway Safety Improvement Program (HSIP) Countywide Striping Initiative: The presentation was given on January 8<sup>th</sup>. The Request for Proposals (RFP) needs to be scored by the Commissioners and returned to INDOT for review. Once INDOT completes the review, the county may select the consulting firm.

Call for Projects (NOFA) Safety Grant – Digital Speed Limit Trailer: The presentation was given on January 8<sup>th</sup>.

Call for Projects (NOFA) – Safety Guardrail Installation: The presentation was given on January 8<sup>th</sup>.

Call for Projects (NOFA) – Linden Road: The presentation was given on January 8<sup>th</sup>. INDOT suggested the county investigate options for a railroad grant.

Call for Projects (NOFA) – Michigan Road Bridge #2540: The presentation was given on January 8<sup>th</sup>. INDOT requested that we investigate the rehabilitation of the superstructure also. A new financial commitment letter will be required to reflect the additional costs.

Energy Efficiency Conservation Block Grant (EECBG): The charging station has been received.

Equipment: 2020 Vermeer Hydro Vac Trailer: The council did support an additional appropriation submission from the Cum Bridge Fund to pay for the new equipment. Superintendent Peters requested the payment be authorized as a prepay. Attorney Surrisi requested approval of Resolution 2025-1: Written Determination of the Marshall County Board of Commissioners Regarding Purchase of Hydro Vac Trailer Through Special Purchasing Methods. **Jesse Bohannon moved, second by Adam Faulstich, to approve Resolution 2025-1: Written Determination of the Marshall County Board of Commissioners Regarding Purchase of Hydro Vac Trailer Through Special Purchasing Methods. Motion carried 3-0.**

**Adam Faulstich moved, second by Jesse Bohannon, to approve the payment to Brown Equipment Company in the amount of \$122,000 for the purchase of a 2020 Vermeer Hydro Vac Trailer and to allow as a pre-payment. Motion carried 3-0.**

Community Crossings 2025-01: The Council did support funding the Community Crossings grant match. The following roads were presented for approval:

9 <sup>th</sup> Road, Pioneer to County Line	\$1,150,000
Nutmeg Meadows, Nutmeg to Nutmeg	\$168,000
16C Road, Redwood to Pear	\$495,500
3 <sup>rd</sup> Road, King to West Shore	\$315,000
<b>Total Cost</b>	<b>\$2,128,500</b>

**Jesse Bohannon moved, second by Adam Faulstich, to approve the projects for Community Crossings 2025-01 as presented. Motion carried 3-0.**

#### GIBSON INSURANCE

Gibson Insurance Client Manager/Commercial Risk Manager Stephen Swihart, CAWC, AINS, and insurance consultant Mike Miley presented the 2025-2026 Commercial Risk Insurance Proposal. Discussion was held concerning a premium adjustment to the civil rights liability policy by increasing the deductible. **Jesse Bohannon moved, second by Adam Faulstich, to approve the increased deductible on the civil rights liability policy from \$2,500 to \$10,000.**

**Motion carried 3-0.**

**Jesse Bohannon moved, second by Adam Faulstich, to approve the 2025-2026 Commercial Risk Insurance Proposal with an annual premium of \$820,738. Motion carried 3-0.**

#### **HEALTH DEPARTMENT**

Health Department Administrator Sandy Dunfee presented the following items for approval:

Memorandum of Understanding-Dustin's Place: The purpose of the agreement is to provide financial sponsorship for 20 children throughout Marshall County to receive grief support. The support will be provided through peer-to-peer grief support groups at a rate of \$1,511 per child.

Clinical Affiliation Agreement with Marian University: The purpose of the agreement is for the Health Department to provide access to its clinical facilities two days per week and assist the school in the assessment of learning and performance. There will be no monetary consideration.

Memorandum of Understanding-The Ladybug Foundation: The purpose of the agreement is to bridge a gap in pre- and postnatal care and to provide education to decrease infant mortality with evidence-based yoga and holistic living practices. The offering is for women in the first, second, or beginning of the third trimester. The funding request is for the sum of \$5,600 for 20 sessions to be held in Culver. The MOU will be effective upon approval of the parties and remain in effect for three years.

Attorney Surrisi and insurance consultant Mike Miley have reviewed the agreements, and discussion was held concerning the insurance requirements.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the Memorandum of Understanding with Dustin's Place, pending acceptance of insurance. Motion carried 3-0.**

**Jesse Bohannon moved, second by Adam Faulstich, to approve the Clinical Affiliation Agreement with Marian University, pending acceptance of insurance. Motion carried 3-0.**

**Jesse Bohannon moved, second by Adam Faulstich, to approve the Memorandum of Understanding with The Ladybug Foundation, pending acceptance of insurance. Motion carried 3-0.**

Public Health Emergency Preparedness (PHEP) Grant: Administrator Dunfee stated that she intends to confirm her intent to participate in the PHEP grant for the second year. The grant period is July 1, 2025 through June 30, 2026. The anticipated award is \$25,000 and supports a portion of the Emergency Preparedness Coordinator's salary.

Administrator Dunfee presented a listing of 2024 statistics on environmental, nursing, and vital records.

#### **HUMAN RESOURCES**

Human Resources Administrator Jennifer Daake presented a revised 2025 Employee Benefit Insurance Plans/Premiums for approval. She explained the employee contributions did not increase; however, the county share for medical did increase. **Adam Faulstich moved, second by Jesse Bohannon, to approve the 2025 Employee Benefit Insurance Plans/Premiums as presented. Motion carried 3-0.**

### **MARSHALL COUNTY ECONOMIC DEVELOPMENT CORPORATION**

Marshall County Economic Development Corporation President Greg Hildebrand provided the 2024 Year in Review. He highlighted the estimated capital investment, unemployment rate of 4% for the county, 4.1% for the State of Indiana and 4.2% for the U.S., and average hourly wages of \$24.12 for the county, \$28.90 for the State of Indiana, and \$34.91 for the U.S. He also highlighted several projects, READI 2.0, US 30 and US 31 PROpel study and recommendations, housing studies, utility information, Regional Cities, Stellar, and READI 1 projects. He explained the area of focus for 2025 include industrial sites for development, housing, entrepreneur & development, county comprehensive plan, regional partnership, and county development for the future.

It was requested that reports be provided more frequently and be given to the Marshall County Council. Discussion was held concerning the revenue sources of MCEDC.

### **SHERIFF DEPARTMENT**

Sheriff Matt Hassel presented a request to apply for the Marine Patrol Grant through the Indiana Department of Natural Resources in the amount of \$20,000. This grant funding assists in funding the marine patrol of Lake Maxinkuckee. The grant period is from Memorial Day through Labor Day. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Sheriff applying for the Marine Patrol Grant as requested. Motion carried 3-0.**

### **ATTORNEY REPORT**

Tower Lease: Attorney Surisi reported that he has been in communication with John Grolich on this issue. A copy of the tower lease was provided by the MD7 representative. The document is currently being reviewed, and a report will be given at the next meeting.

Bowen Center Building: The work has begun with Bowen's attorney, Keith Mundrick, to structure the deal for the acquisition of the building. Depending on the direction we take on the deal structure, we may need to seek additional approval from the Council at their next meeting before obtaining the Commissioners final approval.

### **AUDITOR REPORT**

January 6, 2025 Minutes: **Jesse Bohannon moved, second by Adam Faulstich, to approve the January 6, 2025 minutes as presented. Motion carried 3-0.**

January 13, 2025 Executive Session Meeting Minutes: **Jesse Bohannon moved, second by Adam Faulstich, to approve the January 13, 2025 executive session meeting minutes as presented. Motion carried 3-0.**

Accounts Payable Claim: **Adam Faulstich moved, second by Jesse Bohannon, to approve the accounts payable claims as presented. Motion carried 3-0.**

Payroll Claim: **Jesse Bohannon moved, second by Adam Faulstich, to approve the payroll claims as presented. Motion carried 3-0.**

## **PUBLIC COMMENT**

Sharon Mrozinski, 4057 Olive Road, Plymouth, explained that a petition was presented at the September 16, 2024 Commissioner meeting requesting that the Olive Road and 4<sup>th</sup> Road intersection become a 4-way stop, instead of a 2-way stop, and to post speed limit signs for a residential community. The Commissioners explained that MACOG placed a traffic counter and they would provide her with the results.

Marvin Houin, 5017 W. Shore Drive, Bremen, presented Marshall County Resolution 2010-07 and requested clarification on who are Lake of the Woods lake front property owners and questioned the verification of landowner signatures. Attorney Surrisi explained the court has scheduled a hearing for the establishment of Lake of the Woods Conservancy District tomorrow. The attorneys for the petition have requested a motion to continue. All the issues raised are for the judge's determination.

## **COMMISSIONER ITEMS**

**Out of State Travel Request: Jesse Bohannon moved, second by Adam Faulstich, to approve the request for out of state travel. Motion carried 3-0.**

**Board Appointments:** President Klotz presented the following list of board appointments for consideration:

<b>Board</b>	<b>Appointee</b>	<b>Term</b>	<b>Term Expiration</b>
Marshall County BZA – Matt Miller Resigned	Don Nunemaker	Unexpired Term	December 31, 2026
Marshall County BZA Alternate	Michelle Mieras	1 year	December 31, 2025
Marshall County Plan Commission – David Hostetler Resigned	Larry Houin	Unexpired Term	December 31, 2026
Board of Health	Sandy Orsund	4 years	December 31, 2028
Koontz Lake Sewer District	Steve Giese	4 years	December 31, 2028
Tourism Commission – Angel Balsley Resigned	Jill Houin	Unexpired Term	December 31, 2026
Fair Board	Adam Faulstich	1 year	December 31, 2025
Extension Board	Jesse Bohannon	1 year	December 31, 2025

**Fire Protection Grant:** President Klotz explained that Council President Harman requested approval of implementing the Fire Protection grant funding. Attorney Surrisi explained that he did not have the details but would work with Council President Harman.

**Vehicle Bids:** President Klotz stated that a county owned pickup truck was involved in an accident and he would like permission to seek quotes in the event the insurance carrier determines the vehicle is totaled. **Jesse Bohannon moved, second by Adam Faulstich, to seek bids for a 3/4 ton regular cab pickup truck for use by the Maintenance Department. Motion carried 3-0.**

**Pending Legislation:** Discussion was held concerning the bills for the 2025 session.

**ADJOURNMENT**

With no further business to come before the board **Jesse Bohannon moved, second by Adam Faulstich, to adjourn the meeting at 11:20 am. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST: \_\_\_\_\_  
Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
FEBRUARY 3, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 8:30 a.m., Monday, February 3, 2025. Present were Commissioners, Stan Klotz, President; Jesse Bohannon, Vice President; and Adam Faulstich, Member; County Attorney Sean Surrisi; as well as County Auditor, Angela C. Birchmeier. The meeting was opened, streamed live at <http://www.youtube.com/@MarshallCountyIN>, the Pledge of Allegiance was given, and the business at hand was heard.

**PUBLIC INPUT ON AGENDA ITEMS**

Council President Tim Harman requested a joint work session be scheduled. The proposed agenda is to discuss a 5-year Plan, Response to Senate Bill 1, Road Funding, Bowen Building Purchase, Fire Department Grants, State of the County, Paser Ratings & Road Conditions, and Ethics Training. **Jesse Bohannon moved, second by Adam Faulstich, to schedule a joint work session with Council following the Council's regularly scheduled meeting on February 10<sup>th</sup>.**  
**Motion carried 3-0.**

**HIGHWAY DEPARTMENT**

Highway Department Superintendent Jason Peters presented a road bore request from Brightspeed, on Klinger Street and Leslie Street, between West County Line and S. Lake Drive, in Polk Township, for the purpose of replacing aerial fiber optic cable and conduit.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the road bore request from Brightspeed on Klinger Street and Leslie Street, between West County Line and S. Lake Drive, in Polk Township, for the purpose of replacing aerial fiber optic cable and conduit.**  
**Motion carried 3-0.**

Superintendent Peters provided an update on the following projects:

Bridge 1, Ule Road (Local Project): The letting date will be January or February 2025.

Bridge 232, Randolph Street: Laporte Construction removed the guard railing from the bridge and placed temporary railing in place for safety. The asphalt has been removed from the existing beams on the deck to prepare them for removal. The river buoys and portage signs along the river's edge have been set up, along with the barricade to set up the pedestrian detour route to divert people from the project site for safety.

Bridge 231, Center Street, Bremen: No updates.

Bridge 88, 12<sup>th</sup> Road east of Olive Trail: The letting date is January 14, 2029. Utility coordination initial notice letters have been mailed.

Bridge 108, East 7<sup>th</sup> Road: The letting date is February 12, 2030. The field survey was completed on January 27<sup>th</sup>. The red flag investigation is in process.

Bridge Inspections 2022-2025 Phase II: No updates.

Bridge Inspections 2026-2029: Request for proposals are being prepared.

Mill Pond Dam Improvements: Waiting for DNR permit approval.

Call for Projects (Notice of Funding Availability NOFA) – Highway Safety Improvement Program (HSIP) Countywide Striping Initiative: The letters of interest have been scored and submitted to INDOT for review.

Call for Projects (NOFA) Safety Grant – Digital Speed Limit Trailer: No updates.

Call for Projects (NOFA) – Safety Guardrail Installation: No updates.

Call for Projects (NOFA) – Linden Road: No updates.

Call for Projects (NOFA) – Michigan Road Bridge #2540: A revised financial commitment letter was submitted for approval. The total project cost is \$10,920,156, with federal funds requested in the amount of \$8,736,125, and the local match is \$2,184,031. **Jesse Bohannon moved, second by Adam Faulstich, to approve the revised financial commitment letter as presented and to allow the Board President to sign. Motion carried 3-0.**

Energy Efficiency Conservation Block Grant (EECBG): The quarterly report has been submitted for the third quarter. The Chevy Silverado has been delivered.

Community Crossings 2025-01: The application has been submitted.

### **PLAN COMMISSION**

Attorney Surrisi explained that at the Special Meeting in January the Commissioners initiated the process to place a two-year moratorium on farm-scale solar, battery energy storage systems, data centers, and carbon capture projects. The Technical Review Committee has considered the request and provided a favorable recommendation. The Plan Commission held a public hearing, and all four resolutions were passed. It is now before the Commissioners for adoption. President Klotz stated the resolutions were unanimously passed by the Plan Commission.

Ordinance 2025-7: Certified Proposal to Amend the Marshall County Zoning Ordinance Regarding a Moratorium on Farm-Scale Solar Energy Systems: **Adam Faulstich moved, second by Jesse Bohannon, to approve Ordinance 2025-7: Certified Proposal to Amend the Marshall County Zoning Ordinance Regarding a Moratorium on Farm-Scale Solar Energy Systems. Motion carried 3-0.**

Ordinance 2025-8: Certified Proposal to Amend the Marshall County Zoning Ordinance Regarding a Moratorium on Utility Scale Battery Energy Storage Systems: **Jesse Bohannon moved, second by Adam Faulstich, to approve Ordinance 2025-8: Certified Proposal to Amend the Marshall County Zoning Ordinance Regarding a Moratorium on Utility Scale Battery Energy Storage Systems. Motion carried 3-0.**

Ordinance 2025-9: Certified Proposal to Amend the Marshall County Zoning Ordinance Regarding a Moratorium on Data Centers: **Adam Faulstich moved, second by Jesse Bohannon, to approve Ordinance 2025-9: Certified Proposal to Amend the Marshall County Zoning Ordinance Regarding a Moratorium on Data Centers. Motion carried 3-0.**

Ordinance 2025-10: Certified Proposal to Amend the Marshall County Zoning Ordinance Regarding a Moratorium on Carbon Capture: **Jesse Bohannon moved, second by Adam Faulstich, to approve Ordinance 2025-10: Certified Proposal to Amend the Marshall County Zoning Ordinance Regarding a Moratorium on Carbon Capture. Motion carried 3-0.**

### **MUSEUM**

Museum Executive Director Sandy Garrison and Marshall County Historical Society Board President Mike Miley presented the quarterly report. They presented the Board with a copy of the Crossroads newsletter and various flyers. Director Garrison stated they hosted 7,500 visitors in 2024, participated in many events including the Historic Home Tour, Ghost Walk, festivals, and Brown Bag Luncheons. A committee has been formed to plan for the 250<sup>th</sup> anniversary of the

signing of the Declaration of Independence in 2026. A short story was shared about Jesse Miller's service in the Civil War.

Director Garrison explained that there are four interior cameras that need to be replaced. An estimate was received from Cottage Watchman in the amount of \$4,025.20.

**Jesse Bohannon moved, second by Adam Faulstich, to seek financial support from the Council. Motion carried 3-0.**

#### **JEFF JONES**

Jeff Jones, 10820 Nutmeg Meadows Drive, Plymouth, presented a written letter and photos to bring attention to the deteriorating condition of Nutmeg Meadows Drive and drainage issues. President Klotz explained that Nutmeg Meadows Drive project has been submitted as part of the 2025 Community Crossings grant application.

#### **BUILDINGS & GROUNDS**

Buildings & Grounds Supervisor Billy Schoff presented a proposal from FE Moran, Inc. Fire Protection for the Life Safety Systems Inspection and/or Testing. The estimate includes the County Building, Museum, and Courthouse in the total amount of \$6,800, which is the same cost as last year. **Adam Faulstich moved, second by Jesse Bohannon, to approve the proposal from FE Moran, Inc. Fire Protection as presented and to allow the Board President to sign. Motion carried 3-0.**

President Klotz stated that he has received three estimates for a new pickup truck, as follows: Auto Park 2025 Dodge Ram 2500 \$44,640.40; Oliver Ford 2025 Ford F250 Regular Cab 4x4 \$46,433, optional package \$1,744; and Bosak Motors 2025 Ford F250 4x4 SD Regular Cab \$45,496. Discussion was held concerning the inconvenience of driving to Bosak Motors for warranty service work and the preference of the Maintenance Department Supervisor to purchase a Ford. The insurance carrier will be sending payment for the damaged vehicle in the amount of \$24,228. **Jesse Bohannon moved, second by Adam Faulstich, to approve the purchase of a 2025 Ford F250 Regular Cab 4x4 from Oliver Ford in the amount of \$46,433 and to allow the Board President to sign. Motion carried 3-0.**

**Jesse Bohannon moved, second by Adam Faulstich, to approve the optional items as presented in the amount of \$1,744. Motion carried 3-0.**

#### **SUPERIOR COURT 3**

Sheriff Matt Hassel and Security Officer Duane Culp explained that Judge Sarber applied for, received, and will administer the grant award for the Indiana Office of Court Services Court Reform Grant. The purpose of the grant funding is to improve court security (\$40,000) and technological innovation (\$5,260). Discussion was held concerning the entryway layout, desk, and scanner. It was explained that the grant funding will leave a shortfall of \$15,000 to \$20,000. **Jesse Bohannon moved, second by Adam Faulstich, to make a favorable recommendation to the Council to support funding the shortfall. Motion carried 3-0.**

**Jesse Bohannon moved, second by Adam Faulstich, to approve the Court Reform Grant Program Agreement between Indiana Office of Court Services and Marshall County Courts for Grant #25-SA001-C50-001 in the amount of \$5,260 and to allow the Board President to sign. Motion carried 3-0.**

**Jesse Bohannon moved, second by Adam Faulstich, to approve the Court Reform Grant Program Agreement between Indiana Office of Court Services and Marshall County Courts for Grant #25-SA001-C50-002 in the amount of \$40,000 and to allow the Board President to sign. Motion carried 3-0.**

**SHERIFF DEPARTMENT**

Sheriff Matt Hassel presented the Equitable Sharing Agreement and Certification for approval. He stated interest income was received in the amount of \$995.26 and expenditures were made in the amount of \$3,750, with an ending balance of \$28,256.24. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Equitable Sharing Agreement and Certification for approval. Motion carried 3-0.**

**HEALTH DEPARTMENT**

Health Department Administrator Sandy Dunfee presented the following items for consideration: Request to Apply for Narcan Grant: The purpose of the federal grant is to receive 1,000 naloxone kits. There is no monetary exchange. **Adam Faulstich moved, second by Jesse Bohannon, to accept the naloxone kits and to allow the Board President to sign the Grant Agreement. Motion carried 3-0.**

Steered Straight Service Agreement: The purpose of the agreement is for Steered Straight to provide educational programming within Marshall County schools from April to October, 2025 in the amount of \$10,000. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Service Agreement between Marshall County Health Department and Steered Straight, Inc. in the amount of \$10,000 as presented. Motion carried 3-0.**

Thomas Kinnaird Service Agreement: The purpose of the agreement is for Thomas Kinnaird to speak at the Marshall County Health Department's 2025 Annual Nurses Conference in the amount of \$750. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Service Agreement between Marshall County Health Department and Thomas Kinnaird in the amount of \$750 as presented. Motion carried 3-0.**

Katie VanTornhout Service Agreement: The purpose of the agreement was for Katie VanTornhout to speak at the Marshall County Health Department's 2024 Annual Nurses Conference in the amount of \$750. The speaking engagement was held on August 1, 2024. **Adam Faulstich moved, second by Jesse Bohannon, to approve the Service Agreement between Marshall County Health Department and Katie VanTornhout in the amount of \$750 as presented. Motion carried 3-0.**

Bikes for Kids, Inc. Service Agreement: The purpose of the agreement is for Bikes for Kids to provide bicycle helmets to 375 Marshall County children in the amount of \$3,444.25. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Service Agreement between Marshall County Health Department and Bikes for Kids, Inc. in the amount of \$3,444.25 as presented. Motion carried 3-0.**

Adams Remco Purchase and Maintenance Agreements: An agreement was presented between the Health Department and Adams Remco for the purchase of a Toshiba 3525 copy machine in the amount of \$7,709, along with a Copier Maintenance Agreement for a one year term.

**Adam Faulstich moved, second by Jesse Bohannon, to approve the Purchase Agreement and Copier Maintenance Agreement between Marshall County Health Department and Adams Remco in the amount of \$7,709 as presented and to allow the Board President to sign. Motion carried 3-0.**

#### **ATTORNEY REPORT**

AT&T Tower Lease: Attorney Surrisi reported that he has reviewed the current tower lease. The County is in the fourth year of an initial five-year term. It is set up to automatically renew for a second five-year term after that. Then, it would automatically renew for one-year terms. However, as an MD7 representative previously pointed out to John Grolich, the lease allows the tenant to terminate the lease at any time by just giving 60 days' notice. Given that information, it may be difficult to obtain long term financing against that income stream. The representative also spoke of the possibility of communication firms transitioning from towers and low earth orbiting satellites at some time in the future. Those are the considerations to keep in mind when evaluating the proposed deal from MD7. **Jesse Bohannon moved, second by Adam Faulstich, to allow Attorney Surrisi and John Grolich to negotiate with AT&T. Motion carried 3-0.**

Invenergy: Attorney Surrisi stated that the Indiana Code allows an appeal to be made to a local court regarding a BZA special use permit decision. Invenergy has filed an appeal with the Circuit Court, the case has been transferred to Superior Court 3, and a change of venue out-of-county has been filed. A discussion was held concerning an executive session with the BZA for litigation purposes.

#### **AUDITOR REPORT**

January 21, 2025 Minutes: **Jesse Bohannon moved, second by Adam Faulstich, to approve the January 21, 2025 minutes as presented. Motion carried 3-0.**

Accounts Payable Claim: **Adam Faulstich moved, second by Jesse Bohannon, to approve the accounts payable claims as presented. Motion carried 3-0.**

Payroll Claim: **Jesse Bohannon moved, second by Adam Faulstich, to approve the payroll claims as presented. Motion carried 3-0.**

Statement of 2024 Revenues and Expenditures: Auditor Angela Birchmeier stated the 2024 County revenues were \$131,975,129.31 and disbursements were \$130,128,531.93.

#### **PUBLIC COMMENT**

Misty Callaway, 14260 3B Road, Plymouth, stated the excess oil on the road has not been corrected and has not received any courtesy return calls from the Highway Department. She further explained that there are several properties where individuals are living in a RV. She did state that a complaint has been filed with the Plan Commission.

Cory Hawkins, 17091 2B Road, Walkerton, expressed a safety concern with the flash freeze and the newly asphalted roads which are very slick when they are not treated. On Friday evening calls went out over the scanner from the Sheriff's Department to the Highway Department and the response was that they were not going out to treat the roads.

## **COMMISSIONER ITEMS**

Plan Commission Appointment: **Jesse Bohannon moved, second by Adam Faulstich, to appoint Brandon Calhoun to the Plan Commission. Motion carried 3-0.** Discussion was held concerning the democrat appointee, Julie Spitznagle withdrawing her appointment to the Plan Commission.

**Jesse Bohannon moved, second by Adam Faulstich, to accept Julie Spitznagle's withdrawal and appoint Brandon Calhoun to the Plan Commission for a four-year term, ending December 31, 2028. Motion carried 3-0.**

Opposition to House Bill 1628 - Property Development Matters: President Klotz explained that a letter of Opposition to House Bill 1628 – Property Development Matters has been prepared for distribution to the House Utilities, Energy and Telecommunications Committee. The letter states in part: Concerns regarding the siting, construction, or deployment of multi-jurisdictional infrastructure projects continue to be a top concern among many of our constituents here in Marshall County. In particular, the zoning of industrial solar and utility scale battery energy storage system (BESS) projects has been passionately debated here in recent years. In response to these constituent concerns, Marshall County is in the process of enacting 2-year moratoriums on farm-scale solar, BESS, data centers, and carbon capture projects, to accommodate thoughtful deliberation, adoption, and implementation of appropriate zoning regulations to meet our county's unique needs. When it comes to these projects, maintaining Home Rule and local zoning authority is essential. **Adam Faulstich moved, second by Jesse Bohannon, to support signing the letter of Opposition to House Bill 1628 – Property Development Matters, as presented.**  
**Motion carried 3-0.**

## **ADJOURNMENT**

With no further business to come before the board **Jesse Bohannon moved, second by Adam Faulstich, to adjourn the meeting at 10:12 a.m. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST:

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Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
FEBRUARY 17, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 9:30 a.m., Monday, February 17, 2025. Present were Commissioners, Stan Klotz, President; Jesse Bohannon, Vice President; and Adam Faulstich, Member; County Attorney Sean Surrisi; as well as County Auditor, Angela C. Birchmeier. The meeting was opened, streamed live at <http://www.youtube.com/@MarshallCountyIN>, the Invocation was given by Brandon Richie, the Pledge of Allegiance was given, and the business at hand was heard.

**PUBLIC INPUT ON AGENDA ITEMS**

No public input concerning agenda items was heard.

**HIGHWAY DEPARTMENT**

Highway Department Superintendent Jason Peters presented the following right-of-way cut requests from Northern Indiana Public Service Company as follows:

- Work Order # 4000050412: Fir Road, between 7<sup>th</sup> Road and 8<sup>th</sup> Road, in Bourbon Township, for the purpose of replacing one utility pole, overhead equipment, and transferring conductors and wires to the new pole.
- Work Order #4000049675: W. 1<sup>st</sup> Road, between N. Rose Road and N. Redwood Road, in Polk Township, for the purpose of replacing one utility pole, overhead equipment, and transferring conductors and wires to the new pole.

**Jesse Bohannon moved, second by Adam Faulstich, to approve both right-of-way requests from Northern Indiana Public Service Company as presented. Motion carried 3-0.**

Superintendent Peters provided an update on the following projects:

Bridge 11, Union Road: United Consulting Supplemental #1 Agreement was presented for approval. The original agreement dated August 11, 2023 did not include billing rates for work beyond December 31, 2024. When the original agreement was prepared, it was estimated that the project and Final Construction Record would be completed by the end of 2024. The supplemental does not increase the original agreement not-to-exceed amount but enables United Consulting to invoice at the correct work year rate. The estimated construction completion date is now July, 2025.

**Jesse Bohannon moved, second by Adam Faulstich, to approve Supplemental Agreement No. 1 between Marshall County and United Consulting as presented. Motion carried 3-0.**

Bridge 1, Ule Road (Local Project): The letting date will be February 2025. The project will be advertised for bids on February 24<sup>th</sup> and March 3<sup>rd</sup>, with the bid opening at the March 17<sup>th</sup> meeting.

Bridge 232, Randolph Street: Laporte Construction will be onsite this week to continue with the bridge demolition. Last week they worked on excavation for the crane pad and ramp, as well as tearing out the old roadway on the south side. Riprap was hauled in and placed along with geotextile on the south bank in areas that will not be affected by construction later.

Bridge 231, Center Street, Bremen: No updates.

Bridge 88, 12<sup>th</sup> Road east of Olive Trail: The letting date is January 14, 2029. Stage 1 documents will be submitted to INDOT today.

Bridge 108, East 7<sup>th</sup> Road: The letting date is February 12, 2030.

Bridge Inspections 2022-2025 Phase II: No updates.

Bridge Inspections 2026-2029: Request for proposals are being prepared and will be posted.

Mill Pond Dam Improvements: No updates. Waiting for DNR permit approval.

Call for Projects (Notice of Funding Availability NOFA) – Highway Safety Improvement Program (HSIP) Countywide Striping Initiative: The LPA Consulting Contract between Marshall County and United Consulting was presented for approval. The term is effective upon signing through December 31, 2027 and the maximum amount payable shall not exceed \$60,000. **Adam Faulstich moved, second by Jesse Bohannon, to approve the LPA Consulting Contract between Marshall County and United Consulting, as presented. Motion carried 3-0.**

Call for Projects (NOFA) Safety Grant – Digital Speed Limit Trailer: No updates.

Call for Projects (NOFA) – Safety Guardrail Installation: No updates.

Call for Projects (NOFA) – Linden Road: No updates.

Call for Projects (NOFA) – Michigan Road Bridge #2540: No updates.

Energy Efficiency Conservation Block Grant (EECBG): No updates.

Community Crossings 2025-01: No updates.

Equipment Software: The initial software cost is \$6,840 with a yearly service fee of \$5,690.

Superintendent Peters stated that IT Director Michael Marshall has reviewed and approved the use of the data and software. The subsequent annual costs will be paid by the IT Department.

### **MARSHALL COUNTY HOPE**

Annette Haining explained the needs, objectives, financial resources, and organizational structure of Marshall County HOPE. She outlined the Substance Abuse Needs Assessment and requested the balance of the restricted opioid funds for the program. Discussion was held concerning the budget process and possible revenue loss if Senate Bill 1 passes.

### **HUMAN RESOURCES**

Human Resources Administrator Jennifer Daake stated a request was received for the use of 30 sick bank days. The applicant does meet all the required criteria. **Jesse Bohannon moved, second by Adam Faulstich, to approve the 30-day sick bank request. Motion carried 3-0.**

### **SHERIFF**

Sheriff Matt Hassel stated that on November 3, 2024 approval was given to purchase three 2025 Ford Utility Interceptors from Oliver Ford for \$44,695 each. The Sheriff requested permission for a prepay to Oliver Ford. The vehicles will be ready for delivery this week. **Adam Faulstich moved, second by Jesse Bohannon, to approve the prepayment to Oliver Ford. Motion carried 3-0.**

### **TREASURER**

L & D Mail Masters, Inc.: Treasurer Sandra Dodson presented a Services Agreement between L & D Mail Masters, Inc. and the Marshall County Treasurer's Office for the printing and mailing of the annual property tax forms. **Adam Faulstich moved, second by Jesse Bohannon, to approve the Services Agreement between L & D Mail Masters, Inc. and the Marshall County Treasurer's Office as presented. Motion carried 3-0.**

Postage: Treasurer Dodson requested approval to prepay postage. **Jesse Bohannon moved, second by Adam Faulstich, to approve the prepayment of postage. Motion carried 3-0.**

Security: Treasurer Dodson requested security for the two weeks preceding the tax payment due dates. For spring collection, the dates would be from April 28<sup>th</sup> through May 12<sup>th</sup>. The fall collection dates will be October 27<sup>th</sup> through November 10<sup>th</sup>. **Jesse Bohannon moved, second by Adam Faulstich, to approve the request for Security Officers for the two weeks preceding tax payment due dates as presented. Motion carried 3-0.**

Ordinance 2025-6: Treasurer Dodson presented Ordinance 2025-6: An Ordinance Establishing Mobile Home Permit Fee Regarding Operations of the Marshall County Treasurer's Office. The purpose and intent of the ordinance is to establish a fee of \$10 for the filing of a mobile home permit. **Jesse Bohannon moved, second by Adam Faulstich, to approve Ordinance 2025-6: An Ordinance Establishing Mobile Home Permit Fee Regarding Operations of the Marshall County Treasurer's Office on first reading. Motion carried 3-0.**

#### **MARSHALL COUNTY COUNCIL ON AGING**

Marshall County Council on Aging Executive Director Janis Holiday presented Invoice #1178 for CY2024 Section 5311 Federal Operating Funds in the amount of \$63,049 and for Public Mass Transit Funds in the amount of \$11,647. The applied local match is \$51,402. The 4<sup>th</sup> Quarter 2024 expenses were \$139,807; revenues received in the amount of \$13,709, for a net expense of \$126,098.

Quarterly Report: Director Holiday reported the quarter statistics with 6,854 trips, 53 in county and 107 out of county denials, for trip total miles of 48,537. In 2024 there were 29,156 trips provided, 224 in county and 441 out of county denials, for trip total miles of 228,627. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Quarterly Report as presented. Motion carried 3-0.**

**Jesse Bohannon moved, second by Adam Faulstich, to approve Invoice #1178 in the amount of \$74,696. Motion carried 3-0.**

Compliance Review: Director Holiday reported the INDOT 4-year Compliance Review closed January 22, 2025 with zero findings.

INDOT 5339 Motor Vehicle Purchase Agreement: Director Holiday presented the INDOT Motor Vehicle Purchase Agreement. The agreement is for the purchase of two vehicles from Midwest Transit Equipment, Inc. The total amount is \$197,439.80 with \$167,823.83 paid by the federal grant with the remaining \$29,615.97 paid with local match funds. **Jesse Bohannon moved, second by Adam Faulstich, to approve the INDOT Motor Vehicle Purchase Agreement as presented and to allow the Board President to sign. Motion carried 3-0.**

#### **CIRCUIT COURT**

Circuit Court Judge Janette Surrisi requested permission to apply for two Title IV-E grants. She explained they are federal grants for public defense in Children in Need of Services cases. The grants require each judge to report quarterly to the Indiana Commission on Court Appointed Attorneys. The first grant will reimburse a small percentage for public defense expenses for Title IV-E representation. The second grant will advance \$16,000 the first year and \$8,000 the second year as an incentive for the courts to engage in training for reporting to receive the grants. All four courts have agreed to participate in reporting.

**Jesse Bohannon moved, second by Adam Faulstich, to allow the courts to apply for the Title IV-E grants as presented. Motion carried 3-0.**

#### **PLAN COMMISSION**

**25-PC-01 Husband, James & Mary Susan:** President Klotz explained James and Mary Susan Husband requested the creation of a minor subdivision for the purpose of creating one additional lot. The parcel number is 50-42-17-000-116-000-009 for property located on 5<sup>th</sup> Road in North Township, Plymouth, zoned Agricultural Residential (A-3). Staff, TRC, and Plan Commission recommend approval of this one lot minor subdivision. **Jesse Bohannon moved, second by Adam Faulstich, to open the public hearing on 25-PC-01. Motion carried 3-0.**

No public comment was heard.

**Adam Faulstich moved, second by Jesse Bohannon, close the public hearing on 25-PC-01. Motion carried 3-0.**

**Jesse Bohannon moved, second by Adam Faulstich, to approve James & Mary Husband Minor Plat. Motion carried 3-0.**

#### **EMA**

EMA Director Jack Garner requested permission to apply for a BRIC grant offered by Department of Homeland Security (FEMA). The grant award would cover installation and start-up costs for a new flood gauge to be placed at State Road 10 and Deep Ditch east of Argos. The creek is prone to flooding, closing county roads and State Road 10. Early notice of rising water levels would allow crews to shut down the road before flooding begins. The expenditure is estimated to be \$10,000, with a 25% local match. **Adam Faulstich moved, second by Jesse Bohannon, to allow the EMA Director to apply for the BRIC Hazardous Mitigation Grant as presented. Motion carried 3-0.**

A discussion was held concerning the need for new chairs in conference room 207.

**Jesse Bohannon moved, second by Adam Faulstich, to approve replacing chairs in the conference room. Motion carried 3-0.**

#### **HEALTH DEPARTMENT**

**Memorandum of Understanding (MOU) Closed Point of Dispensing (POD) Regarding Mass Prophylaxis:** Emergency Preparedness Coordinator/Environmental Specialist Paul Shumaker explained having the MOU approved is a requirement under the Public Health Emergency Preparedness Grant. Attorney Surrisi has reviewed the agreement and explained that it is a template in the event there is an emergency declaration. In the event the MOU would be required, the details would be ratified by the Commissioners. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Health Department Memorandum of Understanding (MOU) Closed Point of Dispensing (POD) Regarding Mass Prophylaxis template. Motion carried 3-0.**

**Katie VanTornhout Service Agreement:** The purpose of the agreement was for Katie VanTornhout to speak at the Marshall County Health Department's 2025 Annual Nurses Conference in the amount of \$750. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Service Agreement between Marshall County Health Department and Katie VanTornhout in the amount of \$750 as presented. Motion carried 3-0.**

Tobacco Prevention & Cessation: Administrator Sandy Dunfee requested permission to apply for the Tobacco Prevention and Cessation Grant offered through the Indiana Department of Health. She explained that St. Joseph Regional Medical Center is the current recipient of the grant. The Health Department is currently contributing to the Breathe Easy program with Health First Indiana funding in the amount of \$25,000. She would like to add the local coalition of Breathe Easy Marshall County to the Marshall County Health Department staff to continue the momentum already created with the partnership. The grant request would be \$350,000 to \$400,000 for a two-year period. Funding would be to support two full time position wages, benefits, school programs, and the cargo trailer. The grant application deadline is March 10<sup>th</sup>. Discussion was held concerning the Personnel Subcommittee providing a recommendation.

Indiana Immunization Coalition, Indiana Rural Health Mini Grant: Administrator Dunfee requested permission to apply for the Indiana Immunization Coalition, Indiana Rural Health Mini Grant in the amount of \$5,000. The grant allows cancer screening services, including mammograms, Prostate Specific Antigen tests for Marshall County residents without health insurance or financial means. **Jesse Bohannon moved, second by Adam Faulstich, to allow the Health Department to apply for the Indiana Immunization Coalition, Indiana Rural Health Mini Grant as presented. Motion carried 3-0.**

#### IT DEPARTMENT

IT Director Michael Marshall presented a Statement of Work from Hoosier IT Services, Inc., explaining Hoosier IT Services will provide network support in the amount of \$125 per hour. Services may include identifying issues related to efficient operation of IT procedures, equipment, and requirements not limited to but including efficient use of existing equipment and recommend upgrades for County networks and assist client in evaluating all aspects of existing IT infrastructure, procedures, and help to document existing system. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Statement of Work from Hoosier IT Services, Inc. as presented. Motion carried 3-0.**

Discussion was held concerning the July 1<sup>st</sup> deadline for boards livestreaming meetings and the ability for remote participation.

#### DUSTIN'S PLACE

Dustin's Place Executive Director Viki Brown explained that last year the Council supported funding in the amount of \$150,000, with the initial payment of \$75,000 for the renovation of LifePlex. She provided an outline of contributions, grants, and requests for support from other sources. President Klotz expressed concern about using tax dollars to upgrade a building that is not owned by Dustin's Place. Ms. Brown stated that they have a ten year lease with the owner, and it has an option for an additional ten year renewal. **Jesse Bohannon moved, second by Adam Faulstich, to support an additional appropriation for \$75,000. Motion carried 2-1, with Stan Klotz voting no.** Attorney Surrisi will prepare an agreement for the Commissioners and Dustin's Place.

#### BUILDINGS & GROUNDS

J & M Contractor Services: A Contractor Services Agreement with J & M Services for electrical and general maintenance was submitted for approval. The agreement will begin on January 1, 2025 and continue until January 1, 2030. The standard service rate is \$80 per hour and does not charge a service call or bucket truck fee at any time.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the Contractor Services Agreement between Marshall County and J & M Services as presented. Motion carried 3-0.**

Schoberg & Schoberg: An Agreement for Construction Services with Schoberg & Schoberg for renovation work and painting was submitted for approval. **Adam Faulstich moved, second by Jesse Bohannon, to approve the Agreement for Construction Services between Marshall County and Schoberg & Schoberg. Motion carried 3-0.**

#### **ATTORNEY REPORT**

AT&T Tower Lease: Attorney Surrisi reported that he and John Grolich have worked to negotiate the proposed Sheriff's Department tower lease deal with MD7. After making a counteroffer, MD7 came back with a renewed offer of approximately \$275,000. MD7 was instructed to prepare final contract documents to finalize the deal. After reviewing those documents, they will be presented at a future meeting for approval.

Council Litigation Update: Attorney Surrisi stated that the Marshall County Council had previously filed a notice of dismissal of its lawsuit against the Commissioners and Tamarack Solar Energy, LLC. On the court's own initiative, Judge Christofeno scheduled the case for a virtual status hearing on Friday, February 14<sup>th</sup>. In advance of the hearing, an appearance was filed in the case on behalf of the Commissioners by Attorney Surrisi. The court was concerned about whether the dismissal of the case should be without prejudice (able to later be refiled) or with prejudice (not able to be refiled). Tamarack argued that the case should be dismissed with prejudice, while Attorney Surrisi joined with the Council's attorney in arguing that Indiana Trial Rule 41(a)(1)(A)f requires dismissal without prejudice. Tamarack's attorney further noted that his client views the case as being baseless. He noted that Tamarack is considering filing a motion with the court asking for an award of attorney's fees. The judge noted that he would likely issue a decision in the next 30 days.

**Jesse Bohannon moved, second by Adam Faulstich, to terminate the engagement of Ice Miller and confirms Sean Surrisi is the only county legal counsel on this matter. Motion carried 3-0.**

#### **AUDITOR REPORT**

February 3, 2025 Minutes: **Adam Faulstich moved, second by Jesse Bohannon, to approve the February 3, 2025 minutes as presented. Motion carried 3-0.**

Payroll Claim: **Jesse Bohannon moved, second by Adam Faulstich, to approve the payroll claims as presented. Motion carried 3-0.**

Accounts Payable Claim: **Adam Faulstich moved, second by Jesse Bohannon, to approve the accounts payable claims as presented. Motion carried 3-0.**

#### **PUBLIC COMMENT**

No public comment was heard.

#### **COMMISSIONER ITEMS**

Bowen Building Purchase: The Board of Health will be meeting on February 18<sup>th</sup> to consider the approval of the purchase agreement.

A meeting will be held this afternoon to discuss the Public Defenders Council State Program.

**ADJOURNMENT**

With no further business to come before the board **Jesse Bohannon moved, second by Adam Faulstich, to adjourn the meeting at 11:21 a.m. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST: \_\_\_\_\_  
Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
MARCH 3, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 8:30 a.m., Monday, March 3, 2025. Present were Commissioners, Stan Klotz, President; Jesse Bohannon, Vice President; and Adam Faulstich, Member; County Attorney Sean Surrisi; as well as County Auditor, Angela C. Birchmeier. The meeting was opened, streamed live at <http://www.youtube.com/@MarshallCountyIN>, the Pledge of Allegiance was given, and the business at hand was heard.

**PUBLIC INPUT ON AGENDA ITEMS**

No public input concerning agenda items was heard.

**HIGHWAY DEPARTMENT**

Highway Department Superintendent Jason Peters presented a right-of-way cut request from Northern Indiana Public Service Company on 19B Road and Tamarack Road, between 19<sup>th</sup> Road and 19B Road, in Union Township, for the purpose of replacing two utility poles, the overhead equipment, transfer of conductors and wires to the new poles. **Adam Faulstich moved, second by Jesse Bohannon, to approve the right-of-way request from Northern Indiana Public Service Company on 19B Road and Tamarack Road, between 19<sup>th</sup> Road and 19B Road, in Union Township, for the purpose of replacing two utility poles, the overhead equipment, transfer of conductors and wires to the new poles. Motion carried 3-0.**

Superintendent Peters provided an update on the following projects:

Bridge 11, Union Road: No updates.

Bridge 1, Ule Road (Local Project): The project has been advertised. The bids will be open at the March 17<sup>th</sup> meeting.

Bridge 232, Randolph Street: The bridge work is continuing.

Bridge 231, Center Street, Bremen: No updates.

Bridge 88, 12<sup>th</sup> Road east of Olive Trail: The letting date is February 12, 2030. A field check meeting will be scheduled this month.

Bridge 108, East 7<sup>th</sup> Road: The letting date is February 12, 2030. A field check meeting will be scheduled this month.

Bridge Inspections 2022-2025 Phase II: No updates.

Bridge Inspections 2026-2029: Request for proposals have been sent to INDOT. We are waiting for the posting.

Mill Pond Dam Improvements: No updates. Waiting for DNR permit approval.

Call for Projects (Notice of Funding Availability NOFA) – Highway Safety Improvement Program: Superintendent Peters explained INDOT's request for the preliminary engineering costs being paid from local funds for the Digital Speed Limit Trailer, Safety Guardrail Installation, Michigan Road, and Linden Road projects. There are over \$430 million in projects submitted and only about \$300 million in funds to do those projects. Discussion was held concerning Linden Road. INDOT is hosting the Marshall-Fulton US 31 Corridor project open house on March 13<sup>th</sup> at the Argos High School at 6 p.m.

Call for Projects (NOFA) Safety Grant – Digital Speed Limit Trailer: The preliminary engineering cost is \$10,000, which could be paid from the Local Road & Street fund.

Call for Projects (NOFA) – Safety Guardrail Installation: The preliminary engineering cost is \$100,000, which could be paid from the Local Road & Street fund.

Call for Projects (NOFA) – Linden Road: No updates.

Call for Projects (NOFA) – Michigan Road Bridge #2540: No updates.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the County paying 100% of the preliminary engineering costs for the Digital Speed Limit Trailer and Safety Guardrail Installation grant applications. Motion carried 3-0.**

**Jesse Bohannon moved, second by Adam Faulstich, to support funding the preliminary engineering costs from the Local Road & Street fund. Motion carried 3-0.**

Energy Efficiency Conservation Block Grant (EECBG): A meeting will be held with the contractor to discuss installing electricity for the charging station.

Community Crossings 2025-01: No updates.

Equipment Software: The initial software cost for truck diagnostics is \$6,840 with a yearly service fee of \$5,690. The initial cost will be paid by the MVH fund. Superintendent Peters stated that IT Director Michael Marshall has reviewed and approved the use of the data and software. The subsequent annual costs will be paid by the IT Department. **Jesse Bohannon moved, second by Adam Faulstich, to approve the software purchase. Motion carried 3-0.** Superintendent Peters will submit the yearly subscription agreement for review.

(HSIP) Countywide Striping Initiative: The Project Coordination Contract 91575 between INDOT and Marshall County for Preliminary Engineering in the federal award amount of \$54,000 was presented for approval. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Project Coordination Contract 91575 between INDOT and Marshall County, as presented and to allow the Board President to sign. Motion carried 3-0.**

The Project Coordination Contract 91576 between INDOT and Marshall County for Construction in the federal award amount of \$396,000 was presented for approval. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Project Coordination Contract 91576 between INDOT and Marshall County, as presented and to allow the Board President to sign. Motion carried 3-0.**

### **NORTHERN INDIANA WORKFORCE BOARD**

Northern Indiana Workforce Board President/CEO Tom Kavanaugh presented Economic Growth Region 2 Workforce Development Elected Officials Agreement 02-01-2025, as required by state and federal law. He explained the agreement is made between the Local Workforce Development Area 2 elected officials from the counties of Elkhart, Fulton, Kosciusko, Marshall, and St. Joseph. Each county has a Workforce One office. The Marshall County Office, located in the Community Resource Center, is open on Monday and Wednesdays from 8:30 a.m. to 4:30 p.m.

**Adam Faulstich moved, second by Jesse Bohannon, to approve the Economic Growth Region 2 Workforce Development Elected Officials Agreement 02-01-2025 and to allow the Board President to sign. Motion carried 3-0.**

### **MARSHALL COUNTY COUNCIL ON AGING**

Marshall County Council on Aging Executive Director Janis Holiday explained that the INDOT Office of Transit is offering the option for subrecipients of federal 5311/5339 transit funds to receive those funds directly, eliminating the County Pass-through Agreement. Director Holiday stated her preference to remain a subrecipient for transparency and internal control purposes.

**Jesse Bohannon moved, second by Adam Faulstich, to continue with the Pass-through Agreement and act as the Grant Applicant within the upcoming CY2026 Grant Application. Motion carried 3-0.**

### **TREASURER**

Treasurer Sandra Dodson explained Ordinance 2025-6: An Ordinance Establishing Mobile Home Permit Fee Regarding Operations of the Marshall County Treasurer's Office was approved on first reading at the prior meeting. She stated the purpose and intent of the ordinance is to establish a fee of \$10 for the filing of a mobile home permit. Vice President Bohannon called for public comment. No public input was heard. **Adam Faulstich moved, second by Jesse Bohannon, to suspend the rules and pass Ordinance 2025-6: An Ordinance Establishing Mobile Home Permit Fee Regarding Operations of the Marshall County Treasurer's Office on second and third reading. Motion carried 3-0.** It was noted that there is not a statutory requirement to advertise so collections may begin immediately.

### **HEALTH DEPARTMENT**

Health Department Administrator Sandy Dunfee presented the Indiana Diaper Agreement for consideration. She explained that the partnership agreement between the Indiana Diaper Bank, Inc. and Marshall County Health Department provides for the Health Department to receive diapers for distribution through food banks in consideration of \$5,970. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Indian Diaper Agreement as presented. Motion carried 3-0.**

### **CLERK**

Clerk Jenny Bennett presented a 12-Month Service Agreement with Hiram J. Hash & Sons, Inc. for service on the Widmer Model T-3 File Marker Time Stamp Machine. The service period is from February 24, 2025 through February 24, 2026 in the sum of \$239. **Jesse Bohannon moved, second by Adam Faulstich, to approve the 12-month Service Agreement with Hiram J. Hash & Sons, Inc., as presented. Motion carried 3-0.**

## **ATTORNEY REPORT**

BZA Appeal: At the last BZA meeting, at attorney Derek Jones' request, the BZA agreed to hire additional counsel to support Attorney Jones' work defending Tamarack Solar Energy, LLC's appeal of the BZA denial of the company's special exception application. The BZA approved an engagement letter with attorney Bob Eherenman with the firm of HallerColvin PC. Additionally, the BZA approved County Attorney Surrisi assisting with the defense so long as payment for such services would be from the Commissioners' budget. The BZA is seeking the Commissioners' approval of the agreement with HallerColvin PC. **Jesse Bohannon moved, second by Adam Faulstich, to approve the HallerColvin PC Engagement, as presented. Motion carried 3-0.**

Council Litigation Update: Following the last Commissioner meeting, the Court entered an order dismissing the Marshall County Council's lawsuit against Tamarack Solar Energy, LLC and the Commissioners without prejudice.

## **AUDITOR REPORT**

February 17, 2025 Minutes: **Jesse Bohannon moved, second by Adam Faulstich, to approve the February 17, 2025 minutes as presented. Motion carried 3-0.**

Accounts Payable Claim: **Adam Faulstich moved, second by Jesse Bohannon, to approve the accounts payable claims as presented. Motion carried 3-0.**

Payroll Claim: **Jesse Bohannon moved, second by Adam Faulstich, to approve the payroll claims as presented. Motion carried 3-0.**

## **ATTORNEY REPORT - CONTINUED**

Public Safety Grant: Ordinances have been drafted for consideration by the Council on March 10<sup>th</sup> to establish the fund and by the Commissioners on March 17<sup>th</sup> to establish the terms. The ordinance outlines the program to set aside \$500,000, with 80% being distributed equally among eight agencies and the remaining 20% as discretionary. The Commissioners will administer the program.

## **PUBLIC COMMENT**

No public comment was heard.

## **COMMISSIONER ITEMS**

Bowen Building Purchase: The Board of Health has approved the purchase, and appropriation requests have been made for the purchase. The terms have been agreed upon with a purchase price of \$450,000, with \$250,000 due at closing and payments of \$100,000 being made in years two and three. **Jesse Bohannon moved, second by Adam Faulstich, to approve the purchase of the Bowen Building in the amount of \$450,000 and to authorize the President to sign the documents following Council approval of the appropriations on March 10th. Motion carried 3-0.**

Hyper Wave Consulting, LLC: Business Manager Dan Sammartano and IT Director Michael Marshall presented the Voice Over Internet Protocol (VOIP) Service Agreement. They explained the services and fees remain unchanged. The service is being renewed for a three year term.

They also presented the IT Services Agreement for consideration. Hyper Wave will provide IT related services to complement the County's existing on-staff IT personnel. The available services include Basic IT Support, Networking, and Server Support. The service is being renewed for a one year term.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the VOIP Service Agreement between Marshall County and Hyper Wave Consulting, LLC, as presented.**  
**Motion carried 3-0.**

**Jesse Bohannon moved, second by Adam Faulstich, to approve the IT Services Agreement between Marshall County and Hyper Wave Consulting, LLC, as presented.**  
**Motion carried 3-0.**

Prepay Request: The 2025 Ford F250 purchased for the Maintenance Department will be ready for delivery. President Klotz requested approval of a prepayment to Oliver Ford in the amount of \$47,635. **Jesse Bohannon moved, second by Adam Faulstich, to approve a prepayment to Oliver Ford in the amount of \$47,635 as requested.** Motion carried 3-0.

Regional Sewer District: Vice President Bohannon explained that he was contacted by a Lake Latonka resident concerning the establishment of a sewer district. Discussion was held concerning debt issued to the Regional Sewer District, the costs to the residents, if grants are not available, and the board appointments.

Employee Survey: Member Faulstich suggested an employment climate survey be completed to receive an objective view of processes and to ensure employees have the tools needed to succeed.

Fraternization: Member Faulstich suggested a review of the Personnel Handbook to include a fraternization policy.

Bridge Inspections: Member Faulstich proposed rotating different engineering firms to prevent future Randolph Bridge incidents.

**Jesse Bohannon moved, second by Stan Klotz, to empower Adam Faulstich to work with Human Resources to pursue a fraternization policy.** Motion carried 3-0.

Non-Governmental Entity Audit: Member Faulstich suggested establishing a process for the County to audit non-governmental agencies and appointed boards receiving tax dollars. **Jesse Bohannon moved, second by Adam Faulstich, to initiate the process requiring recipients to be audited.** Motion carried 3-0.

Highway Dept.: Vice President Bohannon suggested creating a constituent landing page for frequently asked questions about Highway Department processes and requested support of the board to investigate further.

**ADJOURNMENT**

With no further business to come before the board **Jesse Bohannon moved, second by Adam Faulstich, to adjourn the meeting at 10:01 a.m. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST: \_\_\_\_\_  
Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
MARCH 17, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 9:30 a.m., Monday, March 17, 2025. Present were Commissioners, Stan Klotz, President and Adam Faulstich, Member; County Attorney Sean Surrisi; as well as County Auditor, Angela C. Birchmeier. Jesse Bohannon, Vice President was absent. The meeting was opened, streamed live at <http://www.youtube.com/@MarshallCountyIN>, the Pledge of Allegiance was given, and the business at hand was heard.

**PUBLIC INPUT ON AGENDA ITEMS**

No public input concerning agenda items was heard.

**HIGHWAY DEPARTMENT**

Highway Department Superintendent Jason Peters presented a road surface cut request from Northern Indiana Public Service Company on 1B Road, between Kimble Street and US 31, in North Township, for the purpose of replacing 300' of 4" coated steel metal pressure (CSMP) gas line.

**Adam Faulstich moved, second by Stan Klotz, to approve the road surface cut request from Northern Indiana Public Service Company on 1B Road, between Kimble Street and US 31, in North Township, for the purpose of replacing 300' of 4" CSMP due to corrosion. Motion carried 2-0.**

Superintendent Peters presented a right-of-way cut request from Brightspeed on N. Ule Trail, between Tyler Road and W. 1<sup>st</sup> Road, in Polk Township, for the purpose of boring new copper and fiber facilities to remove bridge attachments prior to the replacement of Bridge 1. **Adam Faulstich moved, second by Stan Klotz, to approve the right-of-way cut request from Brightspeed on N. Ule Trail, between Tyler Road and W. 1<sup>st</sup> Road, in Polk Township, for the purpose of boring new copper and fiber facilities to remove bridge attachments prior to the replacement of Bridge 1. Motion carried 2-0.**

Superintendent Peters provided an update on the following projects:

Bridge 11, Union Road: No updates.

Bridge 1, Ule Road (Local Project): Two bids have been received and were opened for the replacement of Bridge 1 as follows:

<b>Contractor</b>	<b>Amount</b>
LaPorte Construction	\$706,269.81
Milestone Contractors LP	\$798,461.78

**Adam Faulstich moved, second by Stan Klotz, to accept and take the bids under advisement. Motion carried 2-0.**

Bridge 232, Randolph Street: LaPorte Construction was able to begin driving sheeting for the cofferdam for Pier 2. Since the river is still slightly high, the sheets were left high until they needed to be driven to the correct elevation. They will continue with Pier 2 cofferdam construction and tear out the existing bent #1 if water levels come up over the weekend due to unexpected rain/snow.

Due to when the construction started on the project, and dates that had to be modified, new milestone and completion dates have been discussed with INDOT and the contractor.

A “Preliminary Completion Date” has been added which means the bridge is open to trolleys and safe for pedestrian traffic. Basically, the bridge needs to be done, but approaches and miscellaneous items can be stoned, barreled or fenced off for the festival. Then the bridge can be closed after the festival to finish all the remaining work. The goal is to have the whole project done and open to traffic by the festival, but in case of weather, this allows for some flexibility.

The Preliminary Intermediate Completion date is set for August 22, 2025, which would be about five days before the festival. The Intermediate Completion Date has been moved back 242 days to October 31, 2025. The Contract Completion Date for Notice to Terminate has been moved back 60 days to May 31, 2026. The Closure is extended by 57 days to a total of 297 instead of 240.

**Adam Faulstich moved, second by Stan Klotz, to approve the schedule modification dates as presented. Motion carried 2-0.**

Bridge 231, Center Street, Bremen: No updates.

Bridge 88, 12<sup>th</sup> Road east of Olive Trail: The letting date is January 14, 2029. A field check meeting is scheduled for March 27, 2025 from 9:00 a.m. to 10:00 a.m.

Bridge 108, East 7<sup>th</sup> Road: The letting date is February 12, 2030. A field check meeting is scheduled for March 27, 2025 from 10:30 a.m. to 11:30 a.m.

Bridge Inspections 2022-2025 Phase II: No updates.

Bridge Inspections 2026-2029: Request for proposals have been sent to INDOT and were posted on March 4<sup>th</sup>. The due date is April 4<sup>th</sup> at 2:00 p.m.

Mill Pond Dam Improvements: The Department of Natural Resources is requesting that we provide the weir flow calculations to confirm that a non-modeling approach is acceptable. A calculation of the weir flow capacity with the discharge at the project location, versus the pipe flow capacity should be made. This information will be provided by DLZ.

Call for Projects (Notice of Funding Availability NOFA) – Highway Safety Improvement Program: HSIP Countywide Striping Initiative: No updates.

HSIP Digital Speed Limit Trailer: No updates.

HISP Safety Guardrail Installation: No updates.

Call for Projects (NOFA) – Linden Road: No updates.

Call for Projects (NOFA) – Michigan Road Bridge #2540: No updates.

Energy Efficiency Conservation Block Grant (EECBG): A meeting was held with the grant manager to set up access in the tracking system for document submission.

Community Crossings 2025-01: Marshall County was awarded \$1.5 million. The Request for Proposals (RFP) will be posted in the next few weeks for bids on the following projects:

- 9<sup>th</sup> Road, Pioneer Road to County Line
- 16C Road, Redwood Road to Pear Road
- 3<sup>rd</sup> Road, King Road to West Shore Drive
- Nutmeg Meadows Subdivision

### **MARSHALL-STARKE DEVELOPMENT CENTER**

Marshall-Starke Development Center Vice President of Missions Advancement Jessye Gilley provided an overview of the history of Marshall-Starke Development Center, the counties served, programs offered, the number of participants being served, funding sources, and life skills training. They will begin a quarterly appeal process seeking monetary contributions, volunteers, and sponsorships. A capital campaign will be launched for renovation.

### **MARSHALL COUNTY BOYS & GIRLS CLUBS**

Marshall County Boys & Girls Club CEO Andrew Fitzpatrick and Director of Operational Advancement Joanna Flora provided an update on the Boys & Girls Clubs of Marshall County. He provided the average membership and program costs, organization statistical data, a listing of popular programs and activities, and special activities, events, and field trips. The numbers have increased significantly following the pandemic.

### **HUMAN RESOURCES**

Human Resources Administrator Jennifer Daake requested permission to purchase a new Toshiba copier from AdamsRemco in the amount of \$6,379. **Adam Faulstich moved, second by Stan Klotz, to approve the purchase of a new copier from AdamsRemco in the amount of \$6,379. Motion carried 2-0.**

### **EMA**

President Klotz presented the Subrecipient Grant Agreement Federal Fiscal Year 2024 Emergency Management Performance Grant Program under Contract Number 91911. The agreement is between the Indiana Department of Homeland Security and Marshall County to reimburse 50% of the EMA Director's wages for the calendar year 2024 in the amount of \$30,000.

**Adam Faulstich moved, second by Stan Klotz, to approve the Subrecipient Grant Agreement Federal Fiscal Year 2024 Emergency Management Performance Grant Program, as presented. Motion carried 2-0.**

### **COMMUNITY CORRECTIONS**

Community Corrections Director Beau Holcomb requested permission to apply for the Indiana Department of Corrections Community Corrections Grant. He explained they are seeking funding for Community Corrections, Prosecutor Diversion, and the Drug Court. **Adam Faulstich moved, second by Stan Klotz, to allow the Community Corrections Director to apply for the Community Corrections Grant for Calendar Year 2026. Motion carried 2-0.**

### **ATTORNEY REPORT**

Bowen Building Purchase: A closing on the purchase of the Bowen Building is currently scheduled for Tuesday, March 18, 2025, at McKesson Title at 11:00 a.m.

BZA Appeal: Since the last meeting, Attorney Surrisi consulted with BZA Attorney Derek Jones and outside counsel Bob Ehrenman regarding Tamarack Solar Energy, LLC's appeal of the BZA's December denial of the company's special exception application. The BZA filed its brief in opposition to Tamarack's motion for change of venue from the county. Tamarack is now afforded an opportunity to file a reply brief before the Court rules on the motion. Preparation of the BZA hearing record materials is ongoing.

### **SHERIFF'S DEPARTMENT**

FY24-26 Sotoxa Grant: First Sergeant Nick Lafoon explained that the Sheriff's Department applied for the FY24-26 Sotoxa Grant from the Indiana Criminal Justice Institute (ICJI). The grant provides two SoToxa oral fluid analyzer devices. The devices test samples of saliva provided by a cooperative suspect. The sample is then tested by this device for the presence of several different controlled substances. First Sergeant Laffoon presented the Sotoxa Instrument Program Grant Agreement under Contract #91131 for approval. **Adam Faulstich moved, second by Stan Klotz, to allow the Sheriff Department to apply for the Sotoxa Grant as requested.**

**Motion carried 2-0.**

CHIRP Grant: Sheriff Matt Hassel requested permission to apply for the Comprehensive Highway Injury Reduction Program (CHIRP), a federally funded grant through National Highway Traffic Safety Administration (NHTSA). The funding allows officers to work additional hours focused on traffic violations, occupant protection laws, and impaired driving enforcement all to make Marshall County roadways safer. This is a multi-agency effort which includes Bremen, Bourbon, Argos, Culver, Plymouth, and Marshall County police departments. Marshall County will serve as the host agency and the Auditor's Office is requested to be the fiscal agent to distribute funds received by the Indiana Criminal Justice Institute (ICJI) to the participating departments.

**Adam Faulstich moved, second by Stan Klotz, to allow the Sheriff Department to apply for the Comprehensive Highway Injury Reduction Program as presented. Motion carried 2-0.**

**Adam Faulstich moved, second by Stan Klotz, to approve the Sotoxa Instrument Program Grant Agreement as presented. Motion carried 2-0.**

### **AUDITOR REPORT**

March 3, 2025 Minutes: **Adam Faulstich moved, second by Stan Klotz, to approve the March 3, 2025 minutes as presented. Motion carried 2-0.**

Accounts Payable Claims: **Adam Faulstich moved, second by Stan Klotz, to approve the accounts payable claims as presented. Motion carried 2-0.**

Payroll Claims: **Adam Faulstich moved, second by Stan Klotz, to approve the payroll claims as presented. Motion carried 2-0.**

### **PUBLIC COMMENT**

No public comment was heard.

## **COMMISSIONER ITEMS**

Ordinance 2025-11: An Ordinance of the Marshall County Commissioners Establishing the Marshall County Public Safety Grant Program. The council approved Ordinance 2025-12 to establish the fund at their March 10<sup>th</sup> meeting. Discussion was held concerning units meeting certain milestones to be able to receive funding, possibly training. John Grolich stated countywide training would be a good avenue but questioned who or what establishes countywide training.

**Adam Faulstich moved, second by Stan Klotz, to approve with revisions Ordinance 2025-11: An Ordinance of the Marshall County Commissioners Establishing the Marshall County Public Safety Grant Program on first reading. Motion carried 2-0.**

Council on Aging De-obligation of Federal and State Transit Funds: INDOT has provided notification of Grant Close Out and De-obligation for the following INDOT Transit Grants:

- FTA 5311 Operating Funds / Purchase Order 20100837 / \$20,397
- FTA 5339 Capital Vehicle Funds / Purchase Order 20121316 / \$1,404

**Adam Faulstich moved, second by Stan Klotz, to approve the De-obligation of Federal and State Transit Funds, as presented. Motion carried 2-0.**

Dustin's Place Capital Campaign Agreement: The Capital Campaign Agreement between Marshall County Board of Commissioners and Dustin's Place for the initial contribution of \$75,000 was presented for approval. **Adam Faulstich moved, second by Stan Klotz, to approve the Capital Campaign Contribution Agreement between Marshall County and Dustin's Place in the initial sum of \$75,000. Motion carried 2-0.**

Cottage Watchman Proposal: Cottage Watchman proposal #14010 for the replacement and installation of cameras and recorder at the Museum in the amount of \$4,025.50 was presented for signature. **Adam Faulstich moved, second by Stan Klotz, to approve the Cottage Watchman proposal as presented. Motion carried 2-0.**

Prepay Request-Bowen Building Purchase: The closing of the Bowen Building purchase is scheduled for tomorrow. A prepayment is requested in the amount of \$251,510. **Adam Faulstich moved, second by Stan Klotz, to approve prepayment to McKesson Title in the amount of \$251,510 as requested. Motion carried 2-0.**

Prepay Request-Hyper Wave: The cameras have been updated in the Courthouse and County Building. A prepayment is requested in the amount of \$27,743.89. **Adam Faulstich moved, second by Stan Klotz, to approve prepayment to Hyper Wave in the amount of \$27,743.89 as requested. Motion carried 2-0.**

Vehicle Purchase – Maintenance Department: President Klotz requested permission to purchase a 2025 Ford F250 for the Maintenance Department. He stated the vehicle would replace one of the 2016 Dodge Ram 2500 trucks, which could be sold at auction. An estimate from Oliver Ford was presented in the amount of \$47,635. **Adam Faulstich moved, second by Stan Klotz, to approve the purchase of a second 2025 Ford F250 from Oliver Ford in the amount of \$47,635 for the Maintenance Department. Motion carried 2-0.**

**ADJOURNMENT**

With no further business to come before the board **Adam Faulstich moved, second by Stan Klotz, to adjourn the meeting at 10:36 a.m. Motion carried 2-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST: \_\_\_\_\_  
Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
APRIL 7, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 8:30 a.m., Monday, April 7, 2025. Present were Commissioners, Stan Klotz, President, Jesse Bohannon, Vice President, and Adam Faulstich, Member; County Attorney Sean Surrisi; as well as County Auditor, Angela C. Birchmeier. The meeting was opened, streamed live at <http://www.youtube.com/@MarshallCountyIN>, the Pledge of Allegiance was given, and the business at hand was heard.

**PUBLIC INPUT ON AGENDA ITEMS**

No public input concerning agenda items was heard.

**HIGHWAY DEPARTMENT**

Highway Department Superintendent Jason Peters presented a road surface cut request from Homestead Dairy on 14C Road, between Maple Road and Muckshaw Road, in Green Township, for the purpose of replacing a drainage tile. **Adam Faulstich moved, second by Jesse Bohannon, to approve the road surface cut request from Homestead Dairy on 14C Road, between Maple Road and Muckshaw Road, in Green Township, for the purpose of replacing a drainage tile. Motion carried 3-0.**

Superintendent Peters presented a road bore and right-of-way cut request from Surf Internet on Huff's Hill Road and State Road 331, in German Township, for the purpose of providing fiber internet service to residents. **Jesse Bohannon moved, second by Adam Faulstich, to approve the road bore and right-of-way cut request from Surf Internet on Huff's Hill Road and State Road 331, in German Township, for the purpose of providing fiber internet service to residents. Motion carried 3-0.**

Superintendent Peters presented a road bore request from Troyer Group on Underwood Road, 1<sup>st</sup> Road, W. County Line Road, and Spruce Road, between Wood Creek Drive and N. Ule Trail, in Polk Township, for the purpose of placing fiber to provide internet service. **Jesse Bohannon moved, second by Adam Faulstich, to approve the road bore request from Troyer Group on Underwood Road, 1<sup>st</sup> Road, W. County Line Road, and Spruce Road, between Wood Creek Drive and N. Ule Trail, in Polk Township, for the purpose of placing fiber to provide internet service. Motion carried 3-0.**

Superintendent Peters presented 38 requests from BSM Groups on behalf of QC Communications for Comcast Cable as follows:

- 1) Job #25-00478-01: A right-of-way cut request on 7B Road and Oak Road, between Pine Road and Oak Road, in Center Township.
- 2) Job #25-0078-02: A road surface cut, road bore, and right-of-way cut request on Lilac Road, 7B Road, and Savanna Lane, between Lilac Road and 7B Road, in Center Township.

- 3) Job #25-0078-03: A right-of-way cut request on Lilac Road, between 7B Road and Plymouth-Goshen Trail, in Center Township.
- 4) Job #25-00478-04: A road surface cut, road bore, and right-of-way cut request on 7<sup>th</sup> Road, Olive Road, and Oak Road, between Pine Road and Oak Road, in Center Township.
- 5) Job #25-00478-05: A road surface cut, road bore, and right-of-way cut request on 6<sup>th</sup> Road and Oak Road, between Olive Road and 7<sup>th</sup> Road, in North Township.
- 6) Job #25-00478-06: A road surface cut, road bore, and right-of-way cut request on 6<sup>th</sup> Road, between Olive Road and Oak Road, in North Township.
- 7) Job #25-00478-07: A right-of-way cut request on Olive Road, between 6<sup>th</sup> Road and 7<sup>th</sup> Road, in North Township.
- 8) Job #25-00478-08: A right-of-way cut request on Pine Road, between 5<sup>th</sup> Road and W. 5C Road, in Polk Township.
- 9) Job #25-00478-09: A road surface cut, road bore, and right-of-way cut request on 4B Road and Olive Road, between Pine Road and 5<sup>th</sup> Road, in North Township.
- 10) Job #25-00478-10: A road surface cut, road bore, and right-of-way cut request on 4<sup>th</sup> Road and Nutmeg Road, between 3<sup>rd</sup> Road and Michigan Road, in North Township.
- 11) Job #25-00478-11: A road surface cut, road bore, and right-of-way cut request on 4<sup>th</sup> Road, Olive Road, and Nutmeg Road, between 4<sup>th</sup> Road and Nutmeg Road, in North Township.
- 12) Job #25-000478-12: A road surface cut, road bore, and right-of-way cut request on 4<sup>th</sup> Road, between Pine Road and W. 3B Road, in North Township.
- 13) Job #25-00478-22: A right-of-way cut request on 6A Road, between Michigan Road and Oak Road, in North Township.
- 14) Job #25-00478-23: A road surface cut, road bore, and right-of-way cut request on 6C Road, between 6C Road "T" and the dead end, in North Township.
- 15) Job #25-00459-03: A road surface cut, road bore, and right-of-way cut request on N. Tamarack Road and W. 2C Road, between W. 2A Road and W. 3B Road, in Polk Township.
- 16) Job #25-00459-02: A right-of-way cut request on Plymouth-LaPorte Trail, between N. Thorn Road and W. 3B Road, in Polk Township.
- 17) Job #25-00459-01: A road surface cut, road bore, and right-of-way cut request on Plymouth-LaPorte Trail, between County Line Road and W. 3B Road, in Polk Township.
- 18) Job #25-00458-02: A road surface cut, road bore, and right-of-way cut request on Plymouth-LaPorte Trail, 6<sup>th</sup> Road, and 6B Road, between 6<sup>th</sup> Road and 7<sup>th</sup> Road, in Polk Township.
- 19) Job #25-00458-04: A road surface cut, road bore, and right-of-way cut request on Plymouth-LaPorte Trail and Rose Road, between Rose Road and Queen Road, in Polk Township.
- 20) Job #25-00458-03: A right-of-way cut request on Plymouth-LaPorte Trail, between 6B Road and 7<sup>th</sup> Road, in Polk Township.
- 21) Job #25-00458-05: A road surface cut, road bore, and right-of-way cut request on 7<sup>th</sup> Road and Queen Road, between 6B Road and 7<sup>th</sup> Road, in Polk Township.
- 22) Job #25-00458-06: A right-of-way cut request on Pearl Road, between 6<sup>th</sup> Road and 7<sup>th</sup> Road, in Polk Township.

- 23) Job #25-0058-07: A road surface cut, road bore, and right-of-way cut request on Quince Road and 6<sup>th</sup> Road, between 4B Road and 6<sup>th</sup> Road, in Polk Township.
- 24) Job #25-00458-08: A road surface cut, road bore, and right-of-way cut request on Rose Road, between Vine Street and 6<sup>th</sup> Road, in Polk Township.
- 25) Job #25-00452-06: A right-of-way cut request on Rose Road, between W. Lincoln Highway and Sycamore Road, in West Township.
- 26) Job #25-00452-05: A right-of-way cut request on W. Lincoln Highway, between Taft Street and US Highway 30, in West Township.
- 27) Job #25-00452-04: A right-of-way cut request on Tulip Road, between W. Lincoln Highway and US Highway 30, in West Township.
- 28) Job #25-00452-03: A road surface cut, road bore, and right-of-way cut request on Tamarack Road, 7B Road, and Tulip Road, between 7<sup>th</sup> Road and Highway 30, in Polk Township.
- 29) Job #25-00452-02: A road surface cut, road bore, and right-of-way cut request on 6B Road and Tamarack Road, between Union Road and Plymouth-LaPorte Trail, in Polk Township.
- 30) Job #25-00452-01: A right-of-way cut request on 6<sup>th</sup> Road, between Union Road and Plymouth-LaPorte Trail, in Polk Township.
- 31) Job #2025-00458-01: A road surface cut, road bore, and right-of-way cut request on Plymouth-LaPorte Trail and Sage Road, between 5<sup>th</sup> Road and 6<sup>th</sup> Road, in Polk Township.
- 32) Job #2025-00459-05: A road surface cut, road bore, and right-of-way cut request on W. 4<sup>th</sup> Road and Rose Road, between N. Sycamore Road and N. Rose Road, in Polk Township.
- 33) Job #2025-00459-04: A right-of-way cut request on W. 4<sup>th</sup> Road, between N. Sycamore Road and N. Tamarack Road, in Polk Township.
- 34) Job #2025-00452-11: A road surface cut, road bore, and right-of-way cut request on Plymouth-LaPorte Trail, Redwood Road, and Queen Road, between 7<sup>th</sup> Road and Queen Road, in West Township.
- 35) Job #2025-00452-10: A right-of-way cut request on Queen Road, between Plymouth-LaPorte Trail and 7<sup>th</sup> Road, in West Township.
- 36) Job #2025-00452-09: A right-of-way cut request on W. Lincoln Highway, between Quince Road and Pioneer Road, in West Township.
- 37) Job #2025-00452-08: A road surface cut, road bore, and right-of-way cut request on Redwood Road and Old US Highway 30, between Highway 30 and 9<sup>th</sup> Road, in West Township.
- 38) Job #2025-00452-07: A right-of-way cut request on Old US Highway 30, between Rose Road and Redwood Road, in West Township.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the 38 road surface cut, road bore, and right-of-way cut requests from BSM Groups on behalf of QC Communications for Comcast Cable as presented. Motion carried 3-0.**

Superintendent Peters provided an update on the following projects:

Bridge 11, Union Road: No updates.

Bridge 1, Ule Road (Local Project): All bid documents have been reviewed by USI Consultants and the Highway Superintendent and noted that they were submitted correctly. A request was made to award the contract to LaPorte Construction in the amount of \$706,269.81. The bid proposal was presented for approval. **Jesse Bohannon moved, second by Adam Faulstich, to accept the bid proposal from LaPorte Construction Co., Inc. for Marshall County Bridge 1, Replacement Ule Trail over Yellow Bank Creek, in the amount of \$706,269.81. Motion carried 3-0.**

Bridge 232, Randolph Street: The schedule modification dates have been approved by the Indiana Department of Transportation (INDOT). The Preliminary Intermediate Completion date is set for August 22, 2025, which would be about five days before the Blueberry Festival. The Intermediate Completion Date has been moved back 242 days to October 31, 2025. The Contract Completion Date for Notice to Terminate has been moved back 60 days to May 31, 2026. The Closure is extended by 57 days to a total of 297 instead of 240.

Last week, Laporte Construction was able to continue driving sheeting for the cofferdam for pier 2. The river flooding is significant and work is paused until the water levels go down. LaPorte Construction worked on building up the crane pad and moving the crane into location.

Bridge 231, Center Street, Bremen: The Section 106 documentation process is moving forward. A consulting parties meeting was held on December 12, 2024. There is an inquiry to change the historical bridge designation from “non-select” to “select”. Neither Indiana Department of Transportation (INDOT) nor Federal Highway Administration (FHWA) representatives felt the designation would change. Plan development and coordination with utilities and railroad are continuing. The geotechnical field work has been authorized to proceed and continue with the investigation report. INDOT notified DLZ that due to funding issues, the project has been pushed out to FY2028 and has a new letting date of August, 2027.

Bridge 88, 12<sup>th</sup> Road east of Olive Trail: The letting date is January 14, 2029. On March 27<sup>th</sup>, a field check meeting was completed with United Consulting, INDOT, REMC, Brightspeed, NIPSCO, and the Highway Department.

Bridge 108, East 7<sup>th</sup> Road: The letting date is February 12, 2030. On March 27<sup>th</sup>, a field check meeting was completed with United Consulting, INDOT, REMC, Brightspeed, NIPSCO, and the Highway Department.

Bridge Inspections 2022-2025 Phase II: USI has submitted the Phase II Report for review.

Bridge Inspections 2026-2029: The request for proposal has been received by USI Consultants, DLZ, United Consulting, Collins Engineers and letters of interest were received from Lochmueller Group and RQAW Corporation. The rating process for selection will begin.

Mill Pond Dam Improvements: The Department of Natural Resources permit was received by DLZ and the county for the work requested. We are reviewing dates for construction.

Call for Projects (Notice of Funding Availability NOFA) – Highway Safety Improvement Program: HSIP Countywide Striping Initiative: No updates.  
HSIP Digital Speed Limit Trailer: No updates.

HISP Safety Guardrail Installation: No updates.

Call for Projects (NOFA) – Linden Road: No updates.

Call for Projects (NOFA) – Michigan Road Bridge #2540: No updates.

Energy Efficiency Conservation Block Grant (EECBG): Bosak Motors provided an update on the delivery of the Ford Lightning, which has been shipped and should be delivered soon.

Horse-Drawn Vehicle License Fees: During the Highway Subcommittee meeting there was discussion about increasing the plate fee from \$50 to \$100. **Jesse Bohannon moved, second by Adam Faulstich, to initiate the process to consider increasing the plate fees from \$50 to \$100. Motion carried 3-0.**

Community Crossings 2025-01: Marshall County was awarded \$1.5 million. The Request for Proposals (RFP) will be posted this week for bids on the following projects:

- 9<sup>th</sup> Road, Pioneer Road to County Line
- 16C Road, Redwood Road to Pear Road
- 2C Road, King Road to West Shore Drive
- Nutmeg Meadows Subdivision

**Jesse Bohannon moved, second by Adam Faulstich, to ratify the signing of the Local Roads and Bridge Matching Grant Agreement, Contract #92145, between Marshall County and the Indiana Department of Transportation for Community Crossings 2025-01 Projects, with the state funds allocated to the project not exceeding \$1.5 million. Motion carried 3-0.**

Additional Paving Projects: Superintendent Peters requested consideration of adding additional paving projects with the Community Crossings RFP. He stated that submitting the projects would not be a commitment but offer possibilities. **Jesse Bohannon moved, second by Adam Faulstich, to approve seeking bids for additional paving projects. Motion carried 3-0.**

Additional Funding: During the Highway Subcommittee meeting there was discussion to seek additional funding support from Council to extend the road work. **Jesse Bohannon moved, second by Adam Faulstich, to allow the Highway Superintendent to request an additional \$2 million in funding for additional projects. Motion carried 3-0.**

2024 Annual Report: The 2024 Annual Report has been provided to the Commissioners for review and acceptance at the next meeting.

## **HEALTH DEPARTMENT**

Immunization & COVID19 Supplemental Grant: Health Department Administrator Sandy Dunfee presented a request to apply for the Immunization and COVID19 Supplemental Grant. The funding is to be used to promote all vaccines recommended by the Advisory Committee on Immunization Practices (ACIP), regardless of insurance status. The Indiana Department of Health will provide Marshall County Health Department with \$9,916.23 in support for immunization services for the period of July 1, 2025 to June 30, 2026. Funding may increase slightly if local health departments opt out of funding. **Jesse Bohannon moved, second by Adam Faulstich, to allow the Health Department to apply for the Immunization and Covid19 Supplemental Grant.**

**Motion carried 3-0.**

Master Affiliation Agreement Indiana University: Administrator Dunfee presented the Master Affiliation Agreement between the Trustees of Indiana University and the Marshall County Health Department. She explained the purpose of this agreement is to provide clinical experience to students enrolled in certain programs. Monetary compensation is not expected nor received by either party. **Adam Faulstich moved, second by Jesse Bohannon, to approve the Master Affiliation Agreement between The Trustees of Indiana University and the Marshall County Health Department, as presented and to allow the President to sign on behalf of the Board.**

**Motion carried 3-0.**

The Ladybug Foundation: Administrator Dunfee presented an updated Memorandum of Understanding/Agreement between Marshall County Health Department and The Ladybug Foundation. She explained the purpose is to provide prenatal yoga and educational classes for expectant mothers. The project has been expanded from April through October, 2025 with a class each Friday. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Memorandum of Understanding/Agreement between Marshall County Health Department and The Ladybug Foundation, as presented and to allow the President to sign on behalf of the Board.**

**Motion carried 3-0.**

New County Building: Administrator Dunfee thanked the Board for the purchase of the new county building located at 990 Illinois Street, Plymouth. She indicated the 90-day notice to terminate the existing lease has been provided.

Discussion was held concerning the promotion of addiction recovery services.

## **MARSHALL COUNTY AMERICA 250 COMMITTEE**

Prosecuting Attorney Nelson Chipman and Historical Society Board President Mike Miley explained that on April 18<sup>th</sup> a celebration will be held commemorating Paul Revere's Ride at the Courthouse. This will be the beginning of a year-long celebration leading up to the 250<sup>th</sup> anniversary of the signing of the Declaration of Independence. They requested permission to use the Courthouse grounds and parking lots. **Adam Faulstich moved, second by Jesse Bohannon, to allow the Marshall County America 250 Committee to use County facilities for the event.**

**Motion carried 3-0.**

## EMA

EMA Director Jack Garner presented the Quarterly Report (January 1 – March 31, 2025). He provided a listing of the incidents/responses, grant and training updates, community outreach, and various other topics. Director Garner stated the State may be seeking federal funding following the severe weather which caused extensive damage. Discussion was held concerning the outdoor siren warning network.

## CLERK

Clerk Jenny Bennett presented the Professional Services Agreement between the Marshall County Circuit Court Clerk and Capital Recovery Systems, Inc. The purpose of the agreement is the collection of public money due and payable to the Clerk. The contractor shall be compensated for services through payment of a fee from funds collected by the contractor on each specific claim.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the Professional Services Agreement between the Marshall County Circuit Court Clerk and Capital Recovery Services, Inc. as presented, and to allow the President to sign on behalf of the Board. Motion carried 3-0.**

## MARSHALL COUNTY ECONOMIC DEVELOPMENT CORPORATION

Marshall County Economic Development Corporation President/CEO Greg Hildebrand presented the 2024 Annual Report and the 1<sup>st</sup> quarter review of 2025. He stated that the economy is growing, and several expansion plans being considered are beginning to come to fruition. Marshall County industry imported 1568 ocean container shipments, not including shipments from Mexico and Canada and the major consensus of the manufacturers regarding tariffs is uncertainty, which is a problem. He provided an update on several projects around the county, including the Dr. Bardwell Aquatic Center.

Discussion was held concerning the Indiana General Assembly property tax reform.

## BUILDINGS & GROUNDS

Vestis Uniforms and Workplace Supplies: Buildings & Grounds Supervisor Billy Schoff presented the Service Agreement between Marshall County Buildings & Grounds and Vestis for uniform apparel and other non-garment workplace supplies. Supervisor Schoff explained the rate was negotiated down from \$120.10 per week to \$88.15 per week. The contract is for a term of three years. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Service Agreement between Marshall County Building & Grounds and Vestis as presented, and to allow the President to sign on behalf of the Board. Motion carried 3-0.**

Pane in the Glass: Supervisor Schoff presented an Independent Contractor Agreement between Marshall County and Pane in the Glass, LLC, for exterior window cleaning of the Marshall County Courthouse and Marshall County Building in the amount of \$5,500. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Independent Contractor Agreement between Marshall County and Pane in the Glass, LLC, as presented and to allow the President to sign on behalf of the Board. Motion carried 3-0.**

## ATTORNEY REPORT

BZA Appeal: Tamarack Solar Energy, LLC's counsel and BZA Counsel, Bob Ehrenman and Derek Jones agreed to a change of venue of the case to Judge Jennifer DeGroote in the Allen Superior Court. Judge DeGroote's office indicated her willingness to accept the case. Marshall

Superior Court No. 3 approved the change of venue. The parties have also agreed to a 30 day extension of time for the BZA to prepare the hearing record. That extension will allow the Plan Commission time to review the transcripts of the various BZA hearings and to add in the names of various speakers who the court reporter that prepared the transcripts was unable to identify.

#### **AUDITOR REPORT**

March 17, 2025 Minutes: Adam Faulstich moved, second by Stan Klotz, to approve the March 17, 2025 minutes as presented. Motion carried 2-0-1, with Jesse Bohannon abstaining.

Accounts Payable Claims: Adam Faulstich moved, second by Jesse Bohannon, to approve the accounts payable claims as presented. Motion carried 3-0.

Payroll Claims: Jesse Bohannon moved, second by Adam Faulstich, to approve the payroll claims as presented. Motion carried 3-0.

Dossett Consulting: Auditor Birchmeier presented the Agreement to Provide Professional Consulting Services between Dossett Consulting, LLC, and Marshall County. She explained the agreement is in a sum not to exceed \$16,500 for three cost allocation plans at a cost of \$5,500 each for year-end financial data for 2024 for use in 2026; year-end financial data for 2025 for use in 2027; year-end financial data for 2026 for use in 2028 and associated services required.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the Agreement to Provide Professional Consulting Services between Dossett Consulting, LLC, and Marshall County, as presented. Motion carried 3-0.**

#### **PUBLIC COMMENT**

No public comment was heard.

#### **COMMISSIONER ITEMS**

Ordinance 2025-11: An Ordinance of the Marshall County Commissioners Establishing the Marshall County Public Safety Grant Program. A revision was made regarding the 20% appropriation, requiring participation in at least one county-wide training event hosted by Marshall County Emergency Management Agency as discussed at the prior meeting. **Jesse Bohannon moved, second by Adam Faulstich, to suspend the rules and approve Ordinance 2025-11: An Ordinance of the Marshall County Commissioners Establishing the Marshall County Public Safety Grant Program on second and third reading. Motion carried 3-0.**

Owner Occupied Housing Rehabilitation Project Environmental Review Violation Request:  
**Jesse Bohannon moved, second by Adam Faulstich, to approve the Environmental Review Violation Request and to allow the President to sign on behalf of the Board.**  
**Motion carried 3-0.**

Security Cameras: **Jesse Bohannon moved, second by Adam Faulstich, to empower President Klotz supervisory position over the security cameras. Motion carried 3-0.**

Owner Occupied Housing Rehabilitation Project Extension Modification: Jesse Bohannon moved, second by Adam Faulstich, to ratify the President's signature on Agreement No. HD-022-001 Amendment #1 to extend the Term of Agreement/Period Performance until May 30, 2025.  
**Motion carried 3-0.**

Sale of County Vehicles: President Klotz suggested selling two vehicles: a 2016 Dodge (Buildings & Grounds) and a 2011 Dodge (EMA) at the upcoming auction held by the Sheriff.  
**Jesse Bohannon moved, second by Adam Faulstich, to approve the sale of two Commissioner vehicles at the Sheriff's auction. Motion carried 3-0.**

Resolution 2025-4: A Joint Resolution of the Marshall County Board of Commissioners and the Marshall County Council Honoring and celebrating the life and legacy of Congresswoman Jacqueline R. Walorski: Vice President Bohannon read the Resolution into the record, whereby in honor of Jackie Walorski, the portions of Old US 31 (Michigan Road) under the jurisdiction of Marshall County are hereafter dedicated to her memory and shall be honorarily marked "Jackie Walorski Road" from the St. Joseph County Line to the Fulton County Line.  
**Adam Faulstich moved, second by Jesse Bohannon, to approve Resolution 2025-4: A Joint Resolution of the Marshall County Board of Commissioners and the Marshall County Council Honoring and celebrating the life and legacy of Congresswoman Jacqueline R. Walorski.**  
**Motion carried 3-0.**

Resolution 2025-5: A Resolution of the Board of Marshall County Commissioners in Support of Work Zone Awareness Month: The Commissioners join with Benjamin J W Fisher Memorial Foundation, Inc. to support the initiative of expanding Work Zone Awareness to the full month of April to encourage motorists to drive with extra caution in work zones. **Jesse Bohannon moved, second by Adam Faulstich, to approve Resolution 2025-5: A Resolution of the Board of Marshall County Commissioners in Support of Work Zone Awareness Month.**  
**Motion carried 3-0.**

Ethics: Vice President Bohannon explained that the State provides training standards for Conflict of Interest and Open Door Law. He suggested the creation or update of an ordinance on ethics standard of recusal by reviewing the best practices used around the State and providing training to board appointees.

Disaster Emergency Declaration: Due to the severe weather on April 2, 2025 the Marshall County Board of Commissioners declared that a state of emergency exists in the county and the declaration shall be in effect until 2300 hours on Wednesday, April 9, 2025. **Adam Faulstich moved, second by Jesse Bohannon to ratify the Disaster Emergency Declaration implemented on April 2, 2025.**  
**Motion carried 3-0.**

Division of Powers: Vice President Bohannon expressed an interest in separating the division of powers between the Commissioners and Council under I.C. 36-2-3.5-1(2); whereby making the Commissioners the executive body and the Council the fiscal and legislative body.

The Board of Commissioners thanked the numerous volunteers and expressed appreciation for the donations received following the severe weather.

**ADJOURNMENT**

With no further business to come before the board **Adam Faulstich moved, second by Stan Klotz, to adjourn the meeting at 10:24 a.m. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST: \_\_\_\_\_  
Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
APRIL 21, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 9:30 a.m., Monday, April 21, 2025. Present were Commissioners, Stan Klotz, President, Jesse Bohannon, Vice President, and Adam Faulstich, Member; County Attorney Sean Surrisi; as well as County Auditor, Angela C. Birchmeier. The meeting was opened, streamed live at <http://www.youtube.com/@MarshallCountyIN>, the Pledge of Allegiance was given, and the business at hand was heard.

**PUBLIC INPUT ON AGENDA ITEMS**

No public input concerning agenda items was heard.

**HIGHWAY DEPARTMENT**

Highway Department Superintendent Jason Peters presented three road surface cuts, road bores, and right-of-way cut requests from Miller Pipeline to replace existing gas service for NIPSCO as follows:

1. 3<sup>rd</sup> Road, between Sea Lane and Channelwood Lane, in German Township.
2. 3<sup>rd</sup> Road, between N. Olive Road and Oak Road, in North Township.
3. 14695 Lincoln Highway, between Jefferson Street and Pioneer Road, in Center Township.

**Jesse Bohannon moved, second by Adam Faulstich, to approve three road surface cuts, road bores, and right-of-way cut requests from Miller Pipeline on 3<sup>rd</sup> Road, between Sea Lane and Channelwood Lane, in German Township; on 3<sup>rd</sup> Road, between N. Olive Road and Oak Road, in North Township; and at 14695 Lincoln Highway, between Jefferson Street and Pioneer Road, in Center Township for the purpose of replacing existing gas service for NIPSCO. Motion carried 3-0.**

Superintendent Peters presented two requests from Northern Indiana Public Service Company as follows:

1. Work Order #4000064071 – Storm Restoration: Beech Road, between 12<sup>th</sup> Road and 10B Road, in Bourbon Township, for the purpose of replacing damaged transmission structures and transferring overhead conductors and wires to the new structures.
2. Work Order #4000064071 – Storm Restoration: Cedar Road, between 12<sup>th</sup> Road and 11A Road, in Bourbon Township, for the purpose of replacing damaged transmission structures and transferring overhead conductors and wires to the new structures.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the two requests from Northern Indiana Public Service Company on Beech Road, between 12<sup>th</sup> Road and 10B Road, in Bourbon Township and on Cedar Road, between 12<sup>th</sup> Road and 11 Road, in Bourbon Township, for the purpose of replacing damaged transmission structures and transferring overhead conductors and wires to the new structures. Motion carried 3-0.**

Superintendent Peters provided an update on the following projects:  
Bridge 11, Union Road: No updates.

Bridge 1, Ule Road (Local Project): The Agreement between Marshall County and LaPorte Construction Co., Inc. in the sum of \$706,269.81 for the bridge replacement requires approval and signature.

Bridge 232, Randolph Street: LaPorte Construction Company is planning to re-strike the test pile for pier 2 and then drive the rest of the piling for pier 2. They are also planning to pour the mud seal in the bottom of the cofferdam, followed by the pier footer.

Turley Software Agreement: At the March 3, 2025 Commissioner meeting a truck diagnostic software agreement was approved with an initial cost of \$6,840 and annual service fee of \$5,690. The annual subscription agreement was to be presented to Attorney Surrisi for review. Auditor Birchmeier stated that the agreement has not been received, and the invoice amounts reflect the initial cost of \$5,690 and annual service fee of \$6,840. Discussion was held and the Highway Superintendent will provide clarification at the next meeting.

Bridge 231, Center Street, Bremen: No updates.

Bridge 88, 12<sup>th</sup> Road east of Olive Trail: The letting date is January 14, 2029. No updates.

Bridge 108, East 7<sup>th</sup> Road: The letting date is February 12, 2030. No updates.

Bridge Inspections 2022-2025 Phase II: No updates.

Bridge Inspections 2026-2029: The request for proposal has been received by USI Consultants, DLZ, United Consulting, Collins Engineers and letters of interest were received from Lochmueller Group and RQAW Corporation. The rating process for selection is in process.

Mill Pond Dam Improvements: No updates.

Call for Projects (Notice of Funding Availability NOFA) – Highway Safety Improvement Program: HSIP Countywide Striping Initiative: No updates.

HSIP Digital Speed Limit Trailer: No updates.

HSIP Safety Guardrail Installation: No updates.

Call for Projects (NOFA) – Linden Road: No updates.

Call for Projects (NOFA) – Michigan Road Bridge #2540: No updates.

Energy Efficiency Conservation Block Grant (EECBG): No updates.

Horse-Drawn Vehicle License Fees: No updates.

**2024 Annual Report: Jesse Bohannon moved, second by Adam Faulstich, to approve the submission of the Annual Operational Report for Local Roads and Streets and Bridges. Motion carried 3-0.**

**2025 Road Program: Adam Faulstich moved, second by Jesse Bohannon, to approve the Road Program 2025 (Draft 1), as presented. Motion carried 3-0.**

Community Crossings 2025-01: Marshall County was awarded \$1.5 million. The Request for Proposals (RFP) have been posted for bids on the following projects:

- 9<sup>th</sup> Road, Pioneer Road to County Line
- 16C Road, Redwood Road to Pear Road
- 2C Road, King Road to West Shore Drive
- Nutmeg Meadows Subdivision

The bids will be opened at the May 5<sup>th</sup> Commissioner meeting. The deadline for receipt of bids is 8:15 a.m. on May 5<sup>th</sup>. It was requested that following the bid opening, they be reviewed and awarded at the end of the meeting. Indiana Department of Transportation is requesting submission as soon as possible so they may issue purchase orders.

Additional Paving Projects: The following projects were included in the Request for Proposals: King Road, Lincolnway to 9A Road; Suter Road, 9<sup>th</sup> Road to 9A Road; 9<sup>th</sup> Road, dead-end to Richter Road; Quail Ridge, 12<sup>th</sup> Road to dead-end; and Kenilworth Road, railroad tracks to Dewey Street.

Additional Funding: The Council voiced support for an additional appropriation of \$1 million for the road program at their April 14<sup>th</sup> meeting. They did not want to commit an additional \$1 million to continue the road program until the State budget session was complete.

Pugmill Agreement: An agreement between Marshall County Board of Commissioners and Milestone Contractors, LP, was presented for the operation and use of the Marshall County owned pugmill. Milestone agrees to compensate Marshall County \$4.50 per ton of mix run through the pugmill. The final compensation to the County will be applied as a credit to future work to be performed by Milestone. In no event shall such final compensation credit be considered by the County when making decisions regarding the award of any future project subject to competitive bid requirements. The 12,000 tons of dry material will be used for a project at Plymouth Airport and has a value of \$54,000. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Pugmill Agreement between Marshall County Board of Commissioners and Milestone Contractors, as presented and to allow the President to sign on behalf of the Board. Motion carried 3-0.**

Bridge 1, Ule Road (Local Project) - Continued: **Jesse Bohannon moved, second by Adam Faulstich, to approve the Agreement between the Board of Commissioners of Marshall County and LaPorte Construction Co., Inc., as presented earlier in the meeting. Motion carried 3-0.**

Storm Damage: An after action review meeting was held with Marshall County REMC, the Sheriff's Department and EMA.

## **SHERIFF DEPARTMENT**

Jager Elite K9: Sheriff Matt Hassel and 1<sup>st</sup> Sergeant Nick Lafoon presented a contract between the Sheriff's Department and Jager Elite K9 for the care of the Sheriff K9 when the handler is on vacation. The current rate is \$50 per day but is subject to change. **Jesse Bohannon moved, second by Adam Faulstich, to approve and authorize the Sheriff to enter into the agreement between the Sheriff's Department and Jager Elite K9 through December 31, 2026. Motion carried 3-0.**

LeadsOnline: Sheriff Hassel presented a Subscription Services Agreement between LeadsOnline, LLC, and Marshall County, Indiana. The internet-based software service tracks items being sold that may be stolen property. The contract term is three years, and the initial service cost is \$3,106, the second year is \$3,199.18, and the third year is \$3,295.16, expiring April 30, 2028.

**Adam Faulstich moved, second by Jesse Bohannon, to approve the Subscription Services Agreement between LeadsOnline, LLC, and Marshall County, Indiana, as presented. Motion carried 3-0.**

Superior Court 1 Judge Tami Napier voiced support for this incredibly valuable tool. She requested an ordinance be passed to mandate pawn shops to upload new inventory daily. **Jesse Bohannon moved, second by Adam Faulstich, to initiate the drafting of a corresponding ordinance mandating pawn shops to upload new inventory daily. Motion carried 3-0.**

Judge Napier also requested consideration of an ordinance mandating vendors of cell phone disposal machines, such as Walmart, to provide data to law enforcement.

Ordinance 2025-14: An Ordinance of the Marshall County Board of Commissioners Regarding Electronic Data Processing Fees (Sheriff): The Sheriff requested an update to the current \$15 rate being charged for response to public records request requiring the collection and provision of electronic data to \$150 for full file materials; or \$30 base fee, which includes up to one hour of staff production time. All staff production times exceeding one hour shall be charged in \$30 per hour increments, not to exceed a total fee of \$150. **Jesse Bohannon moved, second by Adam Faulstich, to approve Ordinance 2025-14: An Ordinance of the Marshall County Board of Commissioners Regarding Electronic Data Processing Fees (Sheriff) on first reading. Motion carried 3-0.**

## **EMA**

April 14, 2025 Emergency Disaster Declaration: **Adam Faulstich moved, second by Jesse Bohannon, to ratify the Disaster Emergency Declaration on April 14, 2025 expiring on April 21, 2025. Motion carried 3-0.**

April 21, 2025 Emergency Disaster Declaration: **Jesse Bohannon moved, second by Adam Faulstich, to approve the Disaster Emergency Declaration on April 21, 2025 expiring on April 28, 2025. Motion carried 3-0.**

EMA Director Jack Garner explained that on April 15<sup>th</sup> the Governor signed a statewide disaster declaration, which includes Marshall County. The order will expire in 30 days. The purpose of continuing the emergency declaration is to be eligible for state and/or federal assistance. The Emergency Declaration for April 28<sup>th</sup> is prepared, ready for signature, and will be ratified at the May 5th meeting.

## **CIRCUIT COURT**

Ordinance 2025-15: An Ordinance of the Marshall County Board of Commissioners Regarding Public Defenders: Circuit Court Judge Janette Surrisi and Superior Court 1 Judge Tami Napier explained the funding options for Public Defense. Historically, there are three options: (1) the Judges pick public defenders and enter a contract; (2) the county funds an office; and (3) the Indiana Commission on Court Appointed Attorneys (CCAA) sets standards for public defense and in return for compliance, 40% of the expenditures are reimbursed. Currently 68 of the 92 counties participate in the third model. There are attorneys currently with this model and they would be capped at the number of cases they can take. To begin the process of entering the CCAA model is the establishment of a public defender board. The board shall consist of three members: one member appointed by the Commissioners, one member appointed by the Judges; and one member appointed by the Indiana Public Defender Commission. The board would then prepare a comprehensive plan for providing legal representation to indigent defendants/responders in the county. Misdemeanor cases would not be included in the reimbursement qualifications.

**Jesse Bohannon moved, second by Adam Faulstich, to approve Ordinance 2025-15: An Ordinance of the Marshall County Board of Commissioners Regarding Public Defenders be approved on first reading. Motion carried 3-0.**

## **ATTORNEY REPORT**

Tower Contract: John Grolich provided Attorney Surrisi with a copy of proposed contracts regarding the sale of an easement for the communications tower located at the jail property. The documents are still being reviewed by Attorney Surrisi, and he will need to have further discussions with the proposed easement purchaser before presenting the documents to the Board.

## **AUDITOR REPORT**

April 7, 2025 Minutes: Jesse Bohannon moved, second by Adam Faulstich, to approve the April 7, 2025 minutes as presented. Motion carried 3-0.

April 7, 2025 Executive Session Minutes: Adam Faulstich moved, second by Jesse Bohannon, to approve the April 7, 2025 executive session minutes as presented. Motion carried 3-0.

Accounts Payable Claims: Jesse Bohannon moved, second by Adam Faulstich, to approve the accounts payable claims as presented. Motion carried 3-0.

Payroll Claims: Adam Faulstich moved, second by Jesse Bohannon, to approve the payroll claims as presented. Motion carried 3-0.

## **PUBLIC COMMENT**

Marshall County Historical Society Board President Mike Miley thanked the Commissioners for the use of the grounds during the celebration commemorating Paul Revere's Ride.

Tim Starr introduced himself as the recently appointed Director of Marshall County Hope. His focus will be on collaboration, education, and communication.

## **COMMISSIONER ITEMS**

Regional Sewer District Appointment: Jesse Bohannon moved, second by Adam Faulstich, to appoint Dean Colvin to the Regional Sewer District Board for a term of four years, ending April 30, 2029. Motion carried 3-0.

Highway Department Fleet Services Module: Commissioner Faulstich explained that he has received information from T-Mobile and Vialytics. The service from Vialytics includes a camera that will detect and log potholes, place them on the GIS, assign a rating, and generate a work order. The cost for Vialytics is \$40,000 per year and T-Mobile is \$4,000 per year. A discussion was held concerning having a Vialytics Representative come to make a presentation for the Board.

**The Auction Lot: Jesse Bohannon moved, second by Adam Faulstich, to approve the Consignment Agreement between The Auction Lot and Marshall County for the sale of county vehicles. Motion carried 3-0.**

Buggy Fees: Discussion was held concerning the tragic accident and potential uses of the buggy fees collected.

**ADJOURNMENT**

With no further business to come before the board **Jesse Bohannon moved, second by Adam Faulstich, to adjourn the meeting at 11:10 a.m. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST:

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Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
MAY 5, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 8:30 a.m., Monday, May 5, 2025. Present were Commissioners, Stan Klotz, President, Jesse Bohannon, Vice President, and Adam Faulstich, Member; County Attorney Sean Surrisi; as well as County Auditor, Angela C. Birchmeier. The meeting was opened, streamed live at <http://www.youtube.com/@MarshallCountyIN>, the Pledge of Allegiance was given, and the business at hand was heard.

The Commissioners introduced the new Plan Commission Director Nicholas Witwer and welcomed him to the County.

**PUBLIC INPUT ON AGENDA ITEMS**

No public input concerning agenda items was heard.

**HIGHWAY DEPARTMENT**

Bid Opening - Community Crossing 2025-01: Three bids were received and opened for the following four projects:

1. 3<sup>rd</sup> Road (2C Road), King Road to West Shore Drive
2. 16C Road, Redwood Road to Pear Road
3. 9<sup>th</sup> Road, Pioneer Drive to County Line Road
4. Nutmeg Meadows Drive, Entire subdivision loop, including entrances to Nutmeg Road

The three bids received were from E & B Paving, LLC in the total sum of \$2,052,783.80, Milestone Contractors in the total sum of \$1,916,209.80, and Rieth-Riley in the total sum of \$2,091,668.04.

Bid Opening – Additional Paving Projects: Three bids were received and opened for the following five projects:

1. King Road, Lincoln Highway to US 30 / 9A Road
2. Suter Road, 9<sup>th</sup> Road to 9A Road
3. 9<sup>th</sup> Road, Dead End to Richter Road
4. Quail Ridge Drive, 12<sup>th</sup> Road to Dead End
5. Kenilworth Road, railroad tracks to Dewey Street

The three bids received were from E & B Paving, LLC in the total sum of \$569,014.10, Milestone Contractors in the total sum of \$537,904.50, and Rieth-Riley in the total sum of \$578,270.10.

Due to Indiana Department of Transportation deadlines, the bids for Community Crossings will be reviewed by Superintendent Peters and Attorney Surrisi and recommendations for the award will be made at the end of today's meeting.

**Adam Faulstich moved, second by Jesse Bohannon, to take the bids for the Community Crossings 2025-01 Projects and Additional Paving Projects under advisement. Motion carried 3-0.**

Highway Department Superintendent Jason Peters presented 10 requests from BSM Groups on behalf of QC Communications for Comcast Cable for underground duct placement, fiber optic cable, vaults, and pedestals as follows:

1. Oak Road, between 1<sup>st</sup> Road and Tyler Road, in North Township.
2. 1<sup>st</sup> Road and Oak Road, between Pine Road and N. Michigan Street, in North Township.
3. W. 1A Road, between Oak Road and Walnut Street, in North Township.
4. Oak Road and 3<sup>rd</sup> Road, between US Highway 6 and 3<sup>rd</sup> Road, in North Township.
5. 3<sup>rd</sup> Road, between Olive Road and Nutmeg Road, in North Township.
6. Nutmeg Road and 3<sup>rd</sup> Street, between Oak Road and 4<sup>th</sup> Road, in North Township.
7. Pine Road, between 1<sup>st</sup> Road and US Highway 6, in North Township.
8. Pine Road, between 3<sup>rd</sup> Road and US Highway 6, in North Township.
9. Olive Road, between 3<sup>rd</sup> Road and W. 3B Road, in North Township.
10. 3B Road and Olive Road, in North Township.

**Adam Faulstich moved, second by Jesse Bohannon, to approve 10 requests from BSM Groups on behalf of QC Communications for Comcast Cable for underground duct placement, fiber optic cable, vaults, and pedestals as presented. Motion carried 3-0.**

Superintendent Peters presented 12 requests from BSM Groups on behalf of QC Communications for Comcast Cable for underground duct placement, fiber optic cable, vaults, and/or pedestals as follows:

1. N. Ule Trail, between Tyler Road and W. 1<sup>st</sup> Road, in Polk Township.
2. N. Thorn Road, between Tyler Road and W. 1<sup>st</sup> Road, in Polk Township.
3. N. Thorn Road, between US Highway 6 and W. 1<sup>st</sup> Road, in Polk Township.
4. W. 1C Road, between N. Union Road and N. Thorn Road, in Polk Township.
5. N. Union Road, between 1C Road and W. 1<sup>st</sup> Road, in Polk Township.
6. N. Union Road, between W. 3B Road and US Highway 6, in Polk Township.
7. W. 2A Road, between N. Tamarack Road and US Highway 6, in Polk Township.
8. N. Tamarack Road and W. 2A Road, between US Highway 6 and W. 2C Road, in Polk Township.
9. N. Rose Road, between US Highway 6 and W. 2B Road, in Polk Township.
10. N. Queen Road and US Highway 6, between W. 1<sup>st</sup> Road and US Highway 6, in Polk Township.
11. N. Quince Road, between US Highway 6 and W. 2B Road, in Polk Township.
12. W. 2B Road, between N. Quince Road and N. Sycamore Road, in Polk Township.

**Jesse Bohannon moved, second by Adam Faulstich, to approve 12 requests from BSM Groups on behalf of QC Communications for Comcast Cable for underground duct placement, fiber optic cable, vaults, and/or pedestals as presented. Motion carried 3-0.**

Superintendent Peters presented 21 requests from Legion Engineering on behalf of Zayo for the installation of the fiber optic cable as follows:

1. 13<sup>th</sup> Road, between State Road 17 and west of S. Rose Road, in West Township.
2. 13<sup>th</sup> Road, between S. Rose Road and 16501 13<sup>th</sup> Road, in West Township.
3. 13<sup>th</sup> Road, between 16501 13<sup>th</sup> Road and west of 15493 13<sup>th</sup> Road, in West Township.
4. 13<sup>th</sup> Road, between 15493 13<sup>th</sup> Road and 14544 13<sup>th</sup> Road, in West Township.
5. 13<sup>th</sup> Road, between 14544 13<sup>th</sup> Road and 13460 13<sup>th</sup> Road, in West Township.
6. 13<sup>th</sup> Road and Muckshaw Road, between 13460 13<sup>th</sup> Road and 13222 Muckshaw Road, in Center Township.
7. Muckshaw Road and 14<sup>th</sup> Road, between 13222 Muckshaw Road and S. Maple Road, in Center Township.
8. 14<sup>th</sup> Road, between S. Maple Road and 11985 14<sup>th</sup> Road, in Center Township.
9. 14<sup>th</sup> Road, between 11985 14<sup>th</sup> Road and Michigan Road, in Center Township.
10. 14<sup>th</sup> Road, starting 900' west of Michigan Road on 14<sup>th</sup> Road proceeding to 9905 14<sup>th</sup> Road, in Center Township.
11. 14<sup>th</sup> Road, between 9905 14<sup>th</sup> Road and S. Juniper Road, in Walnut Township.
12. 14<sup>th</sup> Road, between S. Juniper Road and 8998 14<sup>th</sup> Road, in Center/Walnut Township.
13. 14<sup>th</sup> Road, between 8300 14<sup>th</sup> Road and 7300 14th Road, in Center/Walnut Township.
14. 14<sup>th</sup> Road, between 7300 14<sup>th</sup> Road and 6667 14th Road, in Center/Walnut Township.
15. 14<sup>th</sup> Road, between 6667 14<sup>th</sup> Road and S. Filbert Road, in Bourbon/Walnut Township.
16. 14<sup>th</sup> Road, between S. Filbert Road and 4702 14<sup>th</sup> Road, in Bourbon Township.
17. 14<sup>th</sup> Road and S. Elm Road, between 4702 14<sup>th</sup> Road and 14B Road, in Bourbon Township.
18. S. Elm Road and 14B Road, between 14B Road and State Road 331, in Bourbon/Tippecanoe Township.
19. 14B Road, between State Road 331 and Cedar Road, in Tippecanoe Township.
20. 14B Road, between Cedar Road and 14B Road, in Tippecanoe Township.
21. 14B Road, between 14B Road and County Line Road, in Tippecanoe Township.

Superintendent Peters provided an update on the following projects:

Bridge 1, Ule Road (Local Project): No updates.

Bridge 232, Randolph Street: A progress report was provided for the work being completed by LaPorte Construction.

Ron Turley Associates, Inc. Software Agreement: Superintendent Peters clarified the initial cost is \$5,690 and the annual service fee is \$6,840.

Bridge 231, Center Street, Bremen: The letting date is 2027. A consulting party appeal has been made to change the historical bridge designation from “non-select” to “select”. The appeal is in review by the Indiana Department of Transportation’s Historic Bridge Specialist. The geotechnical field work is expected to occur in May. Once the final date(s) are determined, the Highway Department and the Town of Bremen will be notified. As a reminder, because of the historic process, the project has been pushed out to FY 2028 and has a new letting date of August 2027. Noting that July 1<sup>st</sup> starts the fiscal year for the State.

Bridge 88, 12<sup>th</sup> Road east of Olive Trail: The letting date is January 14, 2029. Discussion and design have begun for the preliminary relocation route.

Bridge 108, East 7<sup>th</sup> Road: The letting date is February 12, 2030. Geotechnical investigations will be completed this month.

Bridge Inspections 2022-2025 Phase II: The second quarterly report has been completed.

Bridge Inspections 2026-2029: The project has been assigned DES No. 2300183. The scoring has been completed. USI Consultants was the highest ranking firm. The LPA/Consultant Contract and negotiations with USI will begin and once completed, are sent to Indiana Department of Transportation for approval.

Mill Pond Dam Improvements: No updates.

Call for Projects (Notice of Funding Availability NOFA) – Highway Safety Improvement Program: HSIP Countywide Striping Initiative: The pavement striping kick-off meeting has been scheduled for May 8<sup>th</sup>.

HSIP Digital Speed Limit Trailer: No updates.

HSIP Safety Guardrail Installation: No updates.

Call for Projects (NOFA) – Linden Road: No updates.

Call for Projects (NOFA) – Michigan Road Bridge #2540: No updates.

Energy Efficiency Conservation Block Grant (EECBG): The Ford F-150 is in, and the purchase order submitted for approval in the amount of \$62,380. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Bosak Ford purchase order for a 2025 Ford F-150 in the amount of \$62,380 and to allow the President to sign on behalf of the Board.**  
**Motion carried 3-0.**

Horse-Drawn Vehicle License Fees: No updates.

2025 Road Program: A progress report was presented.

Pothole Repair Machine: Maintenance on the pothole repair machine should be completed this week. Discussion was held concerning the purchase of a second pothole repair machine once the zipper machine is sold. Further discussion was held concerning the sale of equipment and placing the zipper machine on [www.govdeals.com](http://www.govdeals.com). **Jesse Bohannon moved, second by Adam Faulstich, to authorize the sale of the asphalt zipper with an appropriate market value minimum amount.** **Motion carried 3-0.**

**Jesse Bohannon moved, second by Adam Faulstich, to authorize Superintendent Peters to attend the Council meeting to request a vote of support for a second pothole repair machine.**  
**Motion carried 3-0.**

### **COUNCIL ON AGING**

Marshall County Council on Aging Executive Director Janis Holiday presented the First Quarter 2025 claim and statistics. The quarterly expenses were \$130,977; total revenues of \$13,774 for net expenses of \$117,203. Invoice #1222 was presented for approval in the sum of \$73,601 with \$20,397 in CY2024 Section 5311 Federal Operating Funds, \$38,204 in CY2025 Section 5311 Federal Operating Funds, \$15,000 in 2025 State Operating Match Funds/Public Mass Transit Funds, and with a local match of \$43,602. There were 6,991 trips provided for a total of 53,104 miles. 272 requests were denied (82 in county and 190 out of the county). **Jesse Bohannon moved, second by Adam Faulstich, to approve the 2025 First Quarter Report and the claim submission under Invoice 1222. Motion carried 3-0.**

Director Holiday presented Invoice #1216 for approval in the sum of \$69,946.40 for a 2025 Chrysler Voyager. The invoice reflects \$59,454 for CY2025 Section 5339 Federal Capital Funds with a local match of \$10,492. **Adam Faulstich moved, second by Jesse Bohannon, to approve the submission under Invoice 1216. Motion carried 3-0.**

Director Holiday requested permission to apply for Section 5311/5339 Rural Public Transit, FTA/INDOT funding. She stated the Section 5311 operating budget for 2026 is \$678,838. The estimated revenue is \$57,000, federal share is \$310,919 and a local match of \$310,919, including the state share of \$57,707.

The grant application will also include a Section 5339 capital projects request for \$150,000 to purchase two replacement low-floor minivans. The grant is 85% federally funded (\$127,500) with a 15% match (\$22,500). All required matching funds will be secured by Marshall County Council on Aging. **Jesse Bohannon moved, second by Adam Faulstich, to approve Authorizing Resolution 2025-6: Resolution Authorizing the Filing of a CY2026 Application for a Grant under Section 5311/5339 of the Federal Transit Act, as amended and presented. Motion carried 3-0.**

### **HEALTH DEPARTMENT**

The Health Department provided a Memorandum of Agreement with Marshall County Council on Aging and Marshall County Council on Aging Executive Director Janis Holiday explained that Council on Aging will provide transportation to clients of Marshall County Health Department within the operating parameters of Marshall County Council on Aging. Trips under five miles will be paid for by tokens pre-purchased as needed by the Health Department at a rate consistent with the public rate, currently \$2.50 per boarding. Trips over five miles and outside the city limits are billed monthly to the Health Department, the current cost per boarding is \$6 for 6-30 miles and \$11 for 31+ miles. **Jesse Bohannon moved, second by Adam Faulstich, to table the request until the next meeting. Motion carried 3-0.**

### **ASSESSOR'S OFFICE**

Assessor Peter Paul presented the Geographic Information System – Pictometry Data Sharing Agreement between Marshall County and the Michiana Area Council of Governments (MACOG) for approval. He explained MACOG will provide 70% of the cost of Pictometry imagery to be flown in the Spring of 2025. The Assessor will provide funding in the total sum of \$51,959 with one-half payable on June 30, 2025 and the second half payable on June 30, 2026.

**Adam Faulstich moved, second by Jesse Bohannon, to approve the Geographic Information System – Pictometry Data Sharing Agreement between Marshall County and the Michiana Area Council of Governments (MACOG) in the sum of \$51,959. Motion carried 3-0.**

## **PROBATION DEPARTMENT**

Assistant Chief Probation Officer Beth Schott explained the copier is ten years old and needs replaced. Two estimates for a copy machine were presented as follows:

- U.S. Business Systems / Kyocera TASKalfa MZ4000i / \$5,045. The service agreement is for monochrome 25,000 copies per billing cycle at a cost of \$0.0060 per page.
- Adams Remco / Toshiba 3528A / \$4,720. The service agreement is for black/white copies, excess rate of \$0.0057 per page.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the purchase of the Adams Remco Toshiba copier in the sum of \$4,720. Motion carried 3-0.**

## **PRIORITY PROJECTS**

Brent Martin of SRKM Architecture presented Change Order No. 2 for the Marshall County Owner Occupied Rehabilitation Project. He explained that Almac-Sotobeer had contracted to replace the chimney on Home #14, 1498 Oak Road. It was found that the roof was still leaking and discovered the chimney mortar needed to be rebuilt. The change order amount is \$5,625, which keeps the total project cost under the \$25,000 limit. **Jesse Bohannon moved, second by Adam Faulstich, to approve Almac-Sotobeer Change Order No. 2 in the sum of \$5,625 for Home #14.**

**Motion carried 3-0.**

## **EMA**

April 28, 2025 Emergency Disaster Declaration: **Adam Faulstich moved, second by Jesse Bohannon, to ratify the Disaster Emergency Declaration on April 28, 2025 expiring on May 5, 2025. Motion carried 3-0.**

EMA Director Jack Garner explained that the State enacted a release of funds and there is no longer an incentive to extend the Emergency Disaster Declaration.

## **ATTORNEY REPORT**

Tower Contract: A Zoom meeting is scheduled with MD7 representative Marvin Robinson and the company's legal counsel for May 6<sup>th</sup> to discuss the terms of the draft legal documents regarding the communications tower at the jail property. It is hoped that the revised drafts will be prepared for the Commissioners' consideration at the next meeting.

## **AUDITOR REPORT**

April 21, 2025 Minutes: **Jesse Bohannon moved, second by Adam Faulstich, to approve the April 21, 2025 minutes as presented. Motion carried 3-0.**

Payroll Claims: **Adam Faulstich moved, second by Jesse Bohannon, to approve the payroll claims as presented. Motion carried 3-0.**

Accounts Payable Claims: **Jesse Bohannon moved, second by Adam Faulstich, to approve the accounts payable claims as presented. Motion carried 3-0.**

## **PUBLIC COMMENT**

No public comment was heard.

### **COMMISSIONER ITEMS**

Annual Report Congressional Township and Common School Fund: Jesse Bohannon moved, second by Adam Faulstich, to accept the Annual Report of the Board of Commissioners for the Fiscal Year Ending April 30, 2025 Congressional Township Fund and Common School Fund. Motion carried 3-0.

Oliver Ford PrePay: Jesse Bohannon moved, second by Adam Faulstich, to approve a prepay to Oliver Ford for the Maintenance Department truck. Motion carried 3-0.

Ordinance 2025-14: An Ordinance of the Marshall County Board of Commissioners Regarding Electronic Data Processing Fees (Sheriff): The Sheriff requested an update to the current \$15 rate being charged for response to public records request requiring the collection and provision of electronic data to \$150 for full file materials; or \$30 base fee, which includes up to one hour of staff production time. All staff production times exceeding one hour shall be charged in \$30 per hour increments, not to exceed a total fee of \$150. **Jesse Bohannon moved, second by Adam Faulstich, to approve Ordinance 2025-14: An Ordinance of the Marshall County Board of Commissioners Regarding Electronic Data Processing Fees (Sheriff) on second and third reading.** Motion carried 3-0.

Ordinance 2025-15: An Ordinance of the Marshall County Board of Commissioners Regarding Public Defenders: Circuit Court Judge Janette Surisi explained that participating in the Indiana Commission on Court Appointed Attorneys for public defense for indigent defendant/respondent, excluding misdemeanor cases, would cost more for public defense. The benefits other counties participating in the program include 16% lower jail population, 20% lower rate of recidivism, 50 days shorter time that children are removed from their home. **Jesse Bohannon moved, second by Adam Faulstich, to approve Ordinance 2025-15: An Ordinance of the Marshall County Board of Commissioners Regarding Public Defenders be approved on second and third reading.** Motion carried 3-0.

Moratorium Taskforce: Jesse Bohannon moved, second by Adam Faulstich, to appoint Stan Klotz as the Commissioner Representative to the Moratorium Taskforce for Farm-Scale Solar Energy Systems, Utility Scale Battery Energy Storage Systems, Data Centers, and Carbon Capture. Motion carried 3-0.

### **HIGHWAY DEPARTMENT - CONTINUED**

Community Crossing 2025-01: Superintendent Peters stated the bids have been reviewed and requested the project be awarded to Milestone Contractors in the amount of \$1,916,209.80. **Jesse Bohannon moved, second by Adam Faulstich, to accept the Milestone Contractors bid in the amount of \$1,916,209.80.** Motion carried 3-0.

**ADJOURNMENT**

With no further business to come before the board **Jesse Bohannon moved, second by Adam Faulstich, to adjourn the meeting at 9:46 a.m. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST: \_\_\_\_\_  
Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
MAY 19, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 9:30 a.m., Monday, May 19, 2025. Present were Commissioners, Stan Klotz, President, Jesse Bohannon, Vice President, and Adam Faulstich, Member; County Attorney Sean Surrisi; as well as County Auditor, Angela C. Birchmeier. The meeting was opened, streamed live at <http://www.youtube.com/@MarshallCountyIN>, the Pledge of Allegiance was given, and the business at hand was heard.

**PUBLIC INPUT ON AGENDA ITEMS**

No public input concerning agenda items was heard.

**SUPERIOR COURT 3**

Superior Court 3 Judge Matt Sarber presented two Services Agreements between Marshall County Courts and American Platform Services, d/b/a TheRecordXchange for cloud content management. The second agreement is for record request management. Discussion was held concerning the Circuit Court opting out as a participant, which does not affect the cost. The agreements as presented read as being between "Marshall County, Indiana Circuit and Superior Courts" and a request was made by Circuit Court Judge Janette Surrisi to amend both agreements to strike the reference to Circuit Court. **Jesse Bohannon moved, second by Adam Faulstich, to approve both agreements between Marshall County and American Platform Services, d/b/a TheRecordXchange as amended and to allow Judge Sarber to sign on behalf of the Board of Commissioners. Motion carried 3-0.**

**HIGHWAY DEPARTMENT**

Highway Department Superintendent Jason Peters provided an update on the following projects: Bridge 1, Ule Road (Local Project): No updates.

Bridge 232, Randolph Street: A progress report was provided for the work being completed by LaPorte Construction.

Bridge 231, Center Street, Bremen: The letting date is 2027. No updates.

Bridge 88, 12<sup>th</sup> Road east of Olive Trail: The letting date is January 14, 2029. The Geotechnical Investigation was completed.

Bridge 108, East 7<sup>th</sup> Road: The letting date is February 12, 2030. No updates.

Bridge Inspections 2022-2025 Phase II: No updates.

Bridge Inspections 2026-2029: The project has been assigned DES No. 2300183. In the process of preparing fees and contract documents.

Mill Pond Dam Improvements: In process of contacting company to schedule the slip lining for the pipe.

Call for Projects (Notice of Funding Availability NOFA) – Highway Safety Improvement Program: HSIP Countywide Striping Initiative: The pavement striping kick-off meeting has been scheduled for May 8<sup>th</sup>.

HSIP Digital Speed Limit Trailer: Indiana Department of Transportation (INDOT) did not select this project to receive Federal Highway Administration funding.

HSIP Safety Guardrail Installation: INDOT did not select this project to receive Federal Highway Administration funding.

Call for Projects (NOFA) – Linden Road: INDOT did not select this project to receive Federal Highway Administration funding.

Call for Projects (NOFA) – Michigan Road Bridge #2540: INDOT did not select this project to receive Federal Highway Administration funding.

Energy Efficiency Conservation Block Grant (EECBG): The Ford F-150 has been delivered; waiting for the charging stations to be installed.

Horse-Drawn Vehicle License Fees: No updates.

2025 Road Program: A progress report was presented.

May 16, 2025 Storm Report: There were approximately 25 calls for trees down or in powerlines. There are a few roads still closed due to utility lines being down.

Summer Hours: Superintendent Peters announced that the Highway Department began the summer schedule of working Monday through Thursday from 6 am to 4:30 pm. Once the sealing season begins, the hours may be adjusted to 5:00 am to 3:30 pm. **Adam Faulstich moved, second by Jesse Bohannon, to approve the work schedule adjustment to four days, ten hours per day. Motion carried 3-0.**

**Adam Faulstich moved, second by Jesse Bohannon, to amend the above motion and include the clerical staff working 35 hours Monday through Thursday. Motion carried 3-0.**

Council President Tim Harman stated that Local Technical Assistance Program (LTAP) rated the roads in 2023 as 56% good to fair and now 85% are good to fair. He encouraged the Board members to continue to think outside of the box to find solutions.

## MUSEUM

Museum Director Sandy Garrison and Marshall County Historical Society Board President Mike Miley presented the quarterly report. There was a 16% increase in visitors from this time last year. Highlighting exhibits, writing award, Brown Bag Luncheon, Marshall County America 250 kickoff, and the Covered Wagon 4<sup>th</sup> Grade History Program in conjunction with Tri Kappa.

### **CULVER YOUTH CLUB**

Culver Youth Club Executive Director Brian Carver provided a program update. There are currently 127 children registered with 80 in attendance daily. He highlighted some of the programs available, such as robotics, environmental activities, garden boxes, athletics, reading program and math support. There are 90 children signed up for the Summer Program with a wide variety of field trips and activities available. Director Carver expressed appreciation for the financial support provided and stated that they will be holding a fundraising auction at Culver Academies on June 6<sup>th</sup>.

### **RECORDER'S OFFICE**

Recorder Janet Howard explained that due to increased costs, she would like to implement a 15% rate increase to subscribers of the Laredo plan. The current price has been in effect since 2014, with an increased cost to the Recorder for providing the service. **Adam Faulstich moved, second by Jesse Bohannon, to approve the rate increase to subscribers of the Laredo plan as presented. Motion carried 3-0.**

### **BUILDINGS & GROUNDS**

Buildings & Grounds Maintenance Supervisor Billy Schoff presented a list of completed projects in the first quarter of 2025, which include:

- Courthouse: Two boilers were repaired. The Judges offices were painted in Superior Court 1 and Superior Court 2. Replaced part of the cooling circulation pump.
- County Building: Carpets were cleaned in the Auditor and Probation Offices. Replaced a freeze stat (temperature monitoring device) on the cooling system.
- Morgue: Replaced a section of the main overhead door.
- Museum: Replaced furnace and air conditioning condenser in the Train Room.
- Memorial Forest: Removed a tree.

Discussion was held concerning the temperature control system in the County Building needing to be replaced and an additional \$200,000 being requested in the 2026 budget.

Oliver Ford: For clarification purposes from the prior meeting, **Adam Faulstich, to authorize a prepayment to Oliver Ford in the amount of \$47,635 for a 2025 Ford F250 for the Maintenance Department. Motion carried 3-0.**

### **MARSHALL COUNTY FIREFIGHTERS' ASSOCIATION**

John Grolich explained that he would like to offer mental health training for emergency responders and their spouses. There will be two presentations, and the cost will be \$15,000. **Adam Faulstich moved, second by Jesse Bohannon, to approve mental health training, to be paid from the Fire Protection Grant Program. Motion carried 3-0.**

### **ATTORNEY REPORT**

Tower Contract: John Grolich and Attorney Surrisi attended a meeting with MD7 representative Marvin Robinson and the company's legal counsel on May 6<sup>th</sup> to discuss the terms of the draft legal documents regarding the communications tower at the jail property. The county's questions and concerns with some provisions of the legal documents were discussed. In response, the company's counsel made certain revisions. The revised drafts will be prepared for the Commissioners' consideration at the next meeting. The documents will also need the approval of the Marshall County Holding Corporation.

## **AUDITOR REPORT**

**May 5, 2025 Minutes: Adam Faulstich moved, second by Jesse Bohannon, to approve the May 5, 2025 minutes as presented. Motion carried 3-0.**

**Accounts Payable Claims: Jesse Bohannon moved, second by Adam Faulstich, to approve the accounts payable claims as presented. Motion carried 3-0.**

**Payroll Claims: Adam Faulstich moved, second by Jesse Bohannon, to approve the payroll claims as presented. Motion carried 3-0.**

## **PUBLIC COMMENT**

Craig Heims, 14702 Candie Lane, Plymouth requested the road work be continued on Candie Lane.

President of the Condo Association Scott Schuster, 14661 Candie Lane, Plymouth, stated that there is standing water and a large hole in the road that needs repair.

Bill Woodward, 12094 Peach Road, Plymouth, spoke on behalf of several concerned citizens regarding the Regional Sewer District Board, costs associated with abandoning a septic tank, connecting to the system, permits, and exemptions.

Beverly Jeffers, 17050 Mill Pond Trail, Plymouth, expressed concerns about the exemption process.

Chester Borys, 12337 Peach Road, Plymouth, addressed the affordability of connecting to the sewer.

Jeff Sample, 12667 Nataka Trail, Plymouth, expressed concern about the requirement and affordability of connecting to the sewer.

## **COMMISSIONER ITEMS**

**Bremen Public Library Appointment: President Klotz explained that Kim Meyer requested not to be reappointed to the board. Jesse Bohannon moved, second by Adam Faulstich, to appoint Kelsey Glinge to the Bremen Public Library Board for a four-year term beginning July 9, 2025 and ending July 9, 2029. Motion carried 3-0.**

**Public Defender Board Appointment: Jesse Bohannon moved, second by Adam Faulstich, to appoint Tim Starr to the Public Defender Board for a term of three years, ending July 1, 2028. Motion carried 3-0.**

**Health Department Administrator: A Public Health RN Administrator Services Contract was submitted for approval by the Commissioners. The Health Department Administrator has resigned, and the contract is for an interim period. The contract has been approved by the Health Board. Jesse Bohannon moved, second by Adam Faulstich, to allow the Health Department to enter a Public Health RN Administrator Services Contract and to allow Dr. Byron Holm sign on behalf of the Board of Commissioners. Motion carried 3-0.**

Health Department MOU with Council on Aging: A Memorandum of Understanding between Marshall County Council on Aging and Marshall County Health Department for tokens was presented at the prior meeting. **Jesse Bohannon moved, second by Adam Faulstich, to deny the request pending further review by the Health Department. Motion carried 3-0.**

Hyper Wave Consulting: HWC Network Engineer BJ Smith stated that Surf Internet has waived the \$300 installation fee for services at 990 Illinois Street, Plymouth and anticipates the monthly service cost to be \$165. He presented Estimate No. 13828 for networking equipment in the sum of \$9,898.73. **Jesse Bohanon moved, second by Adam Faulstich, to approve Hyper Wave Consulting Estimate No. 13828 in the amount of \$9,898.73, as presented. Motion carried 3-0.**

National Asphalt Solutions, LLC: Jesse Bohanon moved, second by Adam Faulstich, to approve Estimate # 2279 for seal coating the parking lot at 990 Illinois Street in the amount of \$3,989. Motion carried 3-0.

HVAC System – 990 Illinois Street: Attorney Surrisi explained that a request for proposals was sent out for the HVAC system at 990 Illinois Street. There were four bids received as follows:

Bowman's Tin Shop Inc.	\$108,990.29
Dynamic Mechanical Services	\$198,483.00
Ideal Consolidated, Inc.	\$107,665.00
Herrman & Goetz, Inc.	\$127,142.00

President Klotz explained the upgrade will change from a boiler system to forced air with redundancy. The Health Department requested approval of the Bowman's Tin Shop estimate. **Adam Faulstich moved, second by Jesse Bohannon, to accept the Health Department's recommendation and accept the bid from Bowman's Tin Shop in the amount of \$108,990.29 and to allow the President to sign on behalf of the Board. Motion carried 3-0.**

Town & Country Printers: Buildings & Grounds Supervisor Billy Schoff presented Quote No. 1980 from Town & Country Printers for the window lettering and signs at 990 Illinois Street. **Jesse Bohanon moved, second by Adam Faulstich, to approve Town & Country Printers, Inc. Quote No. 1980 in an amount not to exceed \$1,900. Motion carried 3-0.**

Older Adult Services: Executive Director Janis Holiday presented Section 5339 Invoice 1243 in the amount of \$107,834 in federal funds and \$19,030 applied local match for the purchase of a bus. **Jesse Bohanon moved, second by Adam Faulstich, to approve Section 5339 Invoice 1243 as presented and to allow the President to sign on behalf of the Board. Motion carried 3-0.**

Medical Benefits Self Insurance Fund: President Klotz suggested an additional deposit be made into the Medical Benefits Self Insurance Fund 4702 because there was not initial funding established and there is a lag in payments. **Jesse Bohanon moved, second by Adam Faulstich, to approve an additional contribution of \$250,000 from the Commissioner Group Health Insurance account line into Fund 4702. Motion carried 3-0.**

Regional Sewer District Board: Discussion was held concerning the Board's ability to remove an appointment from the Regional Sewer District Board and having the board appointed member attend a commissioner's meeting to provide information. **Jesse Bohannon moved to request Tom McFadden to attend the next Commissioner's meeting. Motion withdrawn to allow Attorney Surrisi time to provide an update on the Board's authority.**

**ADJOURNMENT**

With no further business to come before the board **Jesse Bohannon moved, second by Adam Faulstich, to adjourn the meeting at 11:50 a.m. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST:

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Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
JUNE 2, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 8:30 a.m., Monday, June 2, 2025. Present were Commissioners, Stan Klotz, President, Jesse Bohannon, Vice President, and Adam Faulstich, Member; County Attorney Sean Surrisi; as well as County Auditor Angela C. Birchmeier. The meeting was called to order, streamed live at <http://www.youtube.com/@MarshallCountyIN>, the Pledge of Allegiance was said, the Invocation was given by Brandon Ritchie, and the business at hand was heard.

**PUBLIC INPUT ON AGENDA ITEMS**

No public input concerning agenda items was heard.

**ATTORNEY REPORT**

Marshall County Holding Corporation: The Marshall County Holding Corporation will conduct its annual meeting on June 16, 2025, at 11:00 a.m., or immediately following the Commissioners' meeting, in the Commissioners' Room. The corporation will hear annual updates regarding the jail bond maintenance, ratify annual bond disclosure documents, and will consider approval of documents related to the proposed sale of an easement and lease assignment regarding the communications tower at the jail.

**HIGHWAY DEPARTMENT**

Highway Department Superintendent Jason Peters presented a right-of-way cut request from Flock Group, Inc. d/b/a Flock Safety on W. Lincoln Highway, between Pioneer Drive and Windmill Drive, in Center Township, for the purpose of installing a camera on behalf of the Plymouth Police Department. **Adam Faulstich moved, second by Jesse Bohannon, to approve the right-of-way cut request from Flock Group, Inc. d/b/a Flock Safety on W. Lincoln Highway, between Pioneer Drive and Windmill Drive, in Center Township, for the purpose of installing a camera on behalf of the Plymouth Police Department. Motion carried 3-0.**

Superintendent Peters presented the following seven requests from NIPSCO:

1. 7567 7B Road, between Ironwood Road and Hickory Road, in Center Township, for the purpose of retiring a station and replacing with a new station.
2. Michigan Road, between Dewey Street and 18<sup>th</sup> Road, in West Township, for the purpose of installing Supervisory Control and Data Acquisition (SCADA) emergency monitoring equipment.
3. 4A Road, between Lilac Road and King Road, in North Township, for the purpose of installing SCADA emergency monitoring equipment.
4. 14<sup>th</sup> Road, between Peach Road and Olive Trail, in West Township, for the purpose of installing SCADA emergency monitoring equipment.
5. 7<sup>th</sup> Road, between Hickory Road and 15B Road, in West Township, for the purpose of installing SCADA emergency monitoring equipment.
6. Redwood Road, between 16<sup>th</sup> Road and 15B Road, in West Township, for the purpose of installing SCADA emergency monitoring equipment.

7. 9<sup>th</sup> Road, between U.S. 30 and King Road, in North Township, for the purpose of installing SCADA emergency monitoring equipment.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the seven requests from NIPSCO as presented. Motion carried 3-0.**

Superintendent Peters presented a right-of-way cut request from BSM Groups on 7<sup>th</sup> Road, between Pearl Road and Pine Road, in North Township, for the purpose of installing duct and fiber optic cable. **Jesse Bohannon moved, second by Adam Faulstich, to approve the right-of-way cut request from BSM Groups on 7<sup>th</sup> Road, between Pearl Road and Pine Road, in North Township, for the purpose of installing duct and fiber optic cable. Motion carried 3-0.**

Superintendent Peters provided an update on the following projects:  
Bridge 1, Ule Road (Local Project): No updates.

Bridge 232, Randolph Street: A progress report was provided for the work being completed by LaPorte Construction.

Bridge 231, Center Street, Bremen: The letting date is 2027. Indiana Department of Transportation (INDOT) is sending stakeholders invitations for responses regarding the re-evaluation of the “non-select” versus “select” status of the bridge. The responses will then be compiled for evaluation, review, and approval by the State Historic Preservation Office. The geotechnical drilling occurred in May and the evaluation and report are being prepared. Due to the historic process, the project has been pushed out to FY2028 and has a new letting date of August, 2027.

Bridge 88, 12<sup>th</sup> Road east of Olive Trail: The letting date is January 14, 2029. The Geotechnical Investigation was completed.

Bridge 108, East 7<sup>th</sup> Road: The letting date is February 12, 2030. Plans have been sent to the Indiana Department of Transportation (INDOT) for review.

Bridge Inspections 2022-2025 Phase II: No updates.

Bridge Inspections 2026-2029: The project has been assigned DES No. 2300183. In the process of preparing fees and contract documents.

Mill Pond Dam Improvements: In process of contacting company to schedule the slip lining for the pipe.

Energy Efficiency Conservation Block Grant (EECBG): The charging stations have been installed, and electricity will be connected to the stations this week.

Horse-Drawn Vehicle License Fees: No updates.

2025 Road Program: A progress report was presented.

Community Crossings 2025-01: Milestone Contractors stating the paving projects will begin in approximately three weeks.

Community Crossings 2025-01: Milestone Contractors stating the paving projects will begin in approximately three weeks.

Equipment: The Total Patcher was demonstrated last week. As promoted, the machine was able to patch potholes in the rain and with holes full of water. Superintendent Peters explained that the leases for the loader and mower will be paid in full this year, leaving \$129,785.91 available in the Cum Cap Development budget in 2026.

Mowing Contract: Superintendent Peters presented a contract for mowing services with Amos Bontrager. **Jesse Bohannon moved, second by Adam Faulstich, to approve the mowing agreement as presented and to allow Superintendent Peters to sign on behalf of the Board of Commissioners. Motion carried 3-0.**

Discussion was held concerning the Total Patcher. Superintendent Peters stated that the zipper machine did not sell at auction, and he is looking for other financing options.

Vialytics Presentation: Slater Rush provided an overview of their fully automated AI road management system. He explained that a smart phone mounted on the vehicle will scan road conditions. The AI analysis will automatically detect and classify defective roads and traffic signs. Utilizing the streamlined platform will help the county stay on top of road conditions, inventory, and budget planning. It will also allow the ability to assign tasks within the team and implement repairs efficiently. The annual subscription cost is \$49,000 with unlimited usage and users. The onboarding and training fees will be waived. The term would be for three years, and the County will own the data. This data can overlay on the County GIS with web feature services.

#### AUDITOR REPORT

May 19, 2025 Minutes: **Jesse Bohannon moved, second by Adam Faulstich, to approve the May 19, 2025 minutes as presented. Motion carried 3-0.**

Accounts Payable Claims: **Adam Faulstich moved, second by Jesse Bohannon, to approve the accounts payable claims as presented. Motion carried 3-0.**

Payroll Claims: **Jesse Bohannon moved, second by Adam Faulstich, to approve the payroll claims as presented. Motion carried 3-0.**

#### COMMISSIONER ITEMS

Jail Communications Tower: Attorney Surrisi presented the Purchase and Sale Agreement (New Easement and Lease Assignment) between Marshall County, Marshall County Holding Corporation, and AIO Operating 2, LLC for consideration. He explained the purchase price for the grant of the Easements and assignment of the Existing Agreements shall be an amount equal to \$278,000. EPICS Coordinator John Grolich explained that the proceeds will be used for communication upgrades throughout the County. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Purchase and Sale Agreement between Marshall County, Marshall County Holding Corporation, and AIO Operating 2, LLC, as presented, and to allow the President to sign on behalf of the Board. Motion carried 3-0.**

Marshall County Regional Sewer District: Attorney Surrisi stated that the Commissioners requested that he research several matters regarding the Marshall County Regional Sewer District (“MCRSD”). That request came against the backdrop of many residents within the Proposed Service Area 1 (“PSA 1”) of the district expressing concerns about the district and its economic feasibility.

The first inquiry the Commissioners asked to be addressed was whether they had the authority to remove an appointed member of the MCRSD. The answer to that question is, yes. The Commissioners original petition to the Indiana Department of Environmental Management (“IDEM”) seeking to form the MCRSD addressed vacancies on the MCRSD board utilizing language revealing an intent that the members were to serve at the pleasure of their appointing authority. That language set forth in the Commissioners’ petition was approved by IDEM in its final order establishing the district. To further clarify and definitively reaffirm the Commissioners’ authority to remove members of the MCRSD, that issue is being addressed in the currently proposed Ordinance No. 2025-16.

Next, Attorney Surrisi researched whether the MCRSD could be stopped or otherwise dissolved. The answer to that question is also, yes. IDEM’s final order established the MCRSD as “an independent municipal corporation” and found that it “appear[ed] capable of accomplishing the purposes of the district in an economically feasible manner.” Even though IDEM’s order is final, the Indiana Code provides for a process to reconsider the agency’s action creating the MCRSD. The Commissioners, as the petitioners in the IDEM administrative proceedings that created the MCRSD, retain standing to ask the agency to rehear its decision to establish the district. Indiana Code 4-21.5-3-31(c) allows a party to the original proceedings to petition IDEM “for a rehearing of final order”. IDEM is only authorized to grant such a petition if the petitioning party can demonstrate that “newly discovered material evidence exists” and “the evidence could not, by due diligence, have been discovered and produced at the hearing in the proceeding.” Under Indiana Code 13-26-6-4, if IDEM determines that a “project or operation of the district is not economically feasible, fair, or reasonable” the agency “may declare the district dissolved and enter an order for the distribution of all assets owned by the district after the payment of liabilities.” It would take much effort by the Commissioners and interested individuals to compile sufficient evidence to support a petition for rehearing of IDEM’s order creating the MCRSD. Most of the complaints heard expressed from residents of PSA 1 are matters that with due diligence could have been raised in 2022 when the district was being formed by IDEM. However, it could be seen certain considerations of whether the project is “economically feasible” today, being new evidence. The economy at the international, national, state, and local levels has gone through many changes since the district formed in 2022. We’ve seen high inflation, soaring property taxes and now comprehensive property tax reforms, changing tariffs, etc. Such evidence could be compelling factors in rehearing the decision by the new IDEM administration. Obtaining a reversal from IDEM may be difficult, but it is possible.

Discussion was held. Attorney Surrisi stated that MCRSD has done nothing illegal or irresponsible. Vice President Bohannon stated that it is a conversation between political authority versus legal authority. **Jesse Bohannon moved, to approve Ordinance 2025-16: An Ordinance of the Marshall County Board of Commissioners Regarding Vacancies on the Board of Trustees of the Marshall County Regional Sewer District on all three readings.** Jesse Bohannon withdrew the motion.

**Adam Faulstich moved, second by Jesse Bohannon, to approve Ordinance 2025-16: An Ordinance of the Marshall County Board of Commissioners Regarding Vacancies on the Board of Trustees of the Marshall County Regional Sewer District on first reading. Motion carried 3-0.**

**Jesse Bohanon moved, second by Adam Faulstich, to authorize Attorney Surrisi to send a letter to Tom McFadden inviting him to a Commissioner meeting. Motion carried 3-0.**

**Kankakee River Basin and Yellow River Basin Development Commission and Technical Advisory Committee: Adam Faulstich moved, second by Jesse Bohannon, to reappoint Craig Cultice to the Kankakee River Basin and Yellow River Basin Development Commission for a four year term and to reappoint Randy Gingle to the Kankakee River Basin and Yellow River Basin Development Commission Technical Advisory Committee for a four year term, said terms to run from July 1, 2025 through June 30, 2029. Motion carried 3-0.**

**Health Department – New Building Moving Dates: The Health Department will be moving to their new location at 990 Illinois Street during the week of June 9<sup>th</sup> through June 13<sup>th</sup>. Adam Faulstich moved, second by Jesse Bohanon, to authorize closing the Health Department from June 9<sup>th</sup> through June 13<sup>th</sup> to move to the new building. Motion carried 3-0.**

**2026 Budget Recommendation: Jesse Bohanon moved, second by Adam Faulstich, to recommend Council continue with the previous practice of alternating flat rate and percentage wage increases and to consider a 3% wage increase in 2026. Motion carried 3-0.**

#### **PUBLIC COMMENT**

Rhonda Sukich, 17075 Tomahawk Trail, Plymouth, questioned what binds the Regional Sewer District fiscally.

Bill Woodward, 12094 Peach Road, Plymouth, requested the Regional Sewer District to stop spending and questioned who will pay back the debt.

Sheila Gardner, 10660 Nutmeg Road, Plymouth, questioned if there would be a process for other priority service areas to opt out.

Serena Anderson, 17085 Tomahawk Trail, Plymouth, spoke against the sewer district.

Arlene Shabino, 12344 Chippewa Trail, Culver, spoke against the sewer district and is concerned about the timing of the three readings of proposed Ordinance 2025-16.

Chris Nusbaum, Attorney for the Regional Sewer District, stated he is looking forward to reading the letter being sent to Tom McFadden and ordinance in its current draft. He presented a copy of case law, 856 NE. 2d 86, Court of Appeals of Indiana, Pat Fox, in his official capacity as a member of the Town Council of Ingalls, Indiana, et al, Appellants-Defendants v. Tim Green, Appellee-Plaintiff, No. 48A04-0508-CV-493, August 14, 2006, Publication Ordered Oct. 11, 2006. He stated that he believes there is misunderstanding in the way the Sewer District was formed. There are stated term limits for each of the board members, they do not serve at the pleasure of the appointing committees. The members are appointed to serve for a stated term and as such, they cannot be removed.

**ADJOURNMENT**

With no further business to come before the board **Jesse Bohannon moved, second by Adam Faulstich, to adjourn the meeting at 9:56 a.m. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST: \_\_\_\_\_  
Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
JUNE 16, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 9:30 a.m., Monday, June 16, 2025. Present were Commissioners, Stan Klotz, President, Jesse Bohannon, Vice President, and Adam Faulstich, Member; County Attorney Sean Surrisi; as well as County Auditor Angela C. Birchmeier. The meeting was streamed live at <http://www.youtube.com/@MarshallCountyIN>. The Invocation was given by Brandon Ritchie, the Pledge of Allegiance was said, the meeting was called to order, and the business at hand was heard.

**PUBLIC INPUT ON AGENDA ITEMS**

No public input concerning agenda items was heard.

**HIGHWAY DEPARTMENT**

Highway Department Superintendent Jason Peters presented a road surface cut and right-of-way cut request from BSM Groups on behalf of Comcast Cable along 6<sup>th</sup> Road, between Rose Road and Spruce Trail, in Polk Township, for the purpose of installing conduit and fiber cable.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the road surface cut and right-of-way cut request from BSM Groups on behalf of Comcast Cable along 6<sup>th</sup> Road, between Rose Road and Spruce Trail, in Polk Township, for the purpose of installing conduit and fiber cable. Motion carried 3-0.**

Superintendent Peters presented a request from Troyer Group/Frontier on Old US 30/Center Street, between Main Street and North Thompson Street, in Bourbon Township, for the purpose of providing internet service to a customer. **Jesse Bohannon moved, second by Adam Faulstich, to approve the right-of-way cut request from Troyer Group/Frontier on Old US 30/Center Street, between Main Street and North Thompson Street, in Bourbon Township, for the purpose of providing internet service to a customer. Motion carried 3-0.**

Superintendent Peters presented a road bore and right-of-way cut request from Surf Internet on Michigan Road, between US 6 and 2C Road, in North Township, for the purpose of tying into the existing LaPaz network for an ICP grant customer. **Adam Faulstich moved, second by Jesse Bohannon, to approve the road bore and right-of-way cut request from Surf Internet on Michigan Road, between US 6 and 2C Road, in North Township, for the purpose of tying into the existing LaPaz network for an ICP grant customer. Motion carried 3-0.**

Superintendent Peters provided an update on the following projects:  
Bridge 1, Ule Road (Local Project): Awarded \$706,269.81.

Bridge 232, Randolph Street: A progress report was provided for the work being completed by LaPorte Construction, indicating the project is 44% complete.

Bridge 231, Center Street, Bremen: The letting date is 2027. No updates.

Bridge 88, 12<sup>th</sup> Road east of Olive Trail: The letting date is January 14, 2029. No updates.

Bridge 108, East 7<sup>th</sup> Road: The letting date is February 12, 2030. No updates.

Bridge Inspections 2022-2025 Phase II: No updates.

Bridge Inspections 2026-2029: The project has been assigned DES No. 2300183. No updates.

Mill Pond Dam Improvements: In process of contacting company to schedule the slip lining for the pipe.

Energy Efficiency Conservation Block Grant (EECBG): The charging stations have been installed and the electricity connected. The meter box will be installed.

Horse-Drawn Vehicle License Fees: No updates.

2025 Road Program: A progress report was presented. Road work began on May 29<sup>th</sup>. The following roads will be chip and sealed: Jarrah Road, 12B Road to 14<sup>th</sup> Road; 3<sup>rd</sup> Road, King Road to Lilac Road; Lilac Road, 3<sup>rd</sup> Road to 4A Road; Lilac Road, US 6 to 1B Road; 1B Road, Linden Road to Lilac Road; Linden Road, US 6 to 1B Road; King Road, 1<sup>st</sup> Road to County Line Road; Oak Road, US 6 to 1<sup>st</sup> Road; Pine Road, US 6 to 1st Road; Sycamore Road, 1<sup>st</sup> Road to County Line Road; 1C Road, US 6 to County Line Road; Plymouth-LaPorte Trail, Thorn Road to 3B Road; and 7<sup>th</sup> Road, Plymouth-LaPorte Trail to County Line Road. As of today, it is estimated that 42 center lane miles have been sealed and approximately 14 total center lane miles triple sealed. The cost of emulsion was \$416,659.74 and the cost of stone was \$125,248.80, for a total of \$541,908.54.

Superintendent Peters added additional segments to the 2025 Road Program since approved by the Commissioners: 1C Road, US 6 to County Line Road; Jarrah Road, 6B Road to 7<sup>th</sup> Road; Lilac Road, 3<sup>rd</sup> Road to 4A Road; Linden Road, US 6 to 1B Road; and Plymouth-LaPorte Trail, from Thorn Road to 3B Road. **Adam Faulstich moved, second by Jesse Bohannon, to approve the additional road segments to the 2025 Road Program, as presented. Motion carried 3-0.**

Community Crossings 2025-01: Milestone Contractors plan to start on 16C Road on June 19<sup>th</sup> and 3<sup>rd</sup> Road in early July.

Additional Paving Projects: Superintendent Peters stated that bids were opened for the following projects at the May 5<sup>th</sup> meeting, with the low bid from Milestone Contractors in the sum of \$537,904.50: King Road, Lincoln Highway to US 30 / 9A Road; Suter Road, 9<sup>th</sup> Road to 9A Road; 9<sup>th</sup> Road, dead end to Richter Road; Quail Ridge Drive, 12<sup>th</sup> Road to dead end; and Kenilworth Road, railroad tracks to Dewey Street. He requested support to complete the additional paving projects. **Jesse Bohannon moved, second by Adam Faulstich, to support the Highway Department in seeking funding support for the additional paving projects, as presented. Motion carried 3-0.**

#### MARSHALL COUNTY TOBACCO EDUCATION

Marshall County Tobacco Education Coordinator Annette Haining requested permission to allow a county employee to take the Marshall County Health Department cargo trailer to Porter County on Saturday, August 9<sup>th</sup> from 11:00 a.m. to 2:00 p.m. for a fair. Discussion was held concerning the County policy regarding travel outside of the County.

**Jesse Bohannon moved, second by Adam Faulstich, to deny the request as presented with a contingency to negotiate an agreement and transfer title of the cargo trailer.  
Motion carried 3-0.**

#### **SHERIFF DEPARTMENT**

**Lake Enforcement DNR Grant: Jesse Bohannon moved, second by Adam Faulstich, to approve Grant Agreement, under Contract #92689, between the Indiana Department of Natural Resources/Division of Law Enforcement and Marshall County in the amount of \$15,000.**  
**Motion carried 3-0.**

**iTouch Equipment Grant Request and Conveyance of Equipment Agreement:** The Sheriff is seeking approval of the Request to Apply for an Indiana Supreme Court Grant to improve jail fingerprinting equipment and approval of the Conveyance of Equipment Agreement. The federal government will be providing, through the Indiana Supreme Court, Office of Court Technology, an iTouch Biometrics fingerprint machine valued at \$22,035. There will be no monetary exchange.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the request to apply for the Indiana Supreme Court Grant and to approve the Conveyance of Equipment Agreement between the Indiana Supreme Court, Office of Judicial Administration, Indiana Office of Court Technology and Marshall County, and to allow the Sheriff to sign on behalf of Marshall County.** Motion carried 3-0.

#### **TREASURER'S OFFICE**

Treasurer Wendy Tapia presented the Confidentiality Agreement between Marshall County, Indiana and the Indiana Department of Revenue (IDOR). The agreement serves as an understanding and acknowledgement that any information the IDOR shares with the Treasurer will be strictly confidential and safeguarded. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Confidentiality Agreement between Marshall County, Indiana and the Indiana Department of Revenue and to allow the President to sign on behalf of the Board.**  
**Motion carried 3-0.**

Auditor Birchmeier provided a brief explanation of the Innkeepers Tax and Tourism Commission. Vice President Bohannon requested Attorney Surrisi research to determine if the County is statutorily required to provide the innkeepers tax to the Tourism Commission.

#### **ATTORNEY REPORT**

Attorney Surrisi did not have any items to report.

#### **AUDITOR REPORT**

**June 2, 2025 Minutes: Adam Faulstich moved, second by Jesse Bohannon, to approve the June 2, 2025 minutes as presented.** Motion carried 3-0.

**June 5, 2025 Executive Session Minutes: Jesse Bohannon moved, second by Adam Faulstich, to approve the June 5, 2025 executive session minutes as presented.** Motion carried 3-0.

**Accounts Payable Claims: Adam Faulstich moved, second by Jesse Bohannon, to approve the accounts payable claims as presented.** Motion carried 3-0.

**Payroll Claims: Jesse Bohannon moved, second by Adam Faulstich, to approve the payroll claims as presented. Motion carried 3-0.**

**PUBLIC COMMENT**

Bill Woodward, 12094 Peach Road, Plymouth, spoke about the individuals within the Regional Sewer District being responsible for themselves and not being forced by a board to hook up to a sewer.

Jennifer Leary, 15986 Cook Lake Trail, Plymouth, addressed the concerns she has heard about the Regional Sewer District being a new item, which it is not. There were studies dating back to 2005 and 2013. She questioned how much money the Regional Sewer District has spent and whether the \$500,000 pledge made by the county has been provided. She spoke in favor of individuals having a right to clean water.

Tony Soria, 17336 Tomahawk Trail, Plymouth, stated his desire for the Regional Sewer District Board to hold evening meetings.

**COMMISSIONER ITEMS**

**Ordinance 2025-16: An Ordinance of the Marshall County Board of Commissioners Regarding Vacancies on the Board of Trustees of the Marshall County Regional Sewer District:** Attorney Surrisi stated that he has reviewed the memo from the Regional Sewer District Attorney Chris Nusbaum and the letter from Tom McFadden and they have differing legal opinions. Discussion was held concerning boards being held accountable to public opinion.

**Jesse Bohannon moved, second by Adam Faulstich, to suspend the rules and pass Ordinance 2025-16: An Ordinance of the Marshall County Board of Commissioners Regarding Vacancies on the Board of Trustees of the Marshall County Regional Sewer District on second and third reading. Motion carried 3-0.**

**Jesse Bohannon moved, second by Adam Faulstich, to declare the seat held by Tom McFadden on the Marshall County Regional Sewer District as vacant. Motion carried 3-0.**

**Owner Occupied Housing Project De-obligation:** The Indiana Housing & Community Development Authority has presented Amendment #2 to the Community Development Block Grant Program Agreement, Award Agreement No. HD-022-001 to reduce the award amount from \$500,000 to \$424,943.59 and to de-obligate \$75,056.41. **Jesse Bohannon moved, second by Adam Faulstich, to approve the de-obligation amount of \$75,056.41 and to approve Amendment #2 to the Community Development Block Grant Program Agreement, as presented and to allow the President to sign on behalf of the Board. Motion carried 3-0.**

**Covered Bridge Certification:** **Adam Faulstich moved, second by Jesse Bohannon, to approve the Covered Bridge Certification stating Marshall County does not have any covered bridges per I.C. 8-14-1-10. Motion carried 3-0.**

**Jail Communications Tower:** Attorney Surrisi stated the Purchase and Sale Agreement was approved at the prior meeting and will be considered by the Marshall County Holding Corporation at their meeting today.

Amazon Business Prime for Indiana Counties: Discussion was held concerning the county utilizing the Amazon Business Prime for Indiana Counties as endorsed by AIC.

990 Illinois Street - Generator: Banner Electric submitted a bid to install a 40kw Cummins generator in the amount of \$39,400. President Klotz explained the invoice will be paid by the Health Department. **Jesse Bohannon moved, second by Adam Faulstich, to accept the Banner Electric bid for a 40kw Cummins generator, as presented. Motion carried 3-0.**

990 Illinois Street – Electrical Upgrade: Banner Electric submitted a bid to upgrade the existing electric service in the amount of \$10,500. President Klotz explained the invoice will be paid by Buildings & Grounds. **Adam Faulstich moved, second by Jesse Bohannon, to accept the Banner Electric bid for the electric service upgrade, as presented. Motion carried 3-0.**

Exempt Employee Flex Time: Discussion was held concerning a personnel policy change to allow exempt employees to earn flex time. The flex time would be in a limited amount for a specified period and not be considered a benefit to be paid out upon termination of the employee.

**Jesse Bohannon moved, second by Adam Faulstich, to allow the Auditor and Human Resources Administrator to proceed with the preparation of a policy change to allow exempt employees to earn flex time, for consideration at a future meeting. Motion carried 3-0.**

County Ordinances: President Klotz stated that ordinances passed in Marshall County are available on the website at [www.co\\_marshall.in.us](http://www.co_marshall.in.us).

#### **ADJOURNMENT**

With no further business to come before the board, **Jesse Bohannon moved, second by Adam Faulstich, to adjourn the meeting at 11:01 a.m. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST: \_\_\_\_\_  
Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
JULY 7, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 8:30 a.m., Monday, July 7, 2025. Present were Commissioners, Stan Klotz, President, Jesse Bohannon, Vice President, and Adam Faulstich, Member; County Attorney Sean Surrisi; as well as County Auditor Angela C. Birchmeier. The meeting was streamed live at <http://www.youtube.com/@MarshallCountyIN>. The Invocation was given by Brandon Ritchie, the Pledge of Allegiance was said, the meeting was called to order, and the business at hand was heard.

**PUBLIC INPUT ON AGENDA ITEMS**

Sheila Gardner, 10660 Nutmeg Road, Plymouth, stated her desire for the Marshall County Economic Development Corporation to bring successful individuals into Marshall County.

**HIGHWAY DEPARTMENT**

Highway Department Superintendent Jason Peters presented three requests from BSM Group as follows:

1. A right-of-way cut request on Michigan Road, between Hoham Drive and 7B Road, in Center Township, for the purpose of placing underground duct and coax cable.
2. A right-of-way cut request on 6<sup>th</sup> Road, between Redwood Road and Union Road, in Polk Township, for the purpose of placing underground duct and fiber optic cable.
3. A road surface cut, road bore, and right-of-way cut request on Union Road, between Church Street and US Highway 30, in West Township, for the purpose of placing underground duct and fiber optic cable.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the three requests from BSM Groups as presented. Motion carried 3-0.**

Superintendent Peters presented three right-of-way cut requests from Northern Indiana Public Service Company as follows:

1. On the north side of 14B Road, between State Road 331 and Cedar Road, in Bourbon Township, for the purpose of performing remediation.
2. On the south side of 14B Road, between State Road 331 and Cedar Road, in Bourbon Township, for the purpose of performing remediation.
3. At the intersection of 3<sup>rd</sup> Road and West Shore Drive, between West Shore Drive and Mary Drive, in German Township, for the purpose of performing remediation.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the right-of-way cut request from Northern Indiana Public Service Company as presented. Motion carried 3-0.**

Superintendent Peters provided an update on the following projects:

Bridge 1, Ule Road (Local Project): Awarded \$706,269.81; Inspection \$44,249. Work will begin in October and a completion target date of December 12<sup>th</sup>.

Bridge 232, Randolph Street: A progress report was provided for the work being completed by LaPorte Construction.

Bridge 231, Center Street, Bremen: The letting date is 2027. No updates.

Bridge 88, 12<sup>th</sup> Road east of Olive Trail: The letting date is January 14, 2029. No updates.

Bridge 108, East 7<sup>th</sup> Road: The letting date is February 12, 2030. No updates.

Bridge Inspections 2022-2025 Phase II: No updates.

Bridge Inspections 2026-2029: The LPA – Consulting Contract for County Bridge Inspections between Marshall County and USI Consultants, Inc., DES No. 2300183, in an amount not to exceed \$424,852.69, for the period October 1, 2026 through September 30, 2030, was presented for approval. **Adam Faulstich moved, second by Jesse Bohannon, to approve the Consulting Contract for County Bridge Inspections in the amount of \$424,852.69, as presented. Motion carried 3-0.**

Mill Pond Dam Improvements: The company has been contacted to schedule the slip lining for the pipe.

Energy Efficiency Conservation Block Grant (EECBG): The work has been completed and a meeting will be held tomorrow with the consulting agency to finalize the internal transfer of funds to pay the remaining invoices.

2025 Road Program: A progress report was presented. Road work began on May 29<sup>th</sup>. The following roads will be chip and sealed: Jarrah Road, 12B Road to 14<sup>th</sup> Road; 3<sup>rd</sup> Road, King Road to Lilac Road; Lilac Road, 3<sup>rd</sup> Road to 4A Road; Lilac Road, US 6 to 1B Road; 1B Road, Linden Road to Lilac Road; Linden Road, US 6 to 1B Road; King Road, 1<sup>st</sup> Road to County Line Road; Oak Road, US 6 to 1<sup>st</sup> Road; Pine Road, US 6 to 1st Road; Sycamore Road, 1<sup>st</sup> Road to County Line Road; 1C Road, US 6 to County Line Road; Plymouth-LaPorte Trail, Thorn Road to 3B Road; and 7<sup>th</sup> Road, and Plymouth-LaPorte Trail to County Line Road. As of June 16<sup>th</sup>, it is estimated that 42 center lane miles have been sealed and approximately 14 total center lane miles triple sealed. The cost of emulsion was \$416,659.74 and the cost of stone was \$125,248.80, for a total of \$541,908.54.

June 17<sup>th</sup> to July 7<sup>th</sup>: 5B Road, County Line to Beech Road; County Line, 3B Road to 2B Road; Juniper Road, 12B Road to State Road 10; Pioneer Road, 1400 Pioneer Drive to State Road 17; Lincoln Highway, 9<sup>th</sup> Road to city limits; Lincoln Highway, 9<sup>th</sup> Road to Queen Road for a total of 22 miles. The cost of emulsion was \$218,688.84 and the cost of stone was \$72,622.60, for a total cost of \$291,311.44.

The year-to-date cost for emulsion is \$635,348.58 and \$197,871.40 for stone, with a total cost of \$833,219.98.

Community Crossings 2025-01: Milestone Contractors has completed 3<sup>rd</sup> Road, the pavement is complete on 16C Road, they are working to complete the shoulder work; and milling should begin on 9<sup>th</sup> Road, and upon completion will start Nutmeg Meadows.

Milling Donation to 4-H: Superintendent Peters requested ratification of the donation of millings to the 4-H Fairgrounds for the grandstand area. **Adam Faulstich moved, second by Jesse Bohannon, to approve the Highway Department donation of millings to the 4-H Fairgrounds.**

**Motion carried 3-0.**

Discussion was held concerning the pothole patcher and vacating a section of 2C Road, south of Bremen.

#### **MARSHALL COUNTY PARK BOARD**

Marshall County Park Board Secretary Deb VanDeMark provided an update on the Park Board's 5-Year Plan. The board was established on March 16, 2020. Trails at Mill Pond: several mountain bike trails have been built, they would like to have a fishing deck installed, and the consideration of a kayak launch at the peninsula. They would also like consideration of two or three kayak launches along the Yellow River, possibly on Hickory and 11<sup>th</sup> Road. The cabin has been restored at Memorial Forest, with the addition of a pavilion, picnic tables, security lights, and walking trails. The Park Board is requesting assistance from the Highway Department for signage.

#### **ASSESSOR**

Assessor Peter Paul requested the appointment of Gloria Niedbalski to the Property Tax Assessment Board of Appeals (PTABOA) to fill the unexpired term of Terry Knee, ending December 31, 2027. **Jesse Bohannon moved, second by Adam Faulstich, to accept the Assessor's recommendation and appoint Gloria Niedbalski to the PTABOA, with the term ending December 31, 2027.**

**Motion carried 3-0.**

#### **MARSHALL COUNTY ECONOMIC DEVELOPMENT CORPORATION**

Marshall County Economic Development Corporation (MCEDC) President/CEO Greg Hildebrand provided a PowerPoint presentation including the following: He outlined 2025 year-to-date, with second quarter updates, the move of their office to Heartland Gallery, Marshall County gross domestic product and per capita personal income, the accomplishments of the MCEDC over the prior 17 years, the assessed value, tax rate, population, tax levy, and actual disbursements made from 2012 to present. He also requested ongoing financial support. Vice President Bohannon requested a correlation vs. causation report to gauge the return on investment. Discussion was held concerning an article on tax abatements.

#### **MARSHALL COUNTY FIRE**

Bremen Fire Chief Matthew Neher presented a request for \$50,000 from the Marshall County Public Safety Grant Program for the Town of Bremen's 2025 Annual Support Payment. The funds will be used to reimburse the Town of Bremen for the purchase of eight portable radios and accessories. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Bremen Fire Department's request for \$50,000, as presented. Motion carried 3-0.**

John Grolich presented an estimate in the amount of \$17,721.99 from DSLR Pros for the purchase of a drone and additional funds to cover the liability cost. The drone is to be shared by Marshall County units. Insurance Consultant Mike Miley suggested registering the unit to Marshall County and establishing a Memorandum of Understanding with the various departments and operators. **Jesse Bohannon moved, second by Adam Faulstich, to support the request as presented in an amount not to exceed \$18,800 for the purchase of a drone and liability insurance.**

**Motion carried 3-0.**

#### **EMERGENCY MANAGEMENT AGENCY**

EMA Director Jack Garner presented the Quarterly Report (April 1 through June 30, 2025). He highlighted the Incidents/Responses, including tornadoes, storms, and flash flooding, Grant and Training Updates, Community Outreach and other various topics. He also stated that he will be working on improving the Debris Management Plan and Annexes.

#### **DUSTIN'S PLACE**

Dustin's Place Executive Director Viki Brown announced that the renovation has been fully funded, and they will be entering their new space on September 5<sup>th</sup>, debt free. She thanked the Board of Commissioners for their support.

#### **ATTORNEY REPORT**

Innkeeper Tax: At the prior meeting the Commissioners asked if the innkeeper tax revenue could be utilized for economic development purposes. In general, it cannot. Indiana Code 6-9-18-4(c) provides that such funds “may be expended only to promote and encourage conventions, visitors, and tourism within the county.” Some counties, for example, Tippecanoe County have special legislation regarding the use of innkeeper tax in their county that allows a portion of the funds to be used for economic development. However, most counties, like Marshall County, do not have such a provision. Additionally, Indiana Code 6-9-18-4(b) requires the innkeepers tax revenue to be transferred to the Tourism Commission.

Sandoz, Inc. Opioid Settlement: The Commissioners previously engaged the law firm Cohen Malad to represent the County in various opioid litigation matters. At this time, a proposed settlement has been reached in the Sandoz, Inc. case. Various approvals are required in the court before the settlement is finalized. If everything is approved, the county is projected to receive \$33,996.63. The Indiana Attorney General’s office was not involved in this case. However, the terms of the settlement require the settlement funds to be used for opioid remediation purposes, like the restrictive funds under the State approved settlements. **Jesse Bohannon moved, second by Adam Faulstich to approve the Sandoz Settlement Agreement and allow the President to sign on behalf of the Board. Motion carried 3-0.**

#### **AUDITOR REPORT**

June 16, 2025 Minutes: **Adam Faulstich moved, second by Jesse Bohannon, to approve the June 16, 2025 minutes as presented. Motion carried 3-0.**

Accounts Payable Claims: **Adam Faulstich moved, second by Jesse Bohannon, to approve the accounts payable claims as presented. Motion carried 3-0.**

Payroll Claims: **Adam Faulstich moved, second by Jesse Bohannon, to approve the payroll claims as presented. Motion carried 3-0.**

**AIC Amazon Business:** Auditor Birchmeier provided an update on the AIC Amazon Business account and recommended the Commissioners proceed with establishing an account.

**Jesse Bohannon moved, second by Adam Faulstich, to authorize the establishment of an AIC Amazon Business account. Motion carried 3-0.**

#### **PUBLIC COMMENT**

Bill Woodward, 12094 Peach Road, Plymouth, requested an update on the Regional Sewer District. President Klotz stated he did not want to comment. Vice President Bohannon stated he wanted to move forward with the removal of appointee Tom McFadden from the Regional Sewer District and would be speaking with individuals in Indianapolis later today.

#### **COMMISSIONER ITEMS**

**Purchase Agreement:** A Purchase Agreement between Marshall County and Midwest Area School Employees' Insurance Trust (MASE) for the sale of a county owned electrical generator situated on the property located at 510 W. Adams Street, Plymouth, in the amount of \$3,500. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Purchase Agreement with MASE, as presented. Motion carried 3-0.**

**Ordinance 2025-17: An Ordinance Amending the County of Marshall, Indiana Personnel Policies Handbook:** The amendment would add the following language for Flex Time: The County may utilize "time off" or flexible hours for exempt positions to avoid having employees in those positions work in excess of their normal workweek schedule. Flex time scheduling shall be approved in advance by the Elected Official/Department Head. Flex-time shall be accrued on an hour-for-hour basis up to a maximum of twenty-four (24) hours and must be utilized within ninety (90) days from the date on which it was accrued. Flex-time has no monetary value and will not be paid out upon separation of employment. **Jesse Bohannon moved, second by Adam Faulstich, to approve Ordinance 2025-17: An Ordinance Amending the County of Marshall, Indiana Personnel Policies Handbook on first reading. Motion carried 3-0.**

**Time Management Systems:** Upon passage of Ordinance 2025-17, the timekeeping system will need to be updated to reflect the policy established. An estimate was received in the amount of \$390 and if approved, would be in place on the adoption of the ordinance on July 21<sup>st</sup>. **Adam Faulstich moved, second by Jesse Bohannon, to approve the Statement of Work from Time Management Systems in the amount of \$390 and to allow the President to sign on behalf of the Board. Motion carried 3-0.**

**Congressional Township School Funds Commissioner Statement:** **Adam Faulstich moved, second by Jesse Bohannon to approve the Congressional Township School Funds Commissioner Statement and direct the Auditor to draw a warrant, payable to the Treasurer of State. Motion carried 3-0.**

**Abonmarche:** A Professional Services Agreement between Abonmarche and Marshall County Surveyor's Office for section corner work was presented for ratification. **Jesse Bohannon moved, second by Adam Faulstich, to ratify the Professional Services Agreement with Abonmarche and to authorize the Surveyor to sign on behalf of the Board of Commissioners. Motion carried 3-0.**

Discussion was held concerning a sign dedication ceremony to be held on the weekend of August 17<sup>th</sup> in honor of Jackie Walorski.

**ADJOURNMENT**

With no further business to come before the board, **Jesse Bohannon moved, second by Adam Faulstich, to adjourn the meeting at 10:13 a.m. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST: \_\_\_\_\_  
Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
JULY 21, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 8:30 a.m., Monday, July 21, 2025. Present were Commissioners, Stan Klotz, President, Jesse Bohannon, Vice President, and Adam Faulstich, Member; County Attorney Sean Surrisi; as well as County Auditor Angela C. Birchmeier. The meeting was streamed live at <http://www.youtube.com/@MarshallCountyIN>. The Invocation was given by Brandon Ritchie, the Pledge of Allegiance was said, the meeting was called to order, and the business at hand was heard.

**AGENDA ITEMS**

**Jesse Bohannon moved, second by Adam Faulstich, to add “Regional Sewer District Appointment” to Commissioner Items. Motion carried 3-0.**

**PUBLIC INPUT ON AGENDA ITEMS**

No public input on agenda items was heard.

**HIGHWAY DEPARTMENT**

Highway Department Superintendent Jason Peters presented a road surface cut from Farmers Drainage, LLC, on 1<sup>st</sup> Road, between Sycamore Road and Tamarack Road, in Polk Township, for the purpose of replacing a drainage outlet. **Adam Faulstich moved, second by Jesse Bohannon, to approve the road surface cut from Farmers Drainage, LLC, on 1<sup>st</sup> Road, between Sycamore Road and Tamarack Road, in Polk Township, for the purpose of replacing a drainage outlet. Motion carried 3-0.**

Superintendent Peters presented four requests from Northern Indiana Public Service Company as follows:

1. WO# 53229-912: A right-of-way cut on Michigan Road, between 2A Road and 2C Road, in North Township, for the purpose of replacing utility poles.
2. A right-of-way cut at 688 Beech Road, between B Road and Plymouth-Goshen Trail, in German Township, for the purpose of installing a 4" PMMP mainline.
3. A road surface cut near 6508 Filbert Road, between 6<sup>th</sup> Road and 7<sup>th</sup> Road, in German Township, for the purpose of installing a valve.
4. A right-of-way cut at 418 3B Road, between Beech Road and W. County Line Road, in German Township, for the purpose of installing new gas service.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the four requests from Northern Indiana Public Service Company as presented. Motion carried 3-0.**

Superintendent Peters presented two requests from Surf Internet as follows:

1. A right-of-way cut on Abbott Street, between E. Shore Drive and Lakeshore Drive, in German Township, for the purpose of providing service to a customer.
2. A right-of-way cut and road bore on Glenn Overmyer Drive, between Glenn Overmyer Drive and Nutmeg Road, in Center Township, for the purpose of installing conduit and flowerpots.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the two requests from Surf Internet as presented. Motion carried 3-0.**

Superintendent Peters provided an update on the following projects:

Bridge 1, Ule Road (Local Project): Awaiting NIPSCO relocating a gas line.

Bridge 232, Randolph Street: A progress report was provided for the work being completed by LaPorte Construction.

Bridge 231, Center Street, Bremen: The date of letting is 2027. Quarterly Reports have been completed and are working on the select/non-select status of the bridge with Indiana Department of Transportation and DLZ.

Bridge 88, 12<sup>th</sup> Road east of Olive Trail: The date of letting is January 14, 2029. Quarterly Reports have been completed.

Bridge 108, East 7<sup>th</sup> Road: The date of letting is February 12, 2030. Quarterly Reports have been completed, and the Early Coordination Letter was submitted on July 7, 2025.

Bridge Inspections 2022-2025 Phase II: No updates.

Bridge Inspections 2026-2029: DES No. 2300183. The Indiana Department of Transportation County Bridge Inspection and Inventory Program for Cycle Years 2026-2029, Contract 94321, was presented for approval and ratification in the federal amount not to exceed \$339,882.15 for the period July 10, 2025 through September 30, 2030. **Jesse Bohannon moved, second by Adam Faulstich, to approve Contract 94321 for County Bridge Inspections, as presented, and to ratify the Board President's signature, as presented. Motion carried 3-0.**

Mill Pond Dam Improvements: No updates.

Energy Efficiency Conservation Block Grant (EECBG): The work has been completed, and we are awaiting final invoice documentation to close the project and submit it for final reimbursement.

MOU Culver Academies/Culver Education Foundation (CEF): A Memorandum of Understanding (MOU) between Marshall County Board of Commissioners and Culver Academies/Culver Educational Foundation (CEF) was presented for consideration. The purpose of the MOU is to outline the mutual understanding and responsibilities of both parties regarding collaborative roadway improvements to Academy Drive, a county-owned roadway located in Union Township, Culver, from State Road 10 to the Culver Town limits. Academy Drive is .446+- mile long. A private contractor, Michaels Asphalt, was contracted and will be managed by Culver Academies to perform the work, in accordance with standard engineering practices and INDOT accepted specifications and materials. Marshall County agrees to contribute up to \$50,000 and will pay directly to Culver Academies. Culver Academies/CEF will contribute greater or less than \$75,000 or the difference in the project cost agreed upon over the \$50,000 Marshall County contribution. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Memorandum of Understanding between Marshall County Board of Commissioners and Culver Academies/Culver Educational Foundation (CEF), pending Attorney review. Motion carried 3-0.**

2025 Road Program: A progress report was presented. The year-to-date cost for emulsion is \$762,096.28 and \$244,033.60 for stone, with a total cost of \$1,006,129.88.

Community Crossings 2025-01: Milestone Contractors has completed 3<sup>rd</sup> Road and 16C Road and 9<sup>th</sup> Road should be completed this week and will then start Nutmeg Meadows.

Additional Paving Projects: Three bids were received and opened at the May 5, 2025 meeting for five additional paving projects: King Road, Lincoln Highway to US 30 / 9A Road; Suter Road, 9<sup>th</sup> Road to 9A Road; 9<sup>th</sup> Road, dead end to Richter Road; Quail Ridge Drive, 12<sup>th</sup> Road to dead end; and Kenilworth Road, railroad tracks to Dewey Street. The three bids received were from E & B Paving, LLC in the total sum of \$569,014.10, Milestone Contractors in the total sum of \$537,904.50 (Scrivener's error, the correct total is \$535,232.70), and Rieth-Riley in the total sum of \$578,270.10. **Jesse Bohannon moved, second by Adam Faulstich, to accept the additional paving project bids as presented. Motion carried 3-0.**

Superintendent Peters requested permission to enter into an Agreement with Milestone Contractors for the Additional Paving Projects in the amount of \$535,232.70. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Agreement between Marshall County Board of Commissioners and Milestone Contractors, LP, as presented. Motion carried 3-0.**

Equipment: The cost of the Total Patcher will increase to \$104,500 from \$99,500 after July 31<sup>st</sup>. Discussion was held concerning the dealer extending the timeframe to allow time to seek support from the Council, determining the funding source, and lease-to-own options. **Jesse Bohannon moved, second by Adam Faulstich, to support entering into a rent-to-own agreement pending the Council approval of funding. Motion carried 3-0.**

### ELECTION BOARD

Clerk Jenny Bennett explained that some election workers are paid by payroll (rates approved by the Council) and some by claim (rates approved by the Commissioners). The Election Board is in favor of and are requesting to increase the per diem pay for election workers, as follows: Inspector (Republican) \$225; Democrat Judge \$190; Republican Judge \$175; and Clerk, Assistant Clerk, Absentee Ballot Counter \$175. **Jesse Bohannon moved, second by Adam Faulstich, to approve the wage increase for poll workers as presented. Motion carried 3-0.**

### HUMAN RESOURCES

Human Resources Administrator Jennifer Daake stated a request was received for the use of 30 sick bank days. The applicant does meet all the required criteria. **Jesse Bohannon moved, second by Adam Faulstich, to approve the 30-day sick bank request. Motion carried 3-0.**

### MARSHALL COUNTY FIRE

John Grolich explained that he had a couple of requests to present for the Fire Protection Grant. The first request is for an additional drone, the same drone as presented at the last meeting. The cost is \$17,721.99 from DSLR Pros. Discussion was held concerning the establishment of a Memorandum of Understanding with the various departments and operators. **Jesse Bohannon moved, second by Adam Faulstich, to support the request as presented for the purchase of a drone. Motion carried 3-0.**

The second request is for one handheld gas meter device for each department. The company/manufacturer will provide training. Two quotes were received, the first from Hoosier Fire in the amount of \$18,997 and the second from Conway Shield in the amount of \$30,000. The Hoosier Fire rate will be increasing on August 1<sup>st</sup>. **Jesse Bohannon moved, second by Adam Faulstich, to authorize John Grolich to proceed with the purchase of eight handheld gas meter devices, as presented. Motion carried 3-0.**

Discussion was held concerning the department's desire to purchase equipment vs. apparatus. The Commissioners reiterated the intent was to provide funds to protect individuals not capital projects.

#### ATTORNEY REPORT

Jail Communications Tower: The closing on the sale of the easement for the jail communications tower and the assignment of the existing tower lease is scheduled to begin with the signing of documents this Thursday, July 24, 2025. Those documents will then be sent to the buyer for execution. The title company/closing agent will make payment later next week.

Removal of Thomas McFadden from Marshall County Sewer District: The County Attorney advised that he filed a declaratory judgment action against Mr. McFadden on behalf of the Commissioners. The complaint asks the court to decide the dispute between the Commissioners and Mr. McFadden regarding his removal. The case has been transferred to the Commercial Court located in Elkhart County Superior Court 2. The case has been scheduled for a status conference on September 10, 2025.

#### AUDITOR REPORT

July 7, 2025 Minutes: **Adam Faulstich moved, second by Jesse Bohannon, to approve the July 7, 2025 minutes as presented. Motion carried 3-0.**

Payroll Claims: **Jesse Bohannon moved, second by Adam Faulstich, to approve the payroll claims as presented. Motion carried 3-0.**

Accounts Payable Claims: **Adam Faulstich moved, second by Jesse Bohannon, to approve the accounts payable claims as presented. Motion carried 3-0.**

Owner Occupied Housing Project: Auditor Birchmeier stated that we are nearing the close of the Owner Occupied Housing Project, a 100% federal grant in the amount of \$500,000. We had one home that did not qualify so the project totaled \$424,943.59. The fixed administrative costs were paid based on the full award. The revised amount now exceeds the maximum cost allowable for administration, program delivery, and environmental review, which is 20%. This amount leaves the County with a \$2,500 shortfall in the grant fund. President Klotz expressed his appreciation for all of Shannon McLeod's effort on this project. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Commissioners transferring funds from their Professional Services account line to the grant fund in the amount of \$2,500. Motion carried 3-0.**

#### PUBLIC COMMENT

No public comment was heard.

## **COMMISSIONER ITEMS**

Ordinance 2025-17: An Ordinance Amending the County of Marshall, Indiana Personnel Policies Handbook: Jesse Bohannon moved, second by Adam Faulstich, to suspend the rules and approve Ordinance 2025-17: An Ordinance Amending the County of Marshall, Indiana Personnel Policies Handbook on second and third reading. Motion carried 3-0.

Older Adult Services – Vehicle Auction: Older Adult Services Executive Director Janis Holiday stated that they would like to sell one vehicle titled to the Commissioners at auction. There will be two additional vehicles to sell later. Three vehicles have had recalls, with no fix or timeline for the recall. **Jesse Bohannon moved, second by Adam Faulstich, to allow Older Adult Services to sell one vehicle at auction, contingent upon a contract being presented for approval.**

**Motion carried 3-0.**

Apex Waste Service Agreement: The rates have increased slightly. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Apex Waste Service Agreement, as presented.**  
**Motion carried 3-0.**

Trustee Work Release Meals: **Jesse Bohannon moved, second by Adam Faulstich, to allow the County to pay for meals, in lieu of payment, to jail trustees for assisting the County in business functions.** Motion carried 3-0.

Marshall County Regional Sewer District Appointment: **Jesse Bohannon moved, second by Adam Faulstich, to appoint Bill Woodward to replace Tom McFadden on the Regional Sewer District Board, upon the vacation.** Motion carried 3-0.

## **ADJOURNMENT**

With no further business to come before the board, **Adam Faulstich moved, second by Jesse Bohannon, to adjourn the meeting at 11:02 a.m.** Motion carried 3-0.

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST:

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Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
AUGUST 4, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 8:30 a.m., Monday, August 4, 2025. Present were Commissioners, Stan Klotz, President, Jesse Bohannon, Vice President, and Adam Faulstich, Member; County Attorney Sean Surrisi; as well as County Auditor Angela C. Birchmeier. The meeting was streamed live at <http://www.youtube.com/@MarshallCountyIN>. The Invocation was given by Brandon Ritchie, the Pledge of Allegiance was said, the meeting was called to order, and the business at hand was heard.

**PUBLIC INPUT ON AGENDA ITEMS**

Charles Rutherford, 12561 Union Road, Culver, presented a petition to have a portion of Union Road in Culver paved or chip and sealed. He explained that the road is currently dirt, and all the residences are located on half of the road. There is excessive wear on that half of the road, as a result there are potholes, large puddles, and excessive dust from the traffic. The nature of having a dirt road leaves rocks in the yard becoming a hazard after the seasonal plowing when it is time to mow.

**HIGHWAY DEPARTMENT**

Highway Department Superintendent Jason Peters presented eight requests from ProSource Utility Group, on behalf of Brightspeed, as follows:

1. A road bore and right-of-way cut on Hillside Drive, between Parkview Drive and Hillside Court, in Center Township, for the purpose of placing conduit.
2. A right-of-way cut on Linwood Drive, between Nutmeg Road and 11<sup>th</sup> Road, in Center Township, for the purpose of placing conduit.
3. A road bore and right-of-way cut on Michigan Road, between Lupine Lane and 11<sup>th</sup> Road in Center Township, for the purpose of placing conduit.
4. A road bore and right-of-way cut on Pretty Lake Trail, between Pretty View Drive and State Road 17, in West Township, for the purpose of placing conduit.
5. A road bore and right-of-way cut on Deer Trail, from Pine Road to Country Lane, in Center Township, for the purpose of placing conduit.
6. A road bore on Castle Drive, between 11<sup>th</sup> Road and Michigan Road, in Center Township, for the purpose of placing conduit.
7. A right-of-way cut from 10805 Nutmeg Meadows to 10809 Nutmeg Meadows, in Center Township, for the purpose of placing conduit.
8. A right-of-way cut on Michigan Road, between 7B Road and Memory Lane, in Center Township, for the purpose of placing conduit.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the eight requests from ProSource Utility Group as presented. Motion carried 3-0.**

Superintendent Peters presented three requests from Northern Indiana Public Service Company as follows:

1. WO #4000052443: A right-of-way cut around Lake Latonka on 12<sup>th</sup> Road and Rose Road, in West Township, for the purpose of replacing aging infrastructure and improving system reliability.
2. WO #4000052438: A right-of-way cut on 9B Road, between Union Road and S. Upas Road, in West Township, for the purpose of replacing aging infrastructure and improving system reliability.
3. WO #4000053177: A right-of-way cut on Quince Road and Pretty Lake Trail, in Center Township, for the purpose of replacing aging infrastructure and improving system reliability.

**Adam Faulstich moved, second by Jesse Bohannon, to approve the three requests from Northern Indiana Public Service Company as presented. Motion carried 3-0.**

Superintendent Peters presented a road surface cut, road bore, and right-of-way cut from BSM Groups on Hawthorn Road, 11A Road, Walnut Street and Lincoln Highway, between Inwood Mobile Home Park and 11A Road, in Center Township, for the purpose of placing fiber optic cable. **Jesse Bohannon moved, second by Adam Faulstich, to approve the road surface cut, road bore, and right-of-way cut from BSM Groups on Hawthorn Road, 11A Road, Walnut Street, and Lincoln Highway, between Inwood Mobile Home Park and 11A Road, in Center Township, for the purpose of placing fiber optic cable. Motion carried 3-0.**

Superintendent Peters provided an update on the following projects:

Bridge 1, Ule Road (Local Project): NIPSCO has a tentative start date of August 25, 2025 to relocate utilities and a tentative completion date of September 26, 2025. Originally, the project was to start on October 28, 2024 and be completed by July 13, 2025. The contractor wanted to begin mid-August.

Bridge 232, Randolph Street: LaPorte Construction Change Order No: 001 to Contract No. B-42826 for adjustment to contract dates was submitted for Commissioner approval. A progress report was provided. The new milestone for Preliminary Intermediate Completion date is August 22, 2025, so that the bridge may be open for the Blueberry Festival. After the Blueberry Festival, the bridge will be closed to finish the project. **Jesse Bohannon moved, second by Adam Faulstich, to approve Change Order No: 001, as presented. Motion carried 3-0.**

Bridge 231, Center Street, Bremen: The date of letting is 2027. Indiana Department of Transportation (INDOT) has requested a response from the Commissioners regarding the reclassification from Non-Select to Select Bridge. **Jesse Bohannon moved, second by Adam Faulstich, to approve a response letter to INDOT stating the classification of Bridge 231 as Non-Select is appropriate. Motion carried 3-0.**

Bridge 88, 12<sup>th</sup> Road east of Olive Trail: The date of letting is January 14, 2029. No updates.

Bridge 108, East 7<sup>th</sup> Road: The date of letting is February 12, 2030. No updates

Bridge Inspections 2022-2025 Phase II: No updates.

Bridge Inspections 2026-2029: DES No. 2300183. No updates.

Mill Pond Dam Improvements: No updates.

Energy Efficiency Conservation Block Grant (EECBG): The Quarterly Report has been submitted, and the work has been completed. We are awaiting Martell Electric to provide an itemized invoice and certifications of completion. Upon receipt, the project will be closed and the invoice submitted for final reimbursement.

MOU Culver Academies/Culver Education Foundation (CEF): No updates.

2025 Road Program: A progress report was presented.

Community Crossings 2025-01: Milestone Contractors has completed 3<sup>rd</sup> Road, 16C Road and the paving is complete on 9<sup>th</sup> Road, they still need to complete shoulders and striping. Nutmeg Meadows has not started.

Additional Paving Projects: No updates.

Equipment: Superintendent Peters stated the estimate provided in the amount of \$97,500 was only good until July 31<sup>st</sup>. Council held a special meeting on July 30<sup>th</sup> to consider funding the cost of the Total Patcher in the amount of \$97,500. Council voted in favor of supporting an additional appropriation for the purchase. Resolution 025-8: Written Determination of the Marshall County Board of Commissioners Regarding Purchase of Spray Injection Road Repair System Through Special Purchasing Methods for approval. Attorney Surrisi explained that the Board, as purchasing agent for Marshall County, is utilizing the special purchasing methods set forth in IC 5-22-10 et seq. **Jesse Bohannon moved, second by Adam Faulstich, to ratify the purchase of the Total Patcher in the sum of \$97,500 and approve Resolution 2025-8: Written Determination of the Marshall County Board of Commissioners Regarding Purchase of Spray Injection Road Repair System Through Special Purchasing Methods, as presented. Motion carried 3-0.**

Superintendent Peters stated that he looked at Union Road, Culver and understood the concerns expressed by Charles Rutherford earlier. Consideration of Union Road will be made next year.

#### **MARSHALL COUNTY COUNCIL ON AGING**

Marshall County Council on Aging Executive Director Janis Holiday presented the 2<sup>nd</sup> Quarter statistics. The total expenses were \$139,769 and revenues totaled \$12,763. There were 7,282 trips; 60 trips were denied in county and 113 out-of-county. The total trip mileage was 55,180.

Invoice #1277 was presented for Section 5311 Operating Funds \$63,503 (federal) and \$15,000 (state) in the total sum of \$78,503 for approval. **Adam Faulstich moved, second by Jesse Bohannon, to approve Invoice 1277 in the amount of \$78,503, as presented. Motion carried 3-0.**

**Jesse Bohannon moved, second by Adam Faulstich, to accept the 2<sup>nd</sup> Quarter Report, as presented. Motion carried 3-0.**

### **BOWEN HEALTH**

Bowen Health Director of Community Engagement for Marshall County, Zachary Cook and Executive Director of Northwest Indiana, Mark Groeller thanked the Board for their financial support. They explained that they will be opening a facility in Bremen and adding dental services. A financial report was provided, with an outline of the total number of patients and services provided. They employ 98 individuals in Marshall County and in FY2024 served 3,491 patients, provided 56,648 services, and provided skills coaching services to 22,738 individuals.

Discussion was held concerning the possibility of expanding services provided to the Sheriff. Executive Director Groeller stated that he has a meeting already scheduled with the Sheriff.

### **GLOBE LIFE**

Globe Life Field Director, Patti Enfield and Independent Agent, Rebecca Taylor presented a PowerPoint presentation outlining supplemental insurance benefits offered. The benefits include Cancer, Heart Attack & Stroke, and Accidents & Injuries. They explained that there is no cost to the County or taxpayers and would not be payroll deducted. They requested permission to market directly to the employees by working with Human Resources and department heads. The Commissioners will consider the request.

### **MARSHALL COUNTY FIRE**

John Grolich explained that the cost of the drone was presented as \$17,721.99 from DSLR Pros at the prior meetings. He realized that the estimate did not include items requested: thermal imaging, spotlight, loudspeaker, and larger display. He requested approval of the revised estimate in the amount of \$19,000 for each drone. **Jesse Bohannon moved, second by Adam Faulstich, to approve the updated price of \$19,000 each for two drones. Motion carried 3-0.**

Attorney Surrisi advised that he is working with the EMA Director, Insurance Consultant Mike Miley and the departments on a Mutual Aid Agreement.

Plymouth Fire Department Assistant Chief Jesus “Chuy” Garcia presented a request to apply for funding from the Public Safety Program in the amount of \$2,000 for an Extrication Class. He explained that McQueen Services is donating the tools and equipment. **Jesse Bohannon moved, second by Adam Faulstich, to approve the request in the amount of \$2,000 for an Extrication Class, as presented. Motion carried 3-0.**

### **SHERIFF**

Captain Jeff Snyder presented a request to allow an employee to travel out of state to Nashville, Tennessee from November 7<sup>th</sup> through November 9<sup>th</sup> to attend the “Freedom from Within” National Corrections Conference. **Adam Faulstich moved, second by Jesse Bohannon, to approve the out of state travel request, as presented. Motion carried 3-0.**

### **EMA**

EMA Director Jack Garner requested permission to apply for the Emergency Management Performance Grant with the Indiana Department of Homeland Security. He explained that it is a federal grant that reimburses up to 50% of the EMA Director’s 2025 salary, not to exceed \$30,000. **Jesse Bohannon moved, second by Adam Faulstich moved, to approve request to apply for the Emergency Management Performance Grant, as presented. Motion carried 3-0.**

Director Garner stated that there is good news following the wind and tornado event this spring. The President announced that he has approved Indiana's disaster declaration for the March 30 – April 9 severe storms and flooding. Hopefully there will be some reimbursement to Marshall County.

### **ATTORNEY REPORT**

Thomas McFadden Lawsuit: The County Attorney advised that the Marshall County Regional Sewer District ("MCRSD") recently met and authorized their four attorneys to defend Mr. McFadden in the lawsuit. Mr. McFadden's attorneys filed a motion to dismiss the Commissioners' complaint contending that the Commissioners lacked standing to bring a declaratory judgment action and that the only proper action to remove a government office holder is a *quo warranto* action. The County Attorney advised that he had a phone conversation with Mr. McFadden's attorneys and advised them that he did not agree with their legal analysis. He suggested that the Commissioners file an amended complaint reasserting their claim for declaratory judgment claim and adding Bill Woodward, their appointee, to fill Mr. McFadden's seat on the MCRSD board, to also advance a *quo warranto* claim. Mr. McFadden's attorneys were not agreeable to that proposal and refused to withdraw the motion to dismiss.

Accordingly, the County Attorney prepared a brief in response to the motion to dismiss. He noted a case cited by Mr. McFadden in his own motion, *City of Bloomington v. Guenther*, 188 N.E.3d 911 (Ind. Ct. App. 2022), which undermines Mr. McFadden's contention that the Commissioners lack standing. The County Attorney further discussed the *Guenther* case and his view of other legal problems with Mr. McFadden's motion to dismiss, which he views as unreasonable and groundless.

The County Attorney sought the Commissioners approval for him to represent Mr. Woodward and to join him as a plaintiff in the lawsuit through the filing of an amended complaint. Attorney Surrisi presented a Consent for Dual Representation, which outlines the terms of his representation of both the Commissioners and Mr. Woodward in the lawsuit. **Adam Faulstich moved, second by Jesse Bohannon, to approve the filing of an amended complaint for declaratory judgment claim and adding Bill Woodward to advance a quo warranto claim. Motion carried 3-0.**

**Jesse Bohannon moved, second by Adam Faulstich, to approve the Consent to Dual Representation and to allow the President to sign on behalf of the Board. Motion carried 3-0.**

### **COUNCIL**

Council President Tim Harman presented an outline of the funds that have earned interest in the first half of 2025. He requested the Commissioners, along with the Treasurer, hold a Board of Finance meeting to discuss changing which funds receive interest. Additional interest accumulated in the General Fund will help fund the Public Safety Grant.

### **AUDITOR REPORT**

July 21, 2025 Minutes: **Jesse Bohannon moved, second by Adam Faulstich, to approve the July 21, 2025 minutes as presented. Motion carried 3-0.**

Accounts Payable Claims: **Adam Faulstich moved, second by Jesse Bohannon, to approve the accounts payable claims as presented. Motion carried 3-0.**

Payroll Claims: **Jesse Bohannon moved, second by Adam Faulstich, to approve the payroll claims as presented. Motion carried 3-0.**

### **PUBLIC COMMENT**

Council President Tim Harman suggested holding a joint meeting to provide the Council an opportunity to weigh in as a body, about becoming a joint petitioner to IDEM regarding the Regional Sewer District.

### **COMMISSIONER ITEMS**

**The Auction Lot: Adam Faulstich moved, second by Jesse Bohannon, to approve the Consignment Agreement between the Auction Lot LLC and Marshall County for the sale of an Oder Adult Services vehicle ending August 24, 2025. Motion carried 3-0.**

Cargo Trailer: Discussion was held concerning Attorney Surrisi preparing a Memorandum of Understanding for the Cargo Trailer.

Baby Changing Tables: Member Faulstich stated the Safety Committee is recommending that baby changing stations be added in the restrooms. **Jesse Bohannon moved, second by Adam Faulstich, to authorize the Buildings & Grounds Supervisor to purchase baby changing tables for the County Building and Courthouse, in an amount not to exceed \$800. Motion carried 3-0.**

First Aid Kits: Member Faulstich stated that the Buildings & Grounds Supervisor is reaching out to vendors for estimates.

### **ADJOURNMENT**

With no further business to come before the board, **Jesse Bohannon moved, second by Adam Faulstich, to adjourn the meeting at 10:20 a.m. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST:

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Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
AUGUST 18, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 9:30 a.m., Monday, August 18, 2025. Present were Commissioners, Stan Klotz, President, Jesse Bohannon, Vice President, and Adam Faulstich, Member; County Attorney Sean Surrisi; as well as County Auditor Angela C. Birchmeier. The meeting was streamed live at <http://www.youtube.com/@MarshallCountyIN>. The Invocation was given by Brandon Ritchie, the Pledge of Allegiance was said, the meeting was called to order, and the business at hand was heard.

**PUBLIC INPUT ON AGENDA ITEMS**

Joe Barnes, 11459 Shadylane Drive, Plymouth, stated the southern portion of Shadylane Drive to Sunnyleane Drive is in terrible condition and requested remediation on the road.

**HIGHWAY DEPARTMENT**

Highway Department Superintendent Jason Peters presented a right-of-way cut request from Surf Internet on Michigan Road, 3<sup>rd</sup> Road, 4<sup>th</sup> Road, 4B Road, Pierce Street, Douglas Road, Custer Drive, Deborah Lane, 5<sup>th</sup> Road, 5C Road, 5D Road, 6A Road, 6C Road, and 7<sup>th</sup> Road, between US Highway 6 and Veterans Parkway, in North and Center Townships, for the purpose of expanding the network to neighborhoods along Michigan Road. **Adam Faulstich moved, second by Jesse Bohannon, to approve the right-of-way cut request from Surf Internet on Michigan Road, 3<sup>rd</sup> Road, 4<sup>th</sup> Road, 4B Road, Pierce Street, Douglas Road, Custer Drive, Deborah Lane, 5<sup>th</sup> Road, 5C Road, 5D Road, 6A Road, 6C Road, and 7<sup>th</sup> Road, between US Highway 6 and Veterans Parkway, in North and Center Townships, for the purpose of expanding the network to neighborhoods along Michigan Road. Motion carried 3-0.**

Superintendent Peters presented a road surface cut, road bore, and right-of-way cut on Plymouth-Goshen Trail, between Lilac Road and Creekside Blvd, in Center Township, for the purpose of installing cable. **Jesse Bohannon moved, second by Adam Faulstich, to approve the road surface cut, road bore, and right-of-way cut on Plymouth-Goshen Trail, between Lilac Road and Creekside Blvd, in Center Township, for the purpose of installing cable. Motion carried 3-0.**

Superintendent Peters provided an update on the following projects:

**Bridge 1, Ule Road (Local Project):** NIPSCO has a tentative start date of August 25, 2025 to relocate utilities and a tentative completion date of September 26, 2025. If LaPorte Construction started the 10-week project on September 29<sup>th</sup>, the completion date would be December 8, 2025. The contract completion date is December 12, 2025. Consideration may have to be given to building up the aggregate subbase to keep the road open during the winter months, keeping the bridge closed through the winter to avoid additional temporary aggregate costs, or to incentivize LaPorte Construction to complete the project so paving is completed this year.

Bridge 232, Randolph Street: LaPorte Construction is continuing work on the bridge and will be done with the necessary work of having approaches and roadways for pedestrian and tractor trollies on August 23<sup>rd</sup> for the Blueberry Festival. They plan to reclose the roadway to continue construction on September 8<sup>th</sup>.

Bridge 231, Center Street, Bremen: The date of letting is 2027. No updates.

Bridge 88, 12<sup>th</sup> Road east of Olive Trail: The date of letting is January 14, 2029. No updates.

Bridge 108, East 7<sup>th</sup> Road: The date of letting is February 12, 2030. No updates

Bridge Inspections 2022-2025 Phase II: No updates.

Bridge Inspections 2026-2029: DES No. 2300183. No updates.

Mill Pond Dam Improvements: No updates.

Energy Efficiency Conservation Block Grant (EECBG): No updates.

MOU Culver Academies/Culver Education Foundation (CEF): Academy Drive has had asphalt cuts completed on deteriorated areas, hauled, smoothed, and patch completed.

Dogwood Road and US Highway 6: INDOT Update: There are several alternatives being considered: Roundabout, signalized intersection; or left turn auxiliary lanes on US Highway 6, as well as providing a traffic signal. The project is being programmed, design will begin sometime this fiscal year with construction planned for fiscal year 2030.

2025 Road Program: A progress report was presented.

Community Crossings 2025-01: Milestone Contractors have completed 3<sup>rd</sup> Road, 16C Road, and the paving is complete on 9<sup>th</sup> Road. They still need to complete shoulders and striping. Milling will begin on Nutmeg Meadows on August 25<sup>th</sup>.

Additional Paving Projects: A meeting will be held later today with the contractor to discuss the schedule and review projects.

Equipment: Superintendent Peters requested permission to allow the Equipment Marketing Co invoice for the Total Patcher to be processed as prepayment. **Jesse Bohannon moved, second by Adam Faulstich, to approve prepayment of the Equipment Marketing Co. invoice for the Total Patcher, as requested. Motion carried 3-0.**

## PLAN COMMISSION

President Klotz read Ordinance 2025-19: An Ordinance to Amend the Zoning Map (Ordinance 2007-10) of the County of Marshall, Indiana, to Change the Zoning Classification of Parcel Number 50-42-10-000-002-000-009 Located on the North Side of 4A Road Plymouth, Indiana, in North Township, Marshall County, Indiana from T-1, Town Residential to A-3, Agricultural Residential District into the record. The Plan Commission did conduct a public hearing after legal notification

and favorably recommended the said map amendment at its regularly scheduled meeting on July 24, 2025.

**Jesse Bohannon moved, second by Adam Faulstich, to open the public hearing on 24-PC-12, Brown, John & Virginia. Motion carried 3-0.**

Attorney Surrisi stated that a letter was received in the Auditor's Office today and signed by eight Linkville residents petitioning to keep the present zoning the same. No reasoning was stated in the letter.

**Adam Faulstich moved, second by Jesse Bohannon, to close the public hearing on 24-PC-12, Brown, John & Virginia. Motion carried 3-0.**

Discussion was held concerning the positioning of the property and it being surrounded by fields. **Jesse Bohannon moved, second by Adam Faulstich, to approve Ordinance 2025-19: An Ordinance to Amend the Zoning Map (Ordinance 2007-10) of the County of Marshall, Indiana, to Change the Zoning Classification of Parcel Number 50-42-10-000-002-000-009 Located on the North Side of 4A Road, Plymouth, Indiana, in North Township, Marshall County, Indiana, from T-1, Town Residential to A-3, Agricultural Residential District on first reading. Motion carried 3-0.**

#### **MICHAEL OCKRIM**

Michael Ockrim 18142 14B Road, Culver, presented a Quiet-Zone & Rail-Crossing Safety Initiative for the Burr Oak (State Road 17) and Hibbard Crossing. He outlined the safety concerns/benefits, federal funding opportunities, and quality of life.

Superintendent Peters explained that the first federal call for projects has closed. He is working with MACOG in preparation for the second call for projects.

#### **ATTORNEY REPORT**

**Opioid Settlement Participation:** Attorney Surrisi advised that the County's counsel with Cohen & Malad has recommended the County's participation in the latest Purdue Pharma Opioid Settlement. A settlement participation agreement was submitted for approval. **Jesse Bohannon moved, second by Adam Faulstich, to approve and allow the Board President to sign the Purdue District Settlement Participation and Release Form. Motion carried 3-0.**

**Thomas McFadden Lawsuit:** Attorney Surrisi advised that a hearing has been scheduled on Mr. McFadden's motion to dismiss for October 10, 2025 at 10:00 a.m. at Elkhart Superior Court No. 2.

President Klotz expressed concerns about the Regional Sewer District finances, with the lack of grant opportunities available. He expressed a need to look at disbanding the board and finding solutions for those property owners experiencing problems.

Vice President Bohannon supports petitioning the Indiana Department of Environmental Management to dissolve the Marshall County Regional Sewer District. He stated that he is traveling to Indianapolis on August 28<sup>th</sup> and requested permission to present a letter in person.

A Joint Work Session will be held on August 20<sup>th</sup> with the Marshall County Council. The Plan Commission and Health Department representatives have been invited to attend. A Special Meeting will be held following the Joint Session.

**Stan Klotz moved, second by Adam Faulstich, to authorize Jesse Bohannon to travel to Indianapolis to express concerns about the Regional Sewer District. Motion carried 3-0.**

#### **AUDITOR REPORT**

August 4, 2025 Minutes: Adam Faulstich moved, second by Adam Faulstich, to approve the August 4, 2025 minutes as presented. Motion carried 3-0.

Accounts Payable Claims: Adam Faulstich moved, second by Jesse Bohannon, to approve the accounts payable claims as presented. Motion carried 3-0.

Payroll Claims: Jesse Bohannon moved, second by Adam Faulstich, to approve the payroll claims as presented. Motion carried 3-0.

#### **PUBLIC COMMENT**

Bill Woodward requested that upon the dissolution of the Regional Sewer District, the Commissioners consider creating a Task Force.

Jerry B. Nettrouer, II, 10209 King Road, Plymouth stated that he posted two videos from the Jackie Walorski event on <https://archive.org>.

#### **COMMISSIONER ITEMS**

TIF Districts: Vice President Bohannon expressed an interest in inviting Michael Hicks, Ball State University Director of the Center for Business and Economic Research, and Jason Arp, former Fort Wayne City Council Member, to a Joint Work Session to provide a Best Practices for Rural Communities in relation to TIF Districts later in the fall.

Brightspeed: Member Faulstich stated that he has received comments concerning Brightspeed outages and remedies that may be available.

Marshall County Tourism: Wyatt Stephan has resigned his position on the Marshall County Tourism Commission effective August 5<sup>th</sup>. The Commissioners are seeking a replacement and will consider an appointment at an upcoming meeting.

#### **ADJOURNMENT**

With no further business to come before the board, **Jesse Bohannon moved, second by Adam Faulstich, to adjourn the meeting at 10:34 a.m. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST: \_\_\_\_\_  
Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
SEPTEMBER 2, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 8:30 a.m., Tuesday, September 2, 2025. Present were Commissioners, Stan Klotz, President, Jesse Bohannon, Vice President, and Adam Faulstich, Member; County Attorney Sean Surrisi; as well as County Auditor Angela C. Birchmeier. The meeting was streamed live at <http://www.youtube.com/@MarshallCountyIN>. The Invocation was given by Brandon Ritchie, the Pledge of Allegiance was said, the meeting was called to order, and the business at hand was heard.

**AGENDA ADJUSTMENT**

**Adam Faulstich moved, second by Jesse Bohannon, to amend the agenda to add Insurance Consultant Mike Miley and Gibson Insurance Loss Prevention Consultant Andy Metsker as the first item of order. Motion carried 3-0.**

**MIKE MILEY & ANDY METSKER**

Insurance Consultant Mike Miley and Gibson Insurance Loss Prevention Consultant Andy Metsker explained that they were asked to investigate whether an individual could be locked inside the building in the event of fire with the newly proposed door locking mechanism. Consultant Metsker suggested that the door locking system be tied to the fire alarm system. They assured the Commissioners that individuals cannot be locked inside the building, but the individual would need to push the lock release button. Additional signage may be needed.

**PUBLIC INPUT ON AGENDA ITEMS**

No public input on agenda items was heard.

**HIGHWAY DEPARTMENT**

Highway Department Superintendent Jason Peters presented a road bore request from NIPSCO at 18109 Queen Road, between W. 18<sup>th</sup> Road and 18B Road, in Union Township, for the purpose of providing service to a new residential customer. **Jesse Bohannon moved, second by Adam Faulstich, to approve the road bore request from NIPSCO at 18109 Queen Road, between W. 18<sup>th</sup> Road and 18B Road, in Union Township, for the purpose of providing service to a new residential customer. Motion carried 3-0.**

Superintendent Peters presented a road surface cut, road bore, and right-of-way cut from BSM Groups on Plymouth-Goshen Trail, between Lilac Road and Creekside Blvd, in Center Township, for the purpose of installing cable. **Adam Faulstich moved, second by Jesse Bohannon, to approve the road surface cut, road bore, and right-of-way cut from BSM Groups on Plymouth-Goshen Trail, between Lilac Road and Creekside Blvd, in Center Township, for the purpose of installing cable. Motion carried 3-0.**

Superintendent Peters provided an update on the following projects:

Bridge 1, Ule Road (Local Project): Attorney Surrisi is working to determine if delay costs can be incurred by NIPSCO.

Bridge 232, Randolph Street: LaPorte Construction provided an Indiana Department of Transportation Construction Change Order and Time Extension Summary, under Change Order No. 002, for SCOPE Changes, material related. The superstructure concrete will be changed from Class C to Class C, E5, there is no monetary difference or time extension. The bridge was open for the Blueberry Festival and will be shut down again to finish the project. **Adam Faulstich moved, second by Jesse Bohannon, to approve the LaPorte Construction Change Order No. 002, as presented. Motion carried 3-0.**

Bridge 231, Center Street, Bremen: The date of letting is 2027. No updates.

Bridge 88, 12<sup>th</sup> Road east of Olive Trail: The date of letting is January 14, 2029. No updates.

Bridge 108, East 7<sup>th</sup> Road: The date of letting is February 12, 2030. The Waters of the U.S. Report and asbestos investigation have been completed.

Bridge Inspections 2022-2025 Phase II: Phase IIA will begin in October. The Manual Universal Traffic Control Devices (MUTCD) standards have changed; therefore, all the postings will be checked to be sure they are current before inspections.

Bridge Inspections 2026-2029: DES No. 2300183. No updates.

Mill Pond Dam Improvements: The pipe will be sleeved by the end of October.

Energy Efficiency Conservation Block Grant (EECBG): No updates.

MOU Culver Academies/Culver Education Foundation (CEF): All the work has been completed. Will be working with Culver Military Academy on the close-out documents.

2025 Road Program: A progress report was presented.

Community Crossings 2025-01: Milestone Contractors have completed 3<sup>rd</sup> Road, 16C Road, and 9<sup>th</sup> Road. Nutmeg Meadows has been resurfaced and will be adding top dirt to a few areas for shoulders.

Additional Paving Projects: Work has begun with Quail Ridge being complete; King Road is in process; 9<sup>th</sup> Road has been ground, graded, compacted and priming; and work will begin on Kenilworth Road the first of next week.

Discussion was held concerning the submission of additional appropriations and the 2026 budget.

#### **NORTH TOWNSHIP & LAPAZ-NORTH TOWNSHIP FIRE DEPARTMENT**

North Township Trustee Emily Haskins and LaPaz-North Township Fire Department Chief Matthew Haskins presented a request for the designated annual support of \$50,000 from the Marshall County Public Safety Grant Program. Chief Haskins explained the request is for the reimbursement of the purchase of 20 new self-contained breathing apparatus (SCBA) and corresponding tanks. **Jesse Bohannon moved, second by Adam Faulstich, to approve the annual support request of \$50,000 to North Township, as presented. Motion carried 3-0.**

## **MUSEUM**

Museum Executive Director Sandy Garrison and Historical Society Board President Mike Miley requested permission to hold an in-staff service day, September 30<sup>th</sup> to allow staff the opportunity to tour county and historical information in Culver. Director Garrison explained that volunteers would be onsite to keep the museum open to the public and costs will be paid by the Historical Society. **Adam Faulstich moved, second by Jesse Bohannon, to approve the staff in-service day as requested. Motion carried 3-0.**

## **PLAN COMMISSION**

Plan Commission Director Nicholas Witwer explained the request of John & Virginia Brown, in Linkville, is to change the zoning classification from T-1, Town Residential to A-3, Agricultural Residential District. This classification would allow for a hobby farm to raise 4H animals. Ordinance 2025-19: An Ordinance to Amend the Zoning Map (Ordinance 2007-10) of the County of Marshall, Indiana to Change the Zoning Classification of Parcel Number: 50-42-10-000-002-000-009 Located on the North Side of 4A Road, Plymouth, Indiana, in North Township, Marshall County, Indiana from T-1, Town Residential to A-3, Agricultural Residential District was approved on first reading on August 18, 2025.

**Jesse Bohannon moved, second by Adam Faulstich, to suspend the rules and approve Ordinance 2025-19: An Ordinance to Amend the Zoning Map (Ordinance 2007-10) of the County of Marshall, Indiana, to Change the Zoning Classification of Parcel Number 50-42-10-000-002-000-009 Located on the North Side of 4A Road, Plymouth, Indiana, in North Township, Marshall County, Indiana, from T-1, Town Residential to A-3, Agricultural Residential District on second and third reading. Motion carried 3-0.**

## **ATTORNEY REPORT**

Ordinance 2025-22: An Ordinance of the Marshall County Commissioners Repealing Local Sewer Standards: Attorney Surrisi explained the purpose and intent of this ordinance is to repeal all local sewer standards, including Ordinance 2024-24 and Title V, Chapter 53 of the Marshall County, Indiana Code of Ordinances, and to revert to the sewer standards established by the State of Indiana. **Adam Faulstich moved, second by Jesse Bohannon, to approve Ordinance 2025-22: An Ordinance of the Marshall County Commissioners Repealing Local Sewer Standards, on first reading. Motion carried 3-0.**

**Jesse Bohannon moved, second by Adam Faulstich, to suspend the rules and pass Ordinance 2025-22: An Ordinance of the Marshall County Commissioners Repealing Local Sewer Standards, on second and third reading. Motion carried 3-0.**

Trailer Purchase Agreement: Attorney Surrisi explained the agreement is for The Stash Uncovered Trailer, 2011 Legend, Enclosed Trailer. St. Joseph Health System (SJHS) will pay the County \$1 for the trailer. In the event SJHS wishes to sell or dispose of the trailer in the next ten years, the County has first right of refusal. If the County does not exercise its option to repurchase the trailer will receive a portion of the sale proceeds. Discussion was held concerning monetary consideration being given to SJHS for improvements to the trailer.

**Adam Faulstich moved, second by Jesse Bohannon, to have Attorney Surrisi revise the agreement to allow monetary consideration to SJHS for all maintenance expenses, license/registration expenses, or other investments it has made in the Trailer. Motion carried 3-0.**

**Jesse Bohannon moved, second by Adam Faulstich, to approve a revised Trailer Purchase Agreement between Marshall County and Saint Joseph Health System, as discussed and to allow the President to sign on behalf of the Board. Motion carried 3-0.**

#### **AUDITOR REPORT**

**August 18, 2025 Minutes: Jesse Bohannon moved, second by Adam Faulstich, to approve the August 18, 2025 minutes as presented. Motion carried 3-0.**

**August 20, 2025 Executive Session Minutes: Adam Faulstich moved, second by Jesse Bohannon, to approve the August 20, 2025 executive session minutes as presented. Motion carried 3-0.**

**August 20, 2025 Special Meeting Minutes: Jesse Bohannon moved, second by Adam Faulstich, to approve the August 20, 2025 special meeting minutes as presented. Motion carried 3-0.**

**Accounts Payable Claims: Adam Faulstich moved, second by Jesse Bohannon, to approve the accounts payable claims as presented. Motion carried 3-0.**

**Payroll Claims: Jesse Bohannon moved, second by Adam Faulstich, to approve the payroll claims as presented. Motion carried 3-0.**

#### **PUBLIC COMMENT**

Bill Woodward, 12094 Peach Road, Plymouth provided public comment, expressing appreciation to the members.

#### **COMMISSIONER ITEMS**

**Marshall County Tourism Appointment: Jesse Bohannon moved, second by Adam Faulstich, to appoint Andrea Canacci to the Marshall County Tourism Board to fill the unexpired term of Wyatt Stephan, ending December 31, 2025. Motion carried 3-0.**

**Marshall County Board of Health Appointment: Discussion was held concerning the resignation of Superintendent Jim White from the Board of Health, the required qualifications and political balance. Jesse Bohannon moved, second by Adam Faulstich, to appoint Katie VanTornhout to the Marshall County Board of Health to fill the unexpired term of Jim White, ending December 31, 2027. Motion carried 3-0.**

**Establishing a GAL/CASA Department: Discussion was held concerning the establishment of a GAL/CASA Department within the General Fund. Currently CASA is funded by a state grant and donations. The cash balances of the fund and donations have been declining. There is currently one employee in place who oversees the program, recruits and manages volunteers.**

**Adam Faulstich moved, second by Jesse Bohannon, to support creating a new department for GAL/CASA. Motion carried 3-0.**

K. Graber Construction: Estimate #R-6712 was presented for the remodeling of the Treasurer's Office in the sum of \$38,680. Additional estimates were sought, unfortunately one bidder was not interested in the project, and another did not meet state requirements. **Adam Faulstich moved, second by Jesse Bohannon, to approve the estimate from K. Graber Construction for the sum of \$38,680, as presented. Motion carried 3-0.**

Hyper Wave Consulting: Estimate #13864 was presented for an audio upgrade to the Commissioners Meeting Room in the sum of \$18,386.52. **Jesse Bohannon moved, second by Adam Faulstich, to approve the estimate from Hyper Wave Consulting for the sum of \$18,386.52, as presented. Motion carried 3-0.**

Regional Sewer District: Vice President Bohannon stated that he traveled to Indianapolis with Council Members Tim Harman and Nicole Cox to present a letter to Governor Braun. They then met with IDEM and presented their case. IDEM will be deciding on the dissolution of the Regional Sewer District based on the merits of the request and the implications of setting precedent.

Safety Committee: Member Faulstich stated that a Safety Committee meeting was held earlier today, and discussion was held to allow the Maintenance Supervisor to order level 2 first aid kits for each office and to hold staff training for automated external defibrillators (AED) and cardiopulmonary resuscitation (CPR).

Business Recruitment: Member Faulstich discussed the possibility of having Attorney Surrisi draft a letter to send to businesses who may wish to relocate to Marshall County.

President Klotz stated that he spoke to Representative Jack Jordan about extending an invitation to Representative Jeff Thompson, Chairman of the House Ways and Means Committee, to discuss the state budget and wheel tax in a work session.

#### **ADJOURNMENT**

With no further business to come before the board, **Jesse Bohannon moved, second by Adam Faulstich, to adjourn the meeting at 9:50 a.m. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST:

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Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
SEPTEMBER 15, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 9:30 a.m., Monday, September 15, 2025. Present were Commissioners, Stan Klotz, President, Jesse Bohannon, Vice President, and Adam Faulstich, Member; County Attorney Sean Surrisi; as well as County Auditor Angela C. Birchmeier. The meeting was streamed live at <http://www.youtube.com/@MarshallCountyIN>. The Invocation was given by Travis Hensley, the Pledge of Allegiance was said, the meeting was called to order, and the business at hand was heard.

**AGENDA ADJUSTMENT**

Jesse Bohannon requested to amend the agenda to add Dana Neer as the first item of order.

**DANA NEER**

Dana Neer requested permission to use the courthouse lawn on Sunday, September 21<sup>st</sup> at 1:00 p.m. to hold a twenty-minute prayer vigil in memory of Charlie Kirk. **Jesse Bohannon moved, second by Adam Faulstich, to allow Dana Neer use of the courthouse lawn on Sunday, September 28<sup>th</sup>, as requested. Motion carried 3-0.**

**PUBLIC INPUT ON AGENDA ITEMS**

No public input on agenda items was heard.

**HIGHWAY DEPARTMENT**

Highway Department Superintendent Jason Peters presented a road bore request from Troyer Group, on South Shore Drive, between Sage Road and S. Sycamore Road, in Union Township, for the purpose of placing fiber optics to provide internet service. **Adam Faulstich moved, second by Jesse Bohannon, to approve the road bore request from Troyer Group, on South Shore Drive, between Sage Road and S. Sycamore Road, in Union Township, for the purpose of placing fiber optics to provide internet service. Motion carried 3-0.**

Superintendent Peters presented 11 road surface cut, road bore, and right-of-way cut requests from BSM Groups for the purpose of placing underground conduit, as follows:

1. BSM# 25-01389-08: On 9A Road, between Collins Drive and U.S. 31, in Center Township.
2. BSM# 25-01389-02: On 9<sup>th</sup> Road, between Richter Road and Suter Road, in Center Township.
3. BSM# 25-01389-04: On Suter Road, between 9<sup>th</sup> Road and 9A Road, in Center Township.
4. BSM# 25-01389-05: On 9A Road, between Richter Road and Suter Road, in Center Township.
5. BSM# 25-01389-07: On 9A Road, between Suter Road and U.S. 31, in Center Township.
6. BSM# 25-01389-09: On Collins Drive, Parkview Court, and Parkview Drive, between 9A Road and Park Place Court, in Center Township.
7. BSM# 25-01389-06: On 9A Road, between Richter Road and Suter Road, in Center Township.

8. BSM# 25-01389-10: On Parkview Drive, between Collins Drive and Parkway Court, in Center Township.
9. BSM# 25-01361-01: On Old US Highway 30, between Pioneer Road and Windmill Drive, in Center Township.
10. BSM# 25-00459-09: On W. 3B Road, between N. Tamarack Road and N. Sycamore Road, in Polk Township.
11. BSM# 25-00478-27: On Lilac Road, between Bluebird Trail and 7B Road, in Center Township.

**Adam Faulstich moved, second by Jesse Bohannon, to approve the 11 road surface cut, road bore, and right-of-way cut requests from BSM Groups as presented. Motion carried 3-0.**

Superintendent Peters presented a road bore request from Comcast Cable, on U.S. 30/Lincoln Highway, 1719' west of Rose Road, in West Township, for the purpose of installing new CATV cable. **Adam Faulstich moved, second by Jesse Bohannon, to approve the road bore request from Comcast Cable, on U.S. 30/Lincoln Highway, 1719' west of Rose Road, in West Township, for the purpose of installing new CATV cable. Motion carried 3-0.**

Superintendent Peters presented two road surface cut, road bore, and right-of-way cut requests from BSM Groups for the purpose of placing underground conduit, as follows:

1. BSM# 25-00486-01: On 2A Road, between County Road 282 and Grand Army of the Public Highway (U.S. 6), in North Township.
2. BSM# 25-01379-02: On Michigan Road, between Ridgeview Drive and 12<sup>th</sup> Road, in Center Township.

**Adam Faulstich moved, second by Jesse Bohannon, to approve both road surface cut, road bore, and right-of-way cut requests from BSM Groups as presented. Motion carried 3-0.**

Superintendent Peters provided an update on the following projects:

Bridge 1, Ule Road (Local Project): NIPSCO has begun relocation services, and they could be completed by October 3<sup>rd</sup>.

Bridge 232, Randolph Street: The bridge has been reclosed, and work has begun to complete construction.

Bridge 231, Center Street, Bremen: The date of letting is 2027. No updates.

Bridge 88, 12<sup>th</sup> Road east of Olive Trail: The date of letting is January 14, 2029. No updates.

Bridge 108, East 7<sup>th</sup> Road: The date of letting is February 12, 2030. No updates.

Bridge Inspections 2022-2025 Phase II: No updates.

Bridge Inspections 2026-2029: DES No. 2300183. No updates.

Mill Pond Dam Improvements: No updates

Energy Efficiency Conservation Block Grant (EECBG): No updates.

MOU Culver Academies/Culver Education Foundation (CEF): No updates.

HSIP Countywide Striping Initiative: Request for proposals have been received from Abonmarche, United Consulting, and RQAW. Once the firms are scored, the highest ranking will be submitted.

Vialytics: The Vialytics Order Form was presented for approval. The cost for activation, training and utilization for the remainder of calendar year 2025 is \$4,750. This amount will be deducted from the purchase price of \$49,639.20 in 2026. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Vialytics Order Form and allow the President to sign on behalf of the Board. Motion carried 3-0.**

2025 Road Program: A progress report was presented. Last week 7<sup>th</sup> Road, from Fir Road to S.R. 331 was completed. 9B Road, from S.R. 331 to County Line, will be completed this week, weather permitting. Superintendent Peters requested permission to add Forest Hills, Oak Crest, Crest Lane, Dee Drive, and Tall Oaks to the 2025 Road Program. He explained that due to the late season, hot mix material will be needed. **Jesse Bohannon moved, second by Adam Faulstich, to approve adding additional roads to the 2025 Road Program and to be completed, as presented. Motion carried 3-0.**

Community Crossings 2025-01: Milestone Contractors have completed 3<sup>rd</sup> Road, 16C Road, and 9<sup>th</sup> Road. Nutmeg Meadows has been resurfaced and will be adding top dirt to a few areas for shoulders.

Additional Paving Projects: Quail Ridge, King Road, and Kenilworth Road are complete. Paving is complete on 9<sup>th</sup> Road and shoulder work will be completed.

### **MUSEUM**

Museum Executive Director Sandy Garrison and Historical Society Board President Mike Miley presented the quarterly report. They presented the Board with a copy of the Crossroads newsletters, Brown Bag Lunch & Lecture flyers, and Historical Society Board of Trustees minutes. They highlighted the number of visitors, volunteer hours, events, activities and provided a PowerPoint presentation.

### **HEALTH DEPARTMENT**

Health Department Emergency Preparedness Coordinator/Environmentalist Paul Shumaker presented Grant Agreement, Contract #94387, between the Indiana Department of Health and Marshall County Health Department for the Public Health Emergency Preparedness federal grant. The State has approved \$20,000 for Budget Periods 2 through 5, beginning July 1, 2025 and in effect through June 30, 2029. **Adam Faulstich moved, second by Jesse Bohannon, to approve the Public Health Emergency Preparedness Grant Agreement, Contract #94387, in the amount of \$20,000, as presented. Motion carried 3-0.**

Emergency Preparedness Coordinator/Environmentalist Shumaker presented an out-of-state travel request to attend training in Sandusky, Ohio in October, 2025. **Jesse Bohannon moved, second by Adam Faulstich, to approve the out-of-state travel request, as presented. Motion carried 3-0.**

## PLAN COMMISSION

Plan Commission Director Nicholas Witwer explained 25-PC-13, Benninghoff, Kathryn & Bruce Brown, Tyner. The request is for an alley vacation in the addition to Tyner Subdivision from Block 15 to Block 18, Lot 2, located west of Walnut Street, in Tyner, Zoned T-1. The alley is an overgrown “abandoned” right of way with little use and of little value or benefit in its current state to the public. The requested vacation runs adjacent to only two property owners in the subdivision. While an intersecting alley does meet this alley, vacating would minimally impact use of the intersecting alley. Based on the information provided, staff, TRC, and Planning Commission recommend Commissioner approval of the proposed vacation. **Jesse Bohannon moved, second by Adam Faulstich, to approve Ordinance 2025-24: An Ordinance Vacating the Alleyway Northwest of Blocks 15, 16, 17 & 18, in the Addition to Tyner City, Polk Township, Marshall County, Indiana on first reading. Motion carried 3-0.**

Director Witwer presented 25-PC-14, Carbon Capture, explaining the Plan Commission requested an ordinance to ban the sequestration and transporting of captured carbon dioxide gas within Marshall County. The transporting and sequestration of captured carbon dioxide gas is an unproven and emerging technology being developed and implemented globally with inconsistent scientific evidence and results. Some of those results have led to deaths, hospitalizations, and contaminated drinking water for unassuming populations. Because of the potential damage to life and our environment, Marshall County Plan Commission feels that the carbon sequestration practices, technologies, and methods pose a legitimate threat to the health and safety of residents and the environment. Based on the information provided, the Plan Commission made a favorable recommendation to the Marshall County Commissioners to approve the Carbon Capture Sequestration Ban Ordinance. **Adam Faulstich moved, second by Jesse Bohannon, to approve Ordinance 2025-21: An Ordinance Amending Ordinance Commonly Known as “The Marshall County Zoning Ordinance”, as Amended to Article 3, Standard Zoning District Intent, Uses, & Standards, Section 120 Land Use Matrix, Article 6 to include Section 260 “Carbon Sequestration” and amend Article 13 Definitions, as presented on first reading. Motion carried 3-0.**

**Stan Klotz moved, second by Jesse Bohannon, to suspend the rules and approve Ordinance 2025-21: An Ordinance Amending Ordinance Commonly Known as “The Marshall County Zoning Ordinance”, as Amended to Article 3, Standard Zoning District Intent, Uses, & Standards, Section 120 Land Use Matrix, Article 6 to include Section 260 “Carbon Sequestration” and amend Article 13 Definitions, on second and third reading. Motion carried 3-0.**

## ATTORNEY REPORT

Drone MOU: Attorney Surrisi presented a proposed Memorandum of Understanding Regarding Drone Usage between the County and local public safety departments outlining the terms of use of County-owned drones. Insurance Consultant Mike Miley stated that the MOU looked good and forwarded it to insurance carrier Bliss McKnight for their review. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Memorandum of Understanding Regarding Drone Usage, contingent upon review by Bliss McKnight. Motion carried 3-0.**

## **AUDITOR REPORT**

September 2, 2025 Minutes: Jesse Bohannon moved, second by Adam Faulstich, to approve the September 2, 2025 minutes as presented. Motion carried 3-0.

September 2, 2025 Executive Session Minutes: Adam Faulstich moved, second by Jesse Bohannon, to approve the September 2, 2025 executive session minutes as presented. Motion carried 3-0.

Accounts Payable Claims: Adam Faulstich moved, second by Jesse Bohannon, to approve the accounts payable claims as presented. Motion carried 3-0.

Payroll Claims: Jesse Bohannon moved, second by Adam Faulstich, to approve the payroll claims as presented. Motion carried 3-0.

## **PUBLIC COMMENT**

No public comment was heard.

## **COMMISSIONER ITEMS**

Court Interpreter Grant Agreement: Jesse Bohannon moved, second by Adam Faulstich, to approve the Grant Agreement between the Indiana Supreme Court, Office of Judicial Administration and Marshall County Courts, in the amount of \$10,600, for the term of July 1, 2025 through June 30, 2026 for interpreter services. Motion carried 3-0.

Signos Business Associate Agreement: Jesse Bohannon moved, second by Adam Faulstich, to approve the Business Associate Agreement between Marshall County and Signos, Inc. as part of the Marshall County self-funded medical insurance program. Motion carried 3-0.

Ordinance 2025-23: Establishing the Court Appointed Special Advocates Department: Jesse Bohannon moved, second by Adam Faulstich, to approve Ordinance 2025-23: Establishing the Court Appointed Special Advocates Department on first reading. Motion carried 3-0.

Ordinance 2025-25: Establishing the Purpose of Fund 4904 Emergency Preemptive Internet Communications (EPIC): John Grolich explained that the Marshall County Health Department started the EPIC program in 2003. The purpose of the funding is to erect and maintain communication towers and internet services throughout the county for emergency preparedness. Adam Faulstich moved, second by Jesse Bohannon, to approve Ordinance 2025-25: Establishing the Purpose of Fund 4904 Emergency Preemptive Internet Communications (EPIC) on first reading. Motion carried 3-0.

Community Corrections Lease Expiration: Director Andrew (Beau) Holcomb stated that the Community Corrections lease expires on December 31, 2025. The current rent is \$27,000 per year and will rise to \$40,000 per year for a five year term. President Klotz explained that the County has an opportunity to purchase the building located at 401 W. Jefferson Street, Plymouth. The building is owned by the Bowen Center and that board will be considering the option to sell the building to the County for \$50,000. Attorney Surrisi indicated that appraisal is not needed. Director Holcomb stated the building will meet the needs of the department and will allow flexibility in their budget for other priorities. Discussion was held concerning the need for a new roof within a few years.

**Jesse Bohannon moved, second by Adam Faulstich, to empower the Board President to negotiate the purchase of the building in the amount of \$50,000 and present the request to the Council. Motion carried 3-0.**

**New Ordinance Preparation: Jesse Bohannon moved, second by Adam Faulstich, to allow him to work with Attorney Surrisi to develop conflict of interest and financial transparency for non-profit agencies ordinances. Motion carried 3-0.**

**ADJOURNMENT**

With no further business to come before the board, **Jesse Bohannon moved, second by Adam Faulstich, to adjourn the meeting at 10:39 a.m. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST:

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Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
OCTOBER 6, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 8:30 a.m., Monday, October 6, 2025. Present were Commissioners, Stan Klotz, President, Jesse Bohannon, Vice President, and Adam Faulstich, Member; County Attorney Sean Surrisi; as well as County Auditor Angela C. Birchmeier. The meeting was streamed live at <http://www.youtube.com/@MarshallCountyIN>. The Invocation was given by Brandon Ritchie, the Pledge of Allegiance was said, the meeting was called to order, and the business at hand was heard.

**AGENDA ADJUSTMENT**

**Jesse Bohannon moved, second by Adam Faulstich, to adjust the agenda time for Soil & Water from 9:30 a.m. to 8:30 a.m. Motion carried 3-0.**

**SOIL & WATER**

Soil & Water District Coordinator Jodie Overmyer explained that due to the federal government shutdown, the office located in the USDA Center at 2903 Gary Drive, Plymouth has been temporarily closed. As a county employee, she requested permission to work out of the Extension Office during the shutdown period. **Jesse Bohannon moved, second by Adam Faulstich, to allow the Soil & Water District Coordinator to work in the Extension Office, as presented. Motion carried 3-0.**

**PUBLIC INPUT ON AGENDA ITEMS**

No public input on agenda items was heard.

**HIGHWAY DEPARTMENT**

Highway Department Superintendent Jason Peters presented a road bore request from Comcast Cable, at 20757 7<sup>th</sup> Road, 2,110' east of 1200 E, in West Township, for the purpose of installing CATV cable. **Jesse Bohannon moved, second by Adam Faulstich, to approve the road bore request from Comcast Cable, at 20757 7<sup>th</sup> Road, 2,110' east of 1200 E, in West Township, for the purpose of installing CATV cable. Motion carried 3-0.**

Superintendent Peters presented seven (7) road surface cut, road bore, and right-of-way cut requests from BSM Groups for the purpose of placing underground duct and fiber optic cable, as follows:

1. BSM# 25-01379-07: On Cardinal Circle, between King Road and Oriole Lane, in Center Township.
2. BSM# 25-01379-06: On 11<sup>th</sup> Road, between Cardinal Circle and US Highway 31, in Center Township.
3. BSM# 25-01379-05: On 11<sup>th</sup> Road, between Forest Drive and US Highway 31, in Center Township.
4. BSM# 25-01379-04: On 11<sup>th</sup> Road, Hunter Drive, and Manor Drive, between Beth Street and Regency Court, in Center Township.

5. BSM# 25-00486-21: On 3<sup>rd</sup> Road, between Pine Road and Nutmeg Road, in Polk Township.
6. BSM# 25-00480-22: On Pine Road, between 3<sup>rd</sup> Road and Grand Army of the Republic Highway, in Polk Township.
7. BSM# 25-0139-03: On Michigan Road, between 11<sup>th</sup> Road and Lupine Lane, in Center Township.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the seven (7) road surface cut, road bore, and right-of-way cut requests from BSM Groups, as presented. Motion carried 3-0.**

Superintendent Peters presented eight (8) road bore and aerial requests from Brightspeed for the purpose of placing anchors and placing fiber optic cables, as follows:

1. Permit No. 032487: On Plymouth-Goshen Trail, between N. Iris Road and Hawthorn Road, in German Township.
2. Permit No. 032493: On Plymouth-Goshen Trail, between N. Iris Road and Hawthorn Road, in German Township.
3. Permit No. 032494: On 4<sup>th</sup> Road, between Plymouth-Goshen Trail and Grape Road, in German Township.
4. Permit No. 032495: On Plymouth-Goshen Trail, between Hawthorn Road and 4<sup>th</sup> Road, in German Township.
5. On 4B Road and Iris Road, between W. Shore Drive and E. Shore Drive, in German Township.
6. Permit No. 032497: On 4B Road, between W. Shore Drive and N. Iris Road, in German Township.
7. At 7473 5C Road in German Township.
8. At 8145 Plymouth-Goshen Trail, in German Township.

Discussion was held about the possibility of not approving the requests based on constituents complaining that they are not receiving prompt service. **Jesse Bohannon moved, second by Adam Faulstich, to approve the road bore and aerial requests from Brightspeed, as presented. Motion carried 3-0.**

Superintendent Peters presented two road bore requests from Tsunami Pro Serve, LLC, for the purpose of providing Mediacom service: as follows:

1. At 2450 E. Shore Lane, between 18B Road and State Road 10, in Union Township.
2. At 20859 N. Lake Drive, between 4B Road and Spruce Road, in Polk Township.

**Adam Faulstich moved, second by Jesse Bohannon, to approve both road bore requests from Tsunami Pro Serve, LLC, as presented. Motion carried 3-0.**

Superintendent Peters provided an update on the following projects:

Bridge 1, Ule Road (Local Project): NIPSCO has relocated the gas line and construction will begin.

Bridge 232, Randolph Street: Indiana Department of Transportation (INDOT) Construction Change Order and Time Extension Summary No. 003 for Contract B-42826 was presented for approval. The reason for the change order is due to a change in striping; there is no monetary value or time extension. **Adam Faulstich moved, second by Jesse Bohannon, to approve the INDOT Construction Change Order and Time Extension No. 003, as presented. Motion carried 3-0.**

Bridge 231, Center Street, Bremen: The date of letting is 2027. DLZ, Indiana Vice President Laurie Johnson provided an update, as follows:

1. According to an email received from Kelyn Alexaner, INDOT Historic Bridge Program Administrator, SHPO and FHWA have met and agreed the bridge should be reclassified to "Select" status. INDOT is preparing the memo that will go out to all parties that will officially reclassify the bridge. We are not in receipt of the memo to date.
2. Given the information noted above, we had a discussion with INDOT LaPorte District and MACOG at the TTAC meeting on Thursday, October 2<sup>nd</sup> regarding next steps.
3. DLZ will prepare a letter for the County to request that the RW funds be moved out to the next fiscal year.
4. At this time, INDOT requested we hold on moving the proposed construction funds until a more thorough analysis of the memo is completed.
5. Upon receipt of the official memo, DLZ will develop a plan, detailed scope of work, and new schedule for the County's review and to be presented to MACOG and INDOT. We hope this will be prepared by the end of October.
6. Currently, the project has a letting date of August, 2027. This is expected to be revised.

Bridge 88, 12<sup>th</sup> Road east of Olive Trail: The date of letting is January 14, 2029. The Quarterly Reports have been completed.

Bridge 108, East 7<sup>th</sup> Road: The date of letting is February 12, 2030. The Quarterly Reports have been completed.

Bridge Inspections 2022-2025 Phase II: Phase IIA will begin in October.

Bridge Inspections 2026-2029: DES No. 2300183. No updates.

Mill Pond Dam Improvements: No updates

Energy Efficiency Conservation Block Grant (EECBG): Martell Electric is still attempting to obtain certification. Upon receipt of the certification, the project may be closed out.

MOU Culver Academies/Culver Education Foundation (CEF): The invoice has been received, and payment is in process.

HSIP Countywide Striping Initiative: DES No. 2401543. The request for proposals has been received from Abonmarche, United Consulting, and RQAW. United Consulting was the highest ranking firm. Information has been submitted to Indiana Department of Transportation (INDOT) and we have been approved to proceed. The Final Tracing Plans were submitted for approval. Pavement markings will be along the following various roads in Marshall County:

Lincoln Highway from US 30 to Pioneer Road  
Lincoln Highway from 0.07 miles east of Pennsylvania Avenue to Elm Road  
Lincoln Highway from 0.34 miles east of Center Street to 0.44 miles west of Pearl Street  
Michigan Road from State Road 10 to Dewey Street  
Michigan Road from 0.20 miles north of 16<sup>th</sup> Road to US 31  
Michigan Road from US 31 to 0.03 miles south of Eastwood Drive  
Michigan Road from Hoham Drive to 2A Road  
Michigan Road from 1<sup>st</sup> Road to Tyler Road

Pioneer Road from State Road 17 to US 30

Veterans Parkway from Michigan Road to 0.12 miles west of US 31

Veterans Parkway from 0.12 miles east of US 31 to King Road

Fir Road from US 30 to W. Stock Street

**Adam Faulstich moved, second by Jesse Bohannon, to approve the Final Tracing Plans, as presented. Motion carried 3-0.**

Vialytics: A meeting was held on October 3<sup>rd</sup> to review the information and begin the setup process.

2025 Road Program: The week of September 18<sup>th</sup> a material separator screen for recycled asphalt millings broke down and a rental unit was received from Finlay Midwest. The Lease Agreement between Finlay Midwest and the Highway Department for a 2023 Powerscreen in the amount of \$6,000 per week and \$2,083.20 for round-trip freight charge was presented for ratification.

**Jesse Bohannon moved, second by Adam Faulstich, to ratify the Lease Agreement with Finlay Midwest, as presented. Motion carried 3-0.**

A progress report was presented, as follows: 9B Road, State Road 331 to County Line Road, was completed; 4<sup>th</sup> Road, King Road to West Shore Drive, was completed; 4B Road, Tamarack Road to Sycamore Road, has been wedged and will be completed in 2026; Tamarack Road, 4B Road to 3B Road, has been wedged and will be completed in 2026. Paving in subdivisions has begun.

Community Crossings 2025-01: The roads have been completed.

Community Crossings 2026-01: A financial commitment letter was presented for approval. The submitted projects are:

14B Road, State Road 17 to County Line	\$530,035.50
12B Road, Town Limits to US 30	\$234,494.00
Muckshaw Road, State Road 10 to 18B Road	\$437,406.00
15 <sup>th</sup> Road, railroad to County Line Road	\$252,383.50

The total project cost is \$1,454,319. It is a state grant with a 25% match. The State will fund a maximum of \$1 million. **Jesse Bohannon moved, second by Adam Faulstich, to approve the financial commitment letter, as presented.**

Additional Paving Project: The pavement has been completed on 9<sup>th</sup> Road and Suter Road. The shoulders still need to be completed.

Bridge 87, 11<sup>th</sup> Road: Des No. 1702839. The Indiana Department of Transportation (INDOT) Project Coordination Contract No. 96525 between INDOT and Marshall County for Construction was presented for ratification. The maximum amount of federal funds allocated to this project is \$66,548.15. **Adam Faulstich moved, second by Jesse Bohannon, to ratify the Indiana Department of Transportation Project Coordination Contract. Motion carried 3-0.**

## **MARSHALL COUNTY HOPE**

Marshall County Hope Executive Director Tim Starr provided a PowerPoint presentation. He highlighted the need for Marshall County Hope; shared the Mission and Vision Statements; and Outlined the Objectives as Peer Services, Collaboration and Education, and Resource Connections and Support. In relation to the opioid restricted funds, he requested the board review Exhibit E, List of Opioid Remediation Uses, prior to making any commitments for funding.

### **JOHN GROLICH**

John Grolich explained that when he requested funding from the Public Safety Grant Program for drones that Purdue would provide the training at no cost and he was misinformed. He presented a request for \$4,500 from the Public Safety Grant Program for drone training and testing. The training can be scheduled for November 8<sup>th</sup> and 9<sup>th</sup> for \$700. The exams are \$179 each and 20 emergency responders have requested to receive the training. **Jesse Bohannon moved, second by Adam Faulstich, to approve the request, as presented. Motion carried 3-0.**

### **TREASURER**

Treasurer Wendy Tapia requested permission to extend tax collection office hours for the Treasurer, Auditor, and Assessor Offices. The additional hours would be:

Saturday, November 1<sup>st</sup> from 9:00 a.m. – 12:00 p.m.

Thursday, November 6<sup>th</sup> until 6:00 p.m.

Monday, November 10<sup>th</sup> (due date) until 6:00 p.m.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the extended hours for tax collection, as presented. Motion carried 3-0.**

### **MARSHALL COUNTY ECONOMIC DEVELOPMENT CORPORATION**

Marshall County Economic Development Corporation Executive Director Greg Hildebrand provided a third quarter update. He explained that the capital expenditure is approaching \$200 million for the year, and this investment is expected to yield about 230 jobs. There are four active attraction projects and six expansion projects in the works. He highlighted several projects, tax abatement requests, and development.

### **ATTORNEY REPORT**

Resolution 2025-11: A Resolution of the Marshall County Board of Commissioners Adopting the Provisions of Indiana Code 5-23-1 Et Seq. Regarding Public-Private Agreements: Attorney Surrisi presented Resolution 2025-11. He explained that the statute addresses an alternate procurement method for public works and other projects. Under the statutory procedure, the County can put out a Request for Proposals (RFP) for eligible contractors, select a contractor, and then work with a contractor to build the scope of the project, and come to terms with a guaranteed maximum price contract. The process could provide opportunities to design a project's scope to meet budgetary constraints with advantages over the traditional design bid process in some instances. He noted that he, Commissioner Faulstich, and Highway Supervisor Peters had recently met with representatives of E & B Paving and GM Development who shared examples of how they had worked with other counties utilizing the procurement method on highway projects. A county is required to adopt a resolution adopting the state statute in order to be able to utilize this procurement method. The County Attorney provided that adopting the state statute would make the procurement method available as another tool in the County's tool kit going forward. **Adam Faulstich moved, second by Jesse Bohannon, to approve Resolution 2025-11: A Resolution of the Marshall County Board of Commissioners Adopting the Provisions of Indiana Code 5-23-1 Et Seq. Regarding Public-Private Agreements. Motion carried 3-0.**

Museum Exhibit License Agreement: Attorney Surrisi noted that he had been approached by Mike Miley, President of the Marshall County Historical Society, regarding an agreement for a national traveling exhibit to be hosted by the County Museum in conjunction with the local chapter

of the Daughters of the American Revolution. The exhibit is part of the America 250 celebration. A term of the agreement requires the owner of the exhibit materials that are on loan is that the owner of the museum building joins in the agreement. Attorney Surrisi has reviewed the agreement and requests that the Commissioners authorize Mike Miley to sign the agreement's joinder page on behalf of the County. **Jesse Bohannon moved, second by Adam Faulstich, to ratify the Exhibit License Agreement signed by Mike Miley on behalf of the Board of Commissioners.**

**Motion carried 3-0.**

Tom McFadden: Attorney Surrisi stated that the court will be hearing the Motion to Dismiss on Friday, October 10<sup>th</sup>.

#### **AUDITOR REPORT**

September 15, 2025 Minutes: **Adam Faulstich moved, second by Jesse Bohannon, to approve the September 15, 2025 minutes as presented. Motion carried 3-0.**

Accounts Payable Claims: **Jesse Bohannon moved, second by Adam Faulstich, to approve the accounts payable claims as presented. Motion carried 3-0.**

Payroll Claims: **Adam Faulstich moved, second by Jesse Bohannon, to approve the payroll claims as presented. Motion carried 3-0.**

#### **PUBLIC COMMENT**

Council Member Brandon Schadek stated that the Public Defender Board met on September 30<sup>th</sup> and approved the Comprehensive Plan for Indigent Services in Marshall County to begin in calendar year 2026. The plan has been sent to the Indiana Commission on Court Appointed Attorneys. He explained that the courts have budgeted more than \$400,000 for pauper counsel in the budget next year and by implementing this program it will cost more for attorney fees, but the county will receive a 40% reimbursement.

Bill Woodward, 12094 Peach Road, Plymouth, provided input on the Regional Sewer District and drones.

#### **COMMISSIONER ITEMS**

Ordinance 2025-24: An Ordinance Vacating the Alleyway Northwest of Blocks 15, 16, 17 & 18 in the Addition to Tyner City, Polk Township, Marshall County, Indiana: **Jesse Bohannon moved, second by Adam Faulstich, to suspend the rules and pass Ordinance 2025-24: An Ordinance Vacating the Alleyway Northwest of Blocks 15, 16, 17 & 18 in the Addition to Tyner City, Polk Township, Marshall County on second and third reading. Motion carried 3-0.**

Ordinance 2025-23: An Ordinance of the Marshall County Commissioners Establishing the Court Appointed Special Advocates Department: **Jesse Bohannon moved, second by Adam Faulstich, to suspend the rules and pass Ordinance 2025-23: An Ordinance of the Marshall County Commissioners Establishing the Court Appointed Special Advocates Department on second and third reading. Motion carried 3-0.**

Ordinance 2025-25: An Ordinance Establishing the Purpose of Fund 4904 Emergency Preemptive Internet Communications (EPIC): Jesse Bohannon moved, second by Adam Faulstich, to suspend the rules and pass Ordinance 2025-25: An Ordinance Establishing the Purpose of Fund 4904 Emergency Preemptive Internet Communications (EPIC) on second and third reading. Motion carried 3-0.

Property Purchase: 401 W. Jefferson Street, Plymouth: Two appraisals have been received and the property appraised well above the negotiated purchase price of \$50,000. **Jesse Bohannon moved, second by Adam Faulstich, to authorize the Board President to sign the Purchase Agreement and all closing documents. Motion carried 3-0.**

2026 Schedules: Meeting, Holiday, Payroll: **Adam Faulstich moved, second by Jesse Bohannon, to approve the 2026 meeting, holiday, and payroll schedules, as presented. Motion carried 3-0.**

ARC Security Quote for 990 Illinois Street: Health Administrator Ryan Begg stated that Dr. Holm received three estimates for fire alarm, cameras, and security system and is requesting approval of the estimate from ARC Security in the amount of \$7,251.75. **Adam Faulstich moved, second by Jesse Bohannon, to approve the estimate from ARC Security, as presented. Motion carried 3-0.**

Hyper Wave Consulting, LLC (HWC) Internet Service Provider Transition: Hyper Wave Consulting, LLC, President Dan Sammartano explained that the Sheriff's Department is currently being fed internet by two fiber providers, Surf Air and RTC. The Sheriff's Department is continually having problems with the Surf Air connection, which is being provided free of charge in return for Surf Air using the tower. He recommended that the Sheriff's Department switch from Surf Air's internet connection to a new connection through HWC. If approved and Surf Air is no longer utilized, it would be recommended that the County charge Surf Air rent for tower space. The rent revenue could then be used to offset the costs of the new circuit. The recommendation would be to replace Surf Air's connection with Choice Light Fiber, which will deliver enhanced reliability, higher bandwidth capacity, and a scalable foundation for future technological needs. The monthly recurring charge for the proposal would be \$975, and a proposed one-time charge is \$15,825. Discussion was held concerning how the project would be funded. **Jesse Bohannon moved, second by Adam Faulstich, to authorize the President to sign the project proposal acceptance, pending funding. Motion carried 3-0.**

TRECS Program: President Klotz explained that the Tax Refund Exchange and Compliance System (TRECS) is endorsed by AIC and is a process to help counties collect outstanding debts in a timely, cost effective manner. I.C. 6-8.1-9.5 allows Indiana local governments to submit debts of at least \$25 to the Indiana Department of Revenue and offset personal income tax refunds. He requested approval to gather additional information concerning the program.

Owner Occupied Housing Grant: Discussion was held concerning the upcoming OCRA grant for the Owner Occupied Housing Project. Auditor Birchmeier will contact Shannon McLeod of Priority Projects to see if she would be willing to work with the County again.

Safety Committee: Commissioner Faulstich stated that discussion was held at the Safety Committee meeting concerning first aid, CPR, and AED training

President Klotz presented Auditor Birchmeier with two AIC Institute for Excellence in County Government Certificates: Continuing Education Certificate and Platinum Master Pin, recognizing her 180 hours of continuing education.

**ADJOURNMENT**

With no further business to come before the board, **Jesse Bohannon moved, second by Adam Faulstich, to adjourn the meeting at 10:30 a.m. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST: \_\_\_\_\_  
Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
OCTOBER 20, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 9:30 a.m., Monday, October 20, 2025. Present were Commissioners, Stan Klotz, President, Jesse Bohannon, Vice President, and Adam Faulstich, Member; County Attorney Sean Surrisi; as well as County Auditor Angela C. Birchmeier. The meeting was streamed live at <http://www.youtube.com/@MarshallCountyIN>. The Invocation was given by Brandon Ritchie, the Pledge of Allegiance was said, the meeting was called to order, and the business at hand was heard.

**PUBLIC INPUT ON AGENDA ITEMS**

No public input on agenda items was heard.

**HIGHWAY DEPARTMENT**

Highway Department Superintendent Jason Peters presented four road bore requests from Comcast Cable for the purpose of installing new CATV cable, as follows:

1. 7922 Tulip Road, 320' north of Lincoln Highway, in West Township.
2. 7372 Queen Road, 1945' south of 7<sup>th</sup> Road, in West Township.
3. 8625 Rose Road, 1524' south of Lincoln Highway, in West Township.
4. At 18903 Lincoln Highway, in West Township.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the four (4) road bore requests from Comcast Cable, as presented. Motion carried 3-0.**

Superintendent Peters presented three (3) right-of-way cut and aerial requests from Brightspeed for the purpose of placing anchors and fiber optic cables, as follows:

1. Permit No. 032490: On Hawthorn Road, between 5C Road and Hawthorn Road, in German Township.
2. Permit No. 032489: On Hawthorn Road, between 5<sup>th</sup> Road and Hawthorn Road, in German Township.
3. Permit No. 032492: On Hawthorn Road, between Plymouth-Goshen Trail and Hawthorn Road, in German Township.

**Jesse Bohannon moved, second by Adam Faulstich, to table the three (3) right-of-way cut and aerial requests from Brightspeed, as presented. Motion carried 3-0.**

Superintendent Peters presented two road bore requests from Tsunami Pro Serve, LLC, for the purpose of providing Mediacom service: as follows:

1. S. Shore Drive, between S. Sycamore Road and Venetian Village, in Union Township.
2. E. Shore Drive, between 18B Road and State Road 117, in Union Township.

**Jesse Bohannon moved, second by Adam Faulstich, to approve both road bore requests from Tsunami Pro Serve, LLC, as presented. Motion carried 3-0.**

Superintendent Peters presented two (2) road bore and right-of-way cut requests from Northern Indiana Public Service Company (NIPSCO) for the purpose of placing anchors and fiber optic cables, as follows:

1. 7<sup>th</sup> Road, between Jarrah Road and 7B Road, in Center Township.
2. 8A Road, between S. Jarrah Road and Iris Road, in Center Township.

**Jesse Bohannon moved, second by Adam Faulstich, to approve both road bore and right-of-way cut requests from NIPSCO, as presented. Motion carried 3-0.**

Superintendent Peters presented a road bore request from Comcast Cable at 20495 6B Road, 1300' east of Underwood Road, in Polk Township, for the purpose of providing service to a customer. **Jesse Bohannon moved, second by Adam Faulstich, to approve the road bore request from Comcast Cable at 20495 6B Road, 1300' east of Underwood Road, in Polk Township, for the purpose of providing service to a customer. Motion carried 3-0.**

Superintendent Peters provided an update on the following projects:

Bridge 1, Ule Road (Local Project): The road is closed, construction has started, the existing asphalt and the guardrail have been removed, and demolition will continue.

Bridge 232, Randolph Street: The bridge is open, and all work has been completed.

Bridge 87, 11<sup>th</sup> Road: Des No. 1702839. The Indiana Department of Transportation (INDOT) Project Coordination Contract No. 96525 between INDOT and Marshall County for Construction was presented for ratification. The maximum amount of federal funds allocated to this project is \$66,548.15. Superintendent Peters explained that the contract had expired, and this contract extends the terms, schedules, and remaining balances of the Construction and Construction Engineering purchase orders. **Adam Faulstich moved, second by Jesse Bohannon, to ratify the Indiana Department of Transportation Project Coordination Contract. Motion carried 3-0.**

Bridge 231, Center Street, Bremen: No update.

Bridge 88, 12<sup>th</sup> Road east of Olive Trail: The date of letting is January 14, 2029. No update.

Bridge 108, East 7<sup>th</sup> Road: The date of letting is February 12, 2030. No update.

Bridge Inspections 2022-2025 Phase II: No update.

Bridge Inspections 2026-2029: DES No. 2300183. No updates.

Mill Pond Dam Improvements: No updates

Energy Efficiency Conservation Block Grant (EECBG): Martell Electric is retaking the examination on October 29<sup>th</sup>.

HSIP Countywide Striping Initiative: DES No. 2401543. The rumble strips and striping have been added on N. Michigan Road and 3A Road. Paint striping on Plymouth-Goshen Trail should be done this week.

Vialytics: The program is installed, and data collection has begun.

2025 Road Program: The subdivision work should be completed this week.

Community Crossings 2025-01: The roads have been completed.

Additional Paving Project: The shoulder work has begun on 9<sup>th</sup> Road and Suter Road.

Community Crossings 2026-01: A revised financial commitment letter was presented for approval. The county share is 20%, rather than the previously stated 25%. The submitted projects are:

14B Road, State Road 17 to County Line	\$530,035.50
12B Road, Town Limits to US 30	\$234,494.00
Muckshaw Road, State Road 10 to 18B Road	\$437,406.00
15 <sup>th</sup> Road, railroad to County Line Road	\$252,383.50

The total project cost is \$1,454,319. It is a state grant with a 20% match up to \$1,250,000. The State will fund a maximum of \$1 million, and the county match is \$454,319. **Adam Faulstich moved, second by Jesse Bohannon, to approve the revised financial commitment letter, as presented.**

Vice President Bohannon discussed the submission of an additional appropriation for materials, 25% more than what is needed, and let Council reduce the appropriation request.

### **COMMUNITY CORRECTIONS**

Community Corrections Director Beau Holcomb presented Grant Agreement, Contract #96635, between Indiana Department of Correction and Marshall County for ratification. The purpose of the grant agreement is to enable the State to award \$397,802 for eligible costs of the Marshall County Community Corrections program in the amount of \$362,802 and the Drug Court program in the amount of \$35,000 for calendar year 2026. **Jesse Bohannon moved, second by Adam Faulstich, to approve the ratification of Grant Agreement, Contract #96635, as presented.**

**Motion carried 3-0.**

### **EMERGENCY MANAGEMENT AGENCY**

EMA Director Jack Garner requested permission to utilize the Commissioners Room 203 on Thursday, December 4<sup>th</sup> for a Public Safety Town Hall meeting. There will be two sessions offered, the first from 1:00 pm – 3:00 pm and the second from 6:00 pm to 8:00 pm. **Adam Faulstich moved, second by Jesse Bohannon, to allow Director Garner to utilize Commissioners Room 203 on Thursday, December 4<sup>th</sup> as requested. Motion carried 3-0.**

Director Garner presented the Quarterly Report of July 1 – September 30, 2025. He highlighted the incidents and responses; provided an update on the EMPG salary grant, planning, training and community outreach efforts. Reporting has been submitted to FEMA regarding the tornado recovery. The county is expected to receive a reimbursement of approximately \$11,000 to \$12,000.

### **HUMAN RESOURCES**

Human Resources Administrator Jennifer Daake presented the 2026 Employee Benefit Insurance Plans/Premiums for approval. She explained that the carriers will not be changing, the medical benefits did increase by 20% however, the employee contributions will not be increasing next year. **Jesse Bohannon moved, second by Adam Faulstich, to approve the 2026 Employee Benefit Insurance Plans/Premiums, as presented. Motion carried 3-0.**

Administrator Daake stated a request was received for the use of 30 sick bank days. The applicant does meet all the required criteria. **Jesse Bohannon moved, second by Adam Faulstich, to approve the 30-day sick bank request. Motion carried 3-0.**

### **TOWN OF CULVER**

Town of Culver Manager Kevin Danti presented a request from the Public Safety Grant Program, Annual Support, in the amount of \$50,000. He explained that the Town partnered with Union Township to purchase new radios in the amount of \$83,128.64. Manager Danti also provided the Board with the Culver Union Township Fire, Emergency, Medical, and Police Departments with the respective capital outlay plans. **Jesse Bohannon moved, second by Adam Faulstich, to approve the request for grant funds, as presented. Motion carried 3-0.**

Auditor Birchmeier reported that the City of Plymouth has not made a request for their portion of the annual support funding and there is approximately \$21,000 to \$26,000 remaining in the Special Equipment or Projects account line.

### **ATTORNEY REPORT**

Thomas McFadden Litigation: Attorney Surrisi attended a hearing on Mr. McFadden's motion to dismiss with the court in Goshen last week. It was an extensive hour long hearing in which the judge had many questions for both sides. Attorney Surrisi advised the court that IDEM was considering the County's petition to dissolve the sewer district, indicating that the agency would decide by the end of the month. He and Mr. McFadden's counsel agreed to allow the judge more than the 30 days afforded under the trial rules to make his decision to allow IDEM to make its ruling first since a decision dissolving the district would likely make this litigation moot. Regardless of the outcome of the motion, the judge indicated that he would like to decide the case by the end of the year to give the parties certainty heading into 2026. With that in mind, the court has set a briefing schedule to govern the case. Both sides will file cross-motions for summary judgment by December 1<sup>st</sup>. Both sides will file response briefs by December 12<sup>th</sup>, and the court will hold a hearing on the motions on December 22<sup>nd</sup>.

### **AUDITOR REPORT**

October 6, 2025 Minutes: **Adam Faulstich moved, second by Jesse Bohannon, to approve the October 6, 2025 minutes as presented. Motion carried 3-0.**

Accounts Payable Claims: **Jesse Bohannon moved, second by Adam Faulstich, to approve the accounts payable claims as presented. Motion carried 3-0.**

Payroll Claims: **Adam Faulstich moved, second by Jesse Bohannon, to approve the payroll claims as presented. Motion carried 3-0.**

Information & Records Associates: Auditor Birchmeier presented an estimate for scanning of deduction records, including mortgage, mobile home, and homestead in the amount of \$9,487.06 for approval. **Adam Faulstich moved, second by Jesse Bohannon, to approve the estimate from Information & Records Associates, as presented. Motion carried 3-0.**

## **PUBLIC COMMENT**

Bill Woodward, 12094 Peach Road, Plymouth, provided input on the Regional Sewer District.

John Grolich on behalf of the Marshall County Firefighters Association, extended an invitation to the *In Honor of the Charleston 9: A study of Change Following Tragedy* seminar, which will be held on October 24<sup>th</sup> from 6:00 pm to 9:00 pm and October 25<sup>th</sup> from 10:00 am – 1:00 pm at Triton Junior-Senior High School.

## **COMMISSIONER ITEMS**

**GIE Nomination: Jesse Bohannon moved, second by Adam Faulstich, to reappoint Sheriff Matt Hassel to the GIE/Bliss McKnight Board. Motion carried 3-0.**

**In Support of our Veterans – Operation Green Light November 4<sup>th</sup> – 11<sup>th</sup>: Adam Faulstich moved, second by Jesse Bohannon, to show support for veterans by lighting our courthouse green from November 4<sup>th</sup> – 11<sup>th</sup>. Motion carried 3-0.**

**Cargo Trailer:** President Klotz explained that on September 2<sup>nd</sup> the Commissioners approved the Trailer Purchase Agreement between the Commissioners and St. Joseph Regional Medical Center for the purchase price of \$1. He explained that he has since learned that Health Officer, Dr. Holm purchased the cargo trailer with grant funds and recommends the agreement be cancelled. **Stan Klotz moved, second by Adam Faulstich, to terminate the Trailer Purchase Agreement with St. Joseph Regional Medical Center and the cargo trailer be retained as property of the Health Department. Motion carried 3-0.**

**Proposed Ordinances:** Vice President Bohannon stated that he is working with Attorney Surrisi and Council Attorney Lebbin to create two ordinances, a conflict of interest and financial responsibility of non-profit agencies.

**Tax Refund Exchange and Compliance System (TRECS):** President Klotz stated that he will be reaching out to AIC regarding the TRECS program.

## **ADJOURNMENT**

With no further business to come before the board, **Jesse Bohannon moved, second by Adam Faulstich, to adjourn the meeting at 10:20 a.m. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST: \_\_\_\_\_  
Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
NOVEMBER 3, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 8:30 a.m., Monday, November 3, 2025. Present were Commissioners, Stan Klotz, President, Jesse Bohannon, Vice President, and Adam Faulstich, Member; County Attorney Sean Surrisi; as well as County Auditor Angela C. Birchmeier. The meeting was streamed live at <http://www.youtube.com/@MarshallCountyIN>. The Pledge of Allegiance was said, the meeting was called to order, and the business at hand was heard.

**SUPERIOR COURT I**

Superior Court I Judge Tami Napier explained that the Marshall County Alternative Dispute Resolution Fund Plan has been submitted to the Judicial Conference of Indiana for approval and monetary request of \$25,000. If approved, the County will receive a one-time payment. She explained that Circuit and Superior Court I judges exercise jurisdiction over domestic relations and paternity cases. The purpose of the plan is to provide opportunities to litigants involved in dissolution of marriage, legal separation, and paternity cases. The goal is to offer conflicted litigants, either low-income or indigent, the means to deescalate their relationship, arrive at acceptable resolutions, have ownership of the outcomes, and provide a basis upon which to resolve later developing issues. The plan, if approved, will become effective with cases filed after January 1, 2026. The clerk shall collect an additional \$20 alternative dispute resolution fee and deposit with the auditor. There are five mediators who have agreed to participate at a reduced fee. The litigants fee will be based using a sliding fee scale.

**PUBLIC INPUT ON AGENDA ITEMS**

Laura Brockaway, 810 ½ Miner Street, Plymouth, provided input on a Second Amendment Resolution.

**HIGHWAY DEPARTMENT**

Highway Department Superintendent Jason Peters presented three (3) right-of-way cut and aerial requests from CNS Networks on behalf of Brightspeed for the purpose of placing anchors and fiber optic cables, as follows:

1. Permit No. 032490: On Hawthorn Road, between 5C Road and Hawthorn Road, in German Township.
2. Permit No. 032489: On Hawthorn Road, between 5<sup>th</sup> Road and Hawthorn Road, in German Township.
3. Permit No. 032492: On Hawthorn Road, between Plymouth-Goshen Trail and Hawthorn Road, in German Township.

Member Faulstich provided an update regarding conversations he has had with Brightspeed and recommended approving the three previously tabled items. **Jesse Bohannon moved, second by Adam Faulstich, to approve the three (3) right-of-way cut and aerial requests from Brightspeed, as presented. Motion carried 3-0.**

Superintendent Peters presented 12 road bore requests from CNS Networks on behalf of Brightspeed as follows:

1. Permit 035003: On E 11<sup>th</sup> Road, between E. 11<sup>th</sup> Road and Iris Road, in Center Township, for the purpose of placing underground conduit.
2. Permit 034997: On Lincoln Highway/Sunnyside Drive, between Lincoln Highway and Sunnyside Drive, in Center Township, for the purpose of placing aerial fiber optic cable and conduit.
3. Permit 035002: On Lincoln Highway, between Lincoln Highway and King Road, in Center Township, for the purpose of placing aerial fiber optic cable.
4. Permit 034999: On Lincoln Highway, between Lincoln Highway and King Road, in Center Township, for the purpose of placing aerial fiber optic cable.
5. Permit 034990: On Michigan Road, E. 11<sup>th</sup> Road, and Beth Street, between Michigan Road and Beth Street, in Center Township, for the purpose of upgrading fiber optic cable.
6. Permit 034991: On Ridgeview Drive, Red Bud Drive, and Sunset Court, between Ridgeview Drive and Red Bud Drive, in Center Township, for the purpose of placing conduit.
7. Permit 035374: On Lilac Road, between 7B Road and Lilac Road, in Center Township, for the purpose of aerial placement of fiber optic cable.
8. Permit 035372: On Plymouth-Goshen Trail, between US 30 and Plymouth-Goshen Trail, in Center Township, for the purpose of placing aerial fiber optic cable.
9. Permit 034987: On Michigan Road, between Michigan Road and 12<sup>th</sup> Road, in Center Township, for the purpose of placing conduit.
10. Permit 034992: On Quail Ridge Drive, between 12<sup>th</sup> Road and Michigan Road, in Center Township, for the purpose of installing conduit.
11. Permit 034998: On E. Lincoln Highway, between Sunnyside Drive and Beechwood Drive, in Center Township, for the purpose of installing fiber optic cable.
12. Permit 035383: On 6B Road, between S. Juniper Road and King Road, in Center Township, for the purpose of placing aerial fiber optic cable.

**Adam Faulstich moved, second by Jesse Bohannon, to approve the 12 road bore requests from CNS Networks on behalf of Brightspeed, as presented. Motion carried 3-0.**

Superintendent Peters presented three (3) road surface cuts, road bore, and right-of-way cut requests from BSM Groups on behalf of QC Communications for Comcast Cable Communications Management, LLC, for the purpose of placing underground duct and fiber optic cables, as follows:

1. Permit 25-00486-20: On 1<sup>st</sup> Road, between Pine Road and N. Michigan Road, in North Township.
2. Permit 25-00486-20: On 1<sup>st</sup> Road, between Pine Road and Oak Road, in North Township.
3. Permit 25-424344: At 18757 7<sup>th</sup> Road, in West Township.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the three road surface cuts, road bore, and right-of-way cut requests from BSM Groups, as presented. Motion carried 3-0.**

Superintendent Peters presented a road surface and right-of-way cut request from Northern Indiana Public Service Company (NIPSCO), under Order #4000089144, on 8A Road, between S. Jarrah Road and Iris Road, in Center Township, for the purpose of replacing a station. **Jesse Bohannon moved, second by Adam Faulstich, to approve the road surface and right-of-way cut request from NIPSCO, as presented. Motion carried 3-0.**

Superintendent Peters provided an update on the following projects:

Bridge 1, Ule Road (Local Project): The piles for bent one and test piles for bent two have been driven. The form for both bents will be built, reinforcing steel assembled, and tied for both bents. If the weather permits, both bents will be poured.

Bridge 232, Randolph Street: An inspection walk through is scheduled for November 10<sup>th</sup>.

Bridge 87, 11<sup>th</sup> Road: Des No. 1702839. No update.

Bridge 231, Center Street, Bremen: No update.

Bridge 88, 12<sup>th</sup> Road east of Olive Trail: The date of letting is January 14, 2029. Utility coordination letters have been sent out for relocation, if needed.

Bridge 108, East 7<sup>th</sup> Road: The date of letting is February 12, 2030. No update.

Bridge Inspections 2022-2025 Phase II: No update.

Bridge Inspections 2026-2029: DES No. 2300183. No updates.

Mill Pond Dam Improvements: No updates

Energy Efficiency Conservation Block Grant (EECBG): A meeting was held on October 27<sup>th</sup> with Martell Electric and the grant manager. Martell was to have completed an itemized invoice and submitted the final documents for close-out by Friday. The documents have not been received.

HSIP Countywide Striping Initiative: DES No. 2401543. An agreement is being drafted.

Vialytics: Data has been collected on about 200 miles of road and the average rating is 6 to 6.5.

2025 Road Program: Subdivision work has been completed. The crew is working on cleaning equipment for winter storage and preparing equipment for winter weather. An additional appropriation request was submitted to Council for the purchase of stone, gravel, and aggregates this year to stockpile for next year.

Community Crossings 2025-01: Working on closing out the project.

Community Crossings 2026-01: The application has been submitted.

RQAW: Superintendent Peters requested permission to work with RQAW on an On-Call Agreement for an intersection improvement study for US 31 corridor changes, located at S. Michigan Road and Dewey Street. **Jesse Bohannon moved, second by Adam Faulstich, to empower the Highway Superintendent to seek an on-call service agreement with RQAW. Motion carried 3-0.**

### **SHERIFF DEPARTMENT**

Sheriff Matt Hassel presented a request for two employees to travel to Washington DC from March 15, 2026 through March 18<sup>th</sup> to attend the Central Square Conference. **Jesse Bohannon moved, second by Adam Faulstich, to allow two employees to travel to Washington DC from March 15<sup>th</sup> through March 18<sup>th</sup> to attend the Central Square Conference. Motion carried 3-0.**

Communication Supervisor Zach McGuigan and Motorola Solutions Representative Janyll Stierwalt presented the need for an upgrade to the handheld radios. The most recent study by Ritter indicated that there are dead spots within the county. The new multiple band radio is estimated to cost \$155,000 for 21 radios. **Jesse Bohannon moved, second by Adam Faulstich, to offer a favorable recommendation to the Council for an additional appropriation request. Motion carried 3-0.**

Captain Jeff Snyder explained that estimates were received from Oliver Ford and Bremen Auto Park for three Ford Utility Police Interceptors and one Ford F150 Police Interceptor. The prices were very comparable, with Oliver Ford being \$1,046 less than Bremen Auto Park.

**Adam Faulstich moved, second by Jesse Bohannon, to approve the purchase of four police vehicles from Oliver Ford in the total sum of \$176,871. Motion carried 3-0.**

### **PURDUE EXTENSION**

Purdue Extension Agriculture & Natural Resources Educator Brieanna Slonaker presented the Extension Contractual Services Agreement between Purdue University and Marshall County, in the amount of \$136,660 for calendar year 2026. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Extension Contractual Services Agreement, as presented. Motion carried 3-0.**

Educator Slonaker extended an invitation to the members to attend the Marshall County Extension Board Annual Dinner on Thursday, November 6<sup>th</sup> at 6:00 p.m. at the Wesleyan Church.

### **VETERANS SERVICE**

Veterans Service Officer Pam Schweizer-Betz provided a report for the current year. She highlighted the number of interviews and applications. She detailed the application process and difficulties faced due to the governmental shutdown. She expressed the need for a part-time clerical assistant.

### **PROBATION DEPARTMENT**

Chief Probation Officer Andrea Turnage presented the 2026 Pretrial Services Grant Agreement. The county was awarded \$147,158 for calendar year 2026. She explained the grant provides for two full-time employees, benefits, and training. **Jesse Bohannon moved, second by Adam Faulstich, to ratify the 2026 Pretrial Services Grant Agreement, as presented. Motion carried 3-0.**

### **DON NUNEMAKER**

Don Nunemaker presented the Board with a 2024 Tax Study of all the units of Marshall County. The report highlighted beginning cash balance, receipts, disbursements, year-end cash balance, and the amount of gain and/or loss.

Mr. Nunemaker also proposed that Mashall County become a second amendment sanctuary county. Vice President Bohannon stated that he is in favor of moving this proposal forward for consideration at the next meeting.

### **AGENDA ADJUSTMENT**

**Jesse Bohannon moved, second by Adam Faulstich, to adjust the agenda and allow Council President Tim Harman to speak following the City of Plymouth. Motion carried 3-0.**

### **CITY OF PLYMOUTH**

Plymouth Fire Department Chief Steve Holm presented a request from the Public Safety Grant Program, Annual Support, in the amount of \$50,000. He explained that the city has purchased 15 800 MHz mobile radios for the total sum of \$57,154.20. **Jesse Bohannon moved, second by Adam Faulstich, to approve the request for grant funds, as presented. Motion carried 3-0.**

### **MARSHALL COUNTY COUNCIL**

Council President Tim Harman informed the Board that the Indiana Department of Environmental Management (IDEM) issued a Dissolution of the Marshall County Regional Sewer District. They have 30 days to seek an appeal. Discussion was held concerning the possible repayment of debt.

### **ATTORNEY REPORT**

Attorney Surrisi discussed the process for judicial review of IDEM's dissolution order. He advised that such an appeal of an agency decision could be filed with a trial court. Such an appeal would be between the sewer district and IDEM, but the County would have the opportunity to intervene. After the trial court's decision, subsequent appeal to the Indiana Court of Appeals and Supreme Court could be a possibility. However, he noted that in his opinion, any appeal would be unreasonable and groundless. I.C. 13-26-6-4 allows IDEM to dissolve a sewer district for one of two alternative reasons: 1) if the project or operation of the district "is not economically feasible, fair, or reasonable"; or 2) if "the district fails to file a plan for the operation of the district within the time prescribed by the department". Here, IDEM found that dissolution of the district was appropriate for both reasons. An analysis of whether or not something is "economically feasible, fair, or reasonable" is subjective. Yet, the standard of review that the trial court applies when reviewing any agency decision is very deferential to the agency. Also, he noted that the independent ground supporting the dissolution order, that the district failed to submit a modified plan by the deadline set by IDEM is an objective standard. The sewer district plainly failed to timely submit a modified plan, a fact they would not be able to overcome on appeal. That failure alone legally justifies IDEM's decision to dissolve the district. It remains his hope that the sewer district will not seek judicial review and that the pending litigation against Thomas McFadden could be voluntarily dismissed. He noted that he would reach out to the sewer district's lawyers to discuss next steps.

### **AUDITOR REPORT**

October 20, 2025 Minutes: **Jesse Bohannon moved, second by Adam Faulstich, to approve the October 20, 2025 minutes as presented. Motion carried 3-0.**

Accounts Payable Claims: **Adam Faulstich moved, second by Jesse Bohannon, to approve the accounts payable claims as presented. Motion carried 3-0.**

Payroll Claims: **Jesse Bohannon moved, second by Adam Faulstich, to approve the payroll claims as presented. Motion carried 3-0.**

### **PUBLIC COMMENT**

Bill Woodward, 12094 Peach Road, Plymouth, provided input on the Regional Sewer District.

## **COMMISSIONER ITEMS**

**Weights & Measures Trailer Purchase:** Weights & Measures Inspector Jerry Huss requested permission to purchase a pull behind trailer that holds three 300-gallon tanks. Inspector Huss explained the process for certifying fuel at the local gas stations and the physical wear and tear on a body. **Jesse Bohannon moved, second by Adam Faulstich, to provide a favorable recommendation and send to Council for a fiduciary commitment. Motion carried 3-0.**

**Surveyor Vehicle:** President Klotz explained that money has been allotted in the 2026 budget for the Surveyor's Office to purchase a new vehicle. **Jesse Bohannon moved, second by Adam Faulstich, to allow the Surveyor to seek estimates for a new vehicle. Motion carried 3-0.**

**OCRA Grant:** President Klotz explained that Shannon McLeod of Priority Projects is now working with BakerTilly. Discussion was held concerning the next round of Owner Occupied Housing grant opportunities.

**Public Safety Grant:** President Klotz suggested earmarking a portion of the 2026 Public Safety Grant dollars for law enforcement. He discussed the need of the Prosecutor to hire investigators to aid in the building of cases.

**Opioid Funds:** Vice President Bohannon stated that he has reached out to Steve Dalton concerning the use of opioid funds. They will be holding a budget/finance meeting next week.

Vice President Bohannon offered two items for consideration: warnings related to the COVID vaccines and renewal of the FLOCK contract.

## **ADJOURNMENT**

With no further business to come before the board, **Adam Faulstich moved, second by Jesse Bohannon, to adjourn the meeting at 10:33 a.m. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST: \_\_\_\_\_  
Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
NOVEMBER 17, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 9:30 a.m., Monday, November 17, 2025. Present were Commissioners, Stan Klotz, President, Jesse Bohannon, Vice President, and Adam Faulstich, Member; County Auditor Angela C. Birchmeier. County Attorney Sean Surrisi was not present. The meeting was streamed live at <http://www.youtube.com/@MarshallCountyIN>. The Pledge of Allegiance was said, the meeting was called to order, and the business at hand was heard.

**PUBLIC INPUT ON AGENDA ITEMS**

No public input on agenda items was heard.

**SUPERIOR COURT 3**

Marshall County Community Corrections Drug and Alcohol Program Director/Drug Court Coordinator Christie Johnson stated that the 2026 Problem-Solving Court Grant Award was received and presented the contract for approval. The award amount is \$3,700 and provides for participant transportation, incentives, drug testing supplies, workbooks, and graduation supplies. **Adam Faulstich moved, second by Jesse Bohannon, to approve the 2026 Problem-Solving Court Grant Agreement. Motion carried 3-0.**

**HIGHWAY DEPARTMENT**

Highway Department Superintendent Jason Peters presented three (3) road bore and aerial requests from CNS Networks on behalf of Brightspeed for the purpose of placing fiber optic cable and anchors, as follows:

1. Permit No. 035384: 6<sup>th</sup> Road and Juniper Road, between 6<sup>th</sup> Road and 6B Road, in North Township.
2. Permit No. 035375: On Bluebird Trail east of Lilac Road in Center Township.
3. Permit No. 035001: On King Road and the alley south of 10<sup>th</sup> Road, in Center Township.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the three (3) road bore and aerial requests from Brightspeed, as presented. Motion carried 3-0.**

Superintendent Peters presented a road bore and right-of-way cut request from the Troyer Group on behalf of Frontier on Sunset Drive, between Washington Street and Sunset Ave, in Bourbon Township, for the purpose of providing internet to a customer. **Jesse Bohannon moved, second by Adam Faulstich, to approve the road bore and right-of-way cut request from the Troyer Group on behalf of Frontier, as presented. Motion carried 3-0.**

Superintendent Peters presented a right-of-way cut request from Northern Indiana Public Service Company (NIPSCO) on 4<sup>th</sup> Road, between Beech Road and County Line Road, in German Township, for the purpose of providing service to a customer. **Adam Faulstich moved, second by Jesse Bohannon, to approve the right-of-way cut request from NIPSCO, as presented. Motion carried 3-0.**

Superintendent Peters provided an update on the following projects:

Bridge 1, Ule Road (Local Project): The beams will be delivered, set, and grouted. The upper section of wingwall will be delivered and set.

Bridge 232, Randolph Street: The inspection walk through that was scheduled for November 10<sup>th</sup> has been changed to November 21<sup>st</sup>.

Bridge 87, 11<sup>th</sup> Road: Des No. 1702839. No update.

Bridge 231, Center Street, Bremen: No update.

Bridge 88, 12<sup>th</sup> Road east of Olive Trail: The date of letting is January 14, 2029. Right-of-way engineering has begun.

Bridge 108, East 7<sup>th</sup> Road: The date of letting is February 12, 2030. No update.

Bridge Inspections 2022-2025 Phase II: No update.

Bridge Inspections 2026-2029: DES No. 2300183. No updates.

Mill Pond Dam Improvements: We are working with the new owner to schedule the pipe lining.

Energy Efficiency Conservation Block Grant (EECBG): The final documents needed from Martell Electric have been received, are in the process of paying the final invoice, submitting the request for reimbursement to the state, and completing the final close-out documents.

HSIP Countywide Striping Initiative: DES No. 2401543. The final tracing checklist has been reviewed, and we are ready to submit to contract services.

Vialytics: Data has been collected on approximately 75% of the roads.

2025 Road Program: The crew is patching potholes, working on gravel roads, and cutting brush. The 2026 road program is being drafted. Working on a long term equipment replacement/upgrade plan.

Community Crossings 2025-01: Working on closing out the project.

Community Crossings 2026-01: The application has been submitted.

Bridge 2540, Michigan Road Rehabilitation: Indiana Department of Transportation has issued a Local Public Agency (LPA) Programs Notice of Funding Availability (NOFA) for projects with development commencing by July 1, 2026. A financial commitment letter was submitted for consideration for rehabilitation at Bridge 2540, Michigan Road. The federal grant is a 20% match, with the total project cost of \$11,350,000. The county share would be \$2,270,000 (\$645,600 for preliminary engineering payable in 2026 and \$2,108,600 payable in 2030 for railroad, construction, and construction inspection). **Jesse Bohannon moved, second by Adam Faulstich, to approve the financial commitment letter for Bridge 2540, as presented. Motion carried 3-0.**

**RQAW:** A Professional Services Agreement was presented between RQAW Corporation and Marshall County Board of Commissioners for an On-Call Agreement for an intersection improvement study for US 31 corridor changes, located at S. Michigan Road and Dewey Street for the sum of \$20,000. The contract calls for \$30,000 in other services as approved by the Board of Commissioners. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Professional Services Agreement with RQAW, as presented, contingent upon the review of Attorney Surrisi. Motion carried 3-0.**

**U.S. Business Systems:** An estimate for the purchase of a Kyocera copier in the sum of \$9,363 was discussed. The contract includes a five year service contract. **Jesse Bohannon moved, second by Adam Faulstich, to approve the purchase of a copier from U.S. Business Systems, as presented and to allow the Highway Superintendent to sign the contract. Motion carried 3-0.**

**2026 Annual Bids:** The specifications for 2026 annual bids were presented and upon approval will be advertised on November 17<sup>th</sup> and November 24<sup>th</sup>, with bids being received until December 1<sup>st</sup> at 8:15 a.m. The bids will be opened on December 1<sup>st</sup> at 10:30 a.m. **Jesse Bohannon moved, second by Adam Faulstich, to approve the 2026 annual bid advertisement, as presented. Motion carried 3-0.**

**Kayak Walkways and Parking:** Superintendent Peters explained that the Park & Recreation Department is requesting 10-tons of limestone to be laid on Hickory and Peach Road rights-of-way for the kayak launch and parking areas. He explained that the Park & Recreation Department will pay for the stone. **Adam Faulstich moved, second by Jesse Bohannon, to allow the Highway Department to work with the Park & Recreation Department to provide stone, as requested. Motion carried 3-0.**

Discussion was held concerning the Total Patcher and Asset Management Plan.

#### **EMERGENCY MANAGEMENT AGENCY**

EMA Director Jack Garner presented the Federal Emergency Management Agency (FEMA) Project Completion and Certification Report for Debris Removal in the amount of \$6,684.01 and for Emergency Response Measures in the amount of \$4,958.20. The federal reimbursement rate is 75% for a total of \$8,731.66. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Project Completion and Certification Reports, as presented. Motion carried 3-0.**

#### **JOHN GROLICH**

John Grolich, on behalf of the Marshall County Volunteer Firefighters Association, presented a request from the Public Safety Grant Program, Annual Support, in the amount of \$3,500. He explained that the request is being made on behalf of the fire chiefs for leadership training provided by Dr. Candace Ashby, “Leadership from the Bottom Up”. He explained the training will be held on December 12<sup>th</sup> and December 13<sup>th</sup>. **Jesse Bohannon moved, second by Adam Faulstich, to approve the request for grant funds, as presented. Motion carried 3-0.**

#### **MARSHALL COUNTY COUNCIL ON AGING**

Marshall County Council on Aging Executive Director Janis Holiday presented the 3<sup>rd</sup> Quarter statistics. The total expenses were \$145,393 and revenues totaled \$19,067. There were 7,799 trips; 49 trips were denied in county and 158 out-of-county. The total trip mileage was 58,189. One of

the four recalled vans has been fixed. The Senior Expo had more than 1,100 individuals in attendance.

Invoice #1328 was presented for Section 5311 Operating Funds \$63,163 (federal) and \$15,000 (state) in the total sum of \$78,163 for approval. **Jesse Bohannon moved, second by Adam Faulstich, to approve Invoice 1328 in the amount of \$78,163, as presented. Motion carried 3-0.**

**Jesse Bohannon moved, second by Adam Faulstich, to accept the 3<sup>rd</sup> Quarter Report, as presented. Motion carried 3-0.**

#### **HUMAN RESOURCES**

Human Resources Administrator Jennifer Daake stated a request was received for the use of 30 sick bank days. The applicant does meet all the required criteria. **Jesse Bohannon moved, second by Adam Faulstich, to approve the 30-day sick bank request. Motion carried 3-0.**

#### **SHERIFF**

The Sheriff submitted Amendment #1 to Master Services Agreement, dated October 4, 2023, between Global Tel\*Link Corporation d/b/a ViaPath Technologies and Marshall County Sheriff's Office. **Adam Faulstich moved, second by Jesse Bohannon, to approve the amendment, as presented. Motion carried 3-0.**

#### **AUDITOR REPORT**

November 3, 2025 Minutes: **Jesse Bohannon moved, second by Adam Faulstich, to approve November 3, 2025 minutes as presented. Motion carried 3-0.**

Accounts Payable Claims: **Adam Faulstich moved, second by Jesse Bohannon, to approve the accounts payable claims as presented. Motion carried 3-0.**

Payroll Claims: **Jesse Bohannon moved, second by Adam Faulstich, to approve the payroll claims as presented. Motion carried 3-0.**

#### **PUBLIC COMMENT**

No public comment was heard.

#### **COMMISSIONER ITEMS**

HWC Ethernet Services Agreement – Sheriff's Department: **Jesse Bohannon moved, second by Adam Faulstich, to approve the HWC Ethernet Services Agreement, as presented. Motion carried 3-0.**

Annual Compliance: Nepotism and Uniform Conflict of Interest Statement: Auditor Birchmeier stated that all elected officials have filed the required annual compliance documents.

**Adam Faulstich moved, second by Jesse Bohannon, to accept the annual Compliance with the County Nepotism Policy and Uniform Conflict of Interest Disclosure Statements. Motion carried 3-0.**

**Resolution 2025-15: Second Amendment Sanctuary County: Jesse Bohannon moved, second by Adam Faulstich, to approve Resolution 2025-15: A Resolution of the Marshall County Board of Commissioners Declaring Marshall County to be a Second Amendment Sanctuary County. Motion carried 3-0.**

**FSS Technologies:** An estimate was presented for security upgrades at the Marshall County Museum in the amount of \$6,400. **Adam Faulstich moved, second by Jesse Bohannon, to approve the FSS Technologies, as presented and to allow the President to sign on behalf of the Board. Motion carried 3-0.**

Member Faulstich stated that he is continuing the conversation with Brightspeed.

**ADJOURNMENT**

With no further business to come before the board, **Jesse Bohannon moved, second by Adam Faulstich, to adjourn the meeting at 10:19 a.m. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST: \_\_\_\_\_  
Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
DECEMBER 1, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 8:30 a.m., Monday, December 1, 2025. Present were Commissioners, Stan Klotz, President, Jesse Bohannon, Vice President, and Adam Faulstich, Member; County Attorney Sean Surrisi; and County Auditor Angela C. Birchmeier. The meeting was streamed live at <http://www.youtube.com/@MarshallCountyIN>. The Pledge of Allegiance was said, the meeting was called to order, and the business at hand was heard.

President Klotz acknowledged State Representatives Jack Jordan and Jeff Thompson for taking the time to meet with Marshall County representatives to discuss local issues.

**PUBLIC INPUT ON AGENDA ITEMS**

No public input on agenda items was heard.

**HIGHWAY DEPARTMENT**

Highway Department Superintendent Jason Peters presented seven (7) road bore, right-of-way cuts, and aerial requests from CNS Networks on behalf of Brightspeed for the purpose of placing conduit, fiber optic cable and anchors, as follows:

1. Permit No. 035379: N. Linden Trail, between N. Linden Trail and Plymouth-Goshen Trail, in Center Township.
2. Permit No. 035378: On Plymouth-Goshen Trail, between Plymouth-Goshen Trail and US 31, in Center Township.
3. Permit No. 035000: On King Road, between King Road and 10<sup>th</sup> Road, in Center Township.
4. Permit No. 035381: On King Road, between King Road and 6B Road, in North Township.
5. Permit No. 035373: On Lilac Road, between Lilac Road and Plymouth-Goshen Trail, in North Township.
6. Permit No. 034989: On Michigan Road, between 12<sup>th</sup> Road and Michigan Road, in Center Township.
7. Permit No. 035380: On Plymouth-Goshen Trail, between Lilac Road and Plymouth-Goshen Trail, in Center Township.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the seven (7) road bore, right-of-way cuts, and aerial requests from CNS Networks on behalf of Brightspeed, as presented. Motion carried 3-0.**

Superintendent Peters presented three (3) road bore and right-of-way cut requests from the Troyer Group on behalf of Frontier for the purpose of providing internet to customers, as follows:

1. Project No. 2525752: On North Center, Old US 30, Rose Lane, Pansy, Tulip, Crocus, Aster, and 12B Road, between Ecker Ave and Lincoln Street, in Bourbon Township.
2. Project No. 2525748: On Bourbon Street, Thompson Street, and Jefferson Street, between Bourbon Street and Main Street, in Bourbon Township.
3. Project No. 2525750: On North Street, between Washington Street and Main Street, in West Township.

**Adam Faulstich moved, second by Jesse Bohannon, to approve the three road bore and right-of-way cut requests from the Troyer Group on behalf of Frontier, as presented.**

**Motion carried 3-0.**

Superintendent Peters presented a right-of-way cut request from Northern Indiana Public Service Company (NIPSCO) on W. 6<sup>th</sup> Road, between Michigan Road and Lilac Road, in North Township, for the purpose of retiring and removing an existing aerial crossing alongside the bridge.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the right-of-way cut request from NIPSCO, as presented. Motion carried 3-0.**

Superintendent Peters presented five (5) road bore requests from Comcast Cable for the purpose of providing internet to customers, as follows:

1. Work Order No. PTC-435729: At 19361 Lincoln Highway, in West Township.
2. Work Order No. PTC-440331: At 18772 6B Road, in Polk Township.
3. Work Order No. PTC-440152: At 20741 6B Road in Polk Township.
4. Work Order No. PTC-446510: At 6337 Underwood Road, in Polk Township.
5. Work Order No. PTC-533086: at 19549 7<sup>th</sup> Road, in Center Township.

**Adam Faulstich moved, second by Jesse Bohannon, to approve the five road bore requests from Comcast Cable, as presented. Motion carried 3-0.**

Superintendent Peters provided an update on the following projects:

Bridge 1, Ule Road (Local Project): All seven concrete box beams have been set on the bearing pads and all four wing walls have been formed and poured.

Bridge 232, Randolph Street: The inspection walk through was completed. Due to some spalling/raveling on the joints, LaPorte Construction is going to do some repair work.

Bridge 87, 11<sup>th</sup> Road: Des No. 1702839. No update.

Bridge 231, Center Street, Bremen: No update.

Bridge 88, 12<sup>th</sup> Road east of Olive Trail: The date of letting is January 14, 2029. No update.

Bridge 108, East 7<sup>th</sup> Road: The date of letting is February 12, 2030. No update.

Bridge Inspections 2022-2025 Phase II: No update.

Bridge Inspections 2026-2029: DES No. 2300183. No updates.

Mill Pond Dam Improvements: Work is planned to begin this week, weather permitting.

Energy Efficiency Conservation Block Grant (EECBG): No updates.

HSIP Countywide Striping Initiative: DES No. 2401543. No updates.

Vialytics: All ratings have been completed and scored on a basis of 1, failed, to 10, excellent, as follows: Excellent 8% (9 & 10), Very Good 32% (8), Good 11% (7), Good 22% (6), Fair 7% (5), Fair 2% (4), Poor 14% (3), Very Poor 3% (2), and Failed 1% (1). The current average rating is 6.3. A total of 292.07 miles rated as Good, 329.51 miles rated as Fair, and 193.05 miles rated as Poor.

2025 Road Program: The crew is patching potholes, working on gravel roads, and cutting brush. The 2026 road program is being drafted. Working on a long term equipment replacement/upgrade plan.

Community Crossings 2025-01: Working on closing out the project.

Community Crossings 2026-01: The application has been submitted.

Bridge 2540, Michigan Road Rehabilitation: The financial commitment letter has been submitted.

2026 Annual Bids: The annual bids will be opened today at 10:30 a.m.

### **SHERIFF DEPARTMENT**

In-Car Camera System: Sheriff Matt Hassel, Line Sergeant Jordan Rans, and Communication Supervisor Zach McGuigan presented a request to upgrade the patrol officer in-car camera system next year. They explained the need and outlined the benefits to officer safety. An estimate from Axon Enterprise, Inc. was presented in the total amount of \$199,920. The payment schedule outlined five annual payments in the amount of \$39,984. **Jesse Bohannon moved, second by Adam Faulstich, to provide a favorable recommendation for the Sheriff's Department to seek financial support from Council. Motion carried 3-0.**

2026 Sheriff Salary Contract: The Sheriff's Salary Contract presented was identical to the prior year contract, with the annual salary increased to \$117,999.99. **Jesse Bohannon moved, second by Adam Faulstich, to approve the 2026 Sheriff Salary Contract, as presented. Motion carried 3-0.**

### **BUILDINGS & GROUNDS**

Buildings & Grounds Supervisor Billy Schoff presented a department update. He highlighted the completed projects at the health department, in the county building, courthouse, morgue, highway department, museum, and maintenance shop. The Commissioners requested a plan be prepared for major projects to be evaluated and budgeted.

### **ATTORNEY REPORT**

Update on Thomas McFadden Litigation and Marshall County Regional Sewer District Dissolution: Attorney Surrisi advised that the parties cross-motions for summary judgment were due to be filed on December 1<sup>st</sup>. He is working to complete drafting those documents today. Both sides will file response briefs by December 12<sup>th</sup>, and the court will hold a hearing on the motions December 22<sup>nd</sup>. He noted that he had requested that the Marshall County Regional Sewer Districts' (MCRSD) lawyers provide a copy of any appeal of the Indiana Department of Environmental Management's (IDEM) dissolution order, but he had not yet received a copy of such filing. Counsel is working to schedule a meeting with representatives of the county and the MCRSD to explore a prompt settlement of all claims.

## **AUDITOR REPORT**

November 17, 2025 Minutes: Jesse Bohannon moved, second by Adam Faulstich, to approve November 17, 2025 minutes as presented. Motion carried 3-0.

November 17, 2025 Executive Session Minutes: Adam Faulstich moved, second by Jesse Bohannon, to approve November 17, 2025 executive session minutes as presented. Motion carried 3-0.

Accounts Payable Claims: Jesse Bohannon moved, second by Adam Faulstich, to approve the accounts payable claims as presented. Motion carried 3-0.

Payroll Claims: Adam Faulstich moved, second by Jesse Bohannon, to approve the payroll claims as presented. Motion carried 3-0.

## **HUMAN RESOURCES**

Human Resources Administrator Jennifer Daake stated a request was received for the use of 30 sick bank days. The applicant does meet all the required criteria. **Jesse Bohannon moved, second by Adam Faulstich, to approve the 30-day sick bank request. Motion carried 3-0.**

## **PUBLIC COMMENT**

Bill Woodward, 12094 Peach Road, Plymouth, commented on the Regional Sewer District.

## **COMMISSIONER ITEMS**

Older Adult Services/Indiana Department of Transportation (INDOT) Section 5311 Grant Agreement: President Klotz stated that Contract 97572, Project #1804670O for calendar year 2026 operating costs, with the federal share in the amount of \$310,472 has been received and digitally signed. **Adam Faulstich moved, second by Jesse Bohannon, to ratify the Section 5311 Grant Agreement, between INDOT, Marshall County Commissioners, and Marshall County Council on Aging, as presented. Motion carried 3-0.**

Older Adult Services/Indiana Department of Transportation (INDOT) Section 5339 Grant Agreement: President Klotz stated that Contract 98150, Project #3406470C for calendar year 2026 capital costs, with the federal share in the amount of \$127,500 has been received and digitally signed. **Stan Klotz moved, second by Jesse Bohannon, to ratify the Section 5339 Grant Agreement, between INDOT, Marshall County Commissioners, and Marshall County Council on Aging, as presented. Motion carried 3-0.**

Ordinance 2025-31: An Ordinance of the Marshall County Commissioners Establishing the Public Defender Department: Jesse Bohannon moved, second by Adam Faulstich, to approve **Ordinance 2025-31: An Ordinance of the Marshall County Commissioners Establishing the Public Defender Department on first reading. Motion carried 3-0.**

**Jesse Bohannon moved, to suspend the rules and approve Ordinance 2025-31: An Ordinance of the Marshall County Commissioners Establishing the Public Defender Department on second and third reading.** The motion was withdrawn and the ordinance will be considered at the December 15<sup>th</sup> meeting.

Financial Institution Tax (FIT) & Commercial Vehicle Excise Tax Distribution (CVET): Auditor Birchmeier stated that there was a statutory change in the way FIT and CVET money is distributed. Previously the tax dollars were distributed based on a formula that the Auditor was required to calculate and then deposit into the levy funds. Now, it will come as a lump sum and the Commissioners, as the legislative body, must determine where the money is deposited.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the distribution of FIT and CVET into the County General Fund. Motion carried 3-0.**

Community Corrections Update: The Community Corrections staff will remain at the Community Resource Center for a few months while the new office, located at 401 W. Jefferson Street, Plymouth, is being prepared.

2026 Legislative Session: The General Assembly will begin the 2026 legislative session earlier next year. Vice President Bohannon stated that the jail bond payoff and changing statute to allow the balance of the LIT Special Purpose fund to be used for operational costs at the jail, is the highest priority. The second is to clarify statute on oversight for appointed boards seeking debt and the need for Council to have binding authority. He has requested that lobbyist, Randy Head, send a proposal to pursue these efforts on behalf of the County.

Flock Cameras: Vice President Bohannon expressed concern over the surveillance security of the flock cameras and requested Attorney Surrisi to review the contract.

The meeting was recessed at 9:33 a.m. and reconvened at 10:30 a.m.

#### **HIGHWAY DEPARTMENT**

2026 Annual Highway Bids: Twenty items were advertised for bid. Following Attorney Surrisi opening the bids, **Jesse Bohannon moved, second by Adam Faulstich, to accept and take the 2026 annual highway bids under advisement. Motion carried 3-0.**

#### **ADJOURNMENT**

With no further business to come before the board, **Jesse Bohannon moved, second by Adam Faulstich, to adjourn the meeting at 10:19 a.m. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST:

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Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
DECEMBER 15, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 9:30 a.m., Monday, December 15, 2025. Present were Commissioners, Stan Klotz, President, Jesse Bohannon, Vice President, and Adam Faulstich, Member; County Attorney Sean Surrisi; and County Auditor Angela C. Birchmeier. The meeting was streamed live at <http://www.youtube.com/@MarshallCountyIN>. The Invocation was given by Brandon Richie, the Pledge of Allegiance was said, the meeting was called to order, and the business at hand was heard.

**PUBLIC INPUT ON AGENDA ITEMS**

No public input on agenda items was heard.

**HIGHWAY DEPARTMENT**

Highway Department Superintendent Jason Peters presented an aerial request from Brightspeed of Indiana, LLC (CNS Network), Permit #034986, on Michigan Road and 11<sup>th</sup> Road, in Center Township, for the purpose of a fiber optic upgrade. **Jesse Bohannon moved, second by Adam Faulstich, to approve the aerial request from Brightspeed of Indiana, LLC (CNS Network), as presented. Motion carried 3-0.**

Superintendent Peters presented a road bore request from Comcast Cable, Work Order #PTC-533086, at 19549 7<sup>th</sup> Road, in Center Township, for the purpose of installing new CATV cable. **Adam Faulstich moved, second by Jesse Bohannon, to approve the road bore request from Comcast Cable, as presented. Motion carried 3-0.**

Superintendent Peters presented a road surface cut, road bore, and right-of-way cut request from BSM Group on Michigan Road, between 12<sup>th</sup> Road and US 31, in Center Township, for the purpose of placing underground duct. **Jesse Bohannon moved, second by Adam Faulstich, to approve the road surface cut, road bore, and right-of-way cut request from BSM Group, as presented. Motion carried 3-0.**

Superintendent Peters presented a right-of-way cut from NIPSCO on 17<sup>th</sup> Road/Dewey Street, between Linden Road and US 31, in Green Township, for the purpose of an emergency replacement of a damaged pipe. **Adam Faulstich moved, second by Jesse Bohannon, to approve the right-of-way cut request from NIPSCO, as presented. Motion carried 3-0.**

Superintendent Peters provided an update on the following projects:

Bridge 1, Ule Road (Local Project): The grade work and pavement have been completed, the guardrail will be installed and the bridge open to traffic this week.

Bridge 232, Randolph Street: No update.

Bridge 87, 11<sup>th</sup> Road: Des No. 1702839. No update.

Bridge 231, Center Street, Bremen: No update.

Bridge 88, 12<sup>th</sup> Road east of Olive Trail: The date of letting is January 14, 2029. No update.

Bridge 108, East 7<sup>th</sup> Road: The date of letting is February 12, 2030. No update.

Bridge Inspections 2022-2025 Phase II: No update.

Bridge Inspections 2026-2029: DES No. 2300183. No updates.

Mill Pond Dam Improvements: Work has continued and an inspection will be scheduled with DLZ.

Community Crossings 2025-01: Looking to close out the project this week.

Energy Efficiency Conservation Block Grant (EECBG): No updates.

HSIP Countywide Striping Initiative: DES No. 2401543. No updates.

Bridge 2540, Michigan Road Rehabilitation: No updates.

2026 Annual Bids: The 2026 annual bids were opened at the December 1<sup>st</sup> meeting and have been reviewed by the Highway Department. **Jesse Bohannon moved, second by Adam Faulstich, to accept the 2026 annual bids. Motion carried 3-0.**

RQAW On-Call Agreement: Attorney Surrisi stated that he has reviewed the RQAW On-Call Agreement presented and approved, pending his review, at the December 1<sup>st</sup> meeting. The agreement is fine and the Highway Department may proceed.

## **SUPERIOR COURT 2**

Superior Court 2 Judge Matthew Aldridge requested permission to proceed with a technological upgrade for all four courts. There is a lack of support from the current vendor. The Supreme Court is promoting remote hearings to assist the attorneys and not having to transport the incarcerated. Three estimates were received from CTI, Forte, and Network Solutions. Attorney Surrisi explained that there is state statute allowing us to piggyback from other business contracts and he is working with the vendor to provide separate invoices for each court. **Jesse Bohannon moved, second by Adam Faulstich, to provide a favorable recommendation for the courts to seek financial support from Council utilizing the LIT Special Purpose fund to upgrade the court technology. Motion carried 3-0.**

## **MUSEUM**

Museum Executive Director Sandy Garrison and Marshall County Historical Society Board President Mike Miley presented the quarterly report. They presented the Board with a copy of the Crossroads newsletters, Historical Society Board of Trustees minutes, Prehistoric Animals of Indiana and Marshall County booklet, and PowerPoint presentation. They highlighted the number of visitors, volunteer hours, activities, and events, including the in-service day and American Revolution Traveling Exhibit.

## **IT DEPARTMENT**

IT Director Michael Marshall and GIS Coordinator Diane Ross presented a Managed Service Agreement between CyberTech Systems & Software, Inc. and Marshall County, IN to provide GIS software application management and support. The initial contract term is three years. The implementation service fee is \$15,240 and hosting fees for year one is \$54,240; year two is \$55,867; and year three is \$57,543. The contract will automatically renew annually, thereafter, unless either party gives a 90-day written notice before the expiration of the current term. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Managed Service Agreement with CyberTech Systems & Software, Inc., as presented, with the President signing on behalf of the Board. Motion carried 3-0.**

## **BUILDINGS & GROUNDS**

Buildings & Grounds Supervisor Billy Schoff presented a Contractor Services Agreement with DS Services for carpet maintenance and general janitorial cleaning. The agreement will begin immediately and continue until January 1, 2028. DS Services will be utilized as needed and provide an estimate of costs per job. **Adam Faulstich moved, second by Jesse Bohannon, to approve the Contractor Services Agreement with DS Services, as presented.**

## **HEALTH DEPARTMENT**

Health Administrator Ryan Begg presented two proposals from Cottage Watchman Security Systems. Proposal #25222 for the installation of one smoke detector, two door access, activate monitoring for fire and security, set up and train employees on the operation of all three systems in the amount of \$8,750.50. The annual recurring fee is \$1,488. Proposal #25223 for CCTV installing six cameras in the amount of \$12,445. **Jesse Bohannon moved, second by Adam Faulstich, to approve the two proposals from Cottage Watchman Security Systems in the total sum of \$21,195.50, as presented, with the President signing on behalf of the Board.**  
**Motion carried 3-0.**

## **SICK BANK BOARD**

Payroll Deputy Auditor Morgan Hill provided a Sick Bank update, stating in 2025 there were 73 sick bank days used and 115 were collected. The projected balance of sick days at year end is 1,232. The Sick Bank Board is recommending that all newly enrolled employees follow the established guidelines by donating the required two days to become a member, along with any retroactive, annually donated days for prior years. All current employees enrolled are to donate one day to remain a member. **Jesse Bohannon moved, second by Adam Faulstich to approve the Sick Bank donation days, as recommended. Motion carried 3-0.**

## **ATTORNEY REPORT**

2026 Proposal for Legal Services: Attorney Surrisi discussed the proposed services agreement for 2026. The agreement contains the same \$1,500 monthly retainer fee found in the 2025 agreement, providing for his attendance at all regularly scheduled Commissioners and Drainage Board meetings and priority attention to other matters. The hourly fee for service rate had an approximately 3% inflationary increase to \$266 per hour. **Adam Faulstich moved, second by Jesse Bohannon, to approve the Proposal for Legal Services with Sean Surrisi, and the law firm of Wyland, Humphrey, Clevenger & Surrisi, LLP for calendar year 2026.**  
**Motion carried 3-0.**

Ruhnow/West Shore Quit Claim Deed: Attorney Surrisi discussed a quiet title lawsuit filed against the County earlier this year, *Tharp, et al. v. Marshall County, et al.*, in the St. Joseph Superior Court No. 6, Cause No. 71D06-2508-PL-000194. The case involves a disputed piece of lakefront property on the west shore of Lake Maxinkuckee. The plaintiffs sued the County and other defendants in Hamilton County court earlier this year. Apparently, one of the plaintiffs lives in Hamilton County. The parties disputed whether Hamilton County was a proper venue and eventually agreed to transfer the case to St. Joseph County to keep it closer to Marshall County. The disputed property appears on the GIS as a dead end stub of a road that intersects the shore of Lake Maxinkuckee at a hilltop/cliff. The GIS drawing was the only indication that the County had any ownership interest in the land. The County Attorney conducted research on the property and engaged McKesson Title to perform a title search and extensive review of old Commissioners meeting minutes going back to the 1800s looking for proof of ownership in the land. After completing the research, it was determined that the County could not make a reasonable claim to ownership in the land and that further defense of the lawsuit would be futile. To resolve the dispute, the County Attorney and plaintiffs' counsel proposed for the County to execute a quitclaim deed, giving up whatever interest, if any, the County might have in the property to the plaintiffs. **Jesse Bohannon moved, second by Adam Faulstich, to allow the Board President to sign the Quit-Claim Deed on behalf of the Board, as presented. Motion carried 3-0.**

Regional Sewer District: Attorney Surrisi provided a brief update concerning the Regional Sewer District lawsuits and dissolution.

#### AUDITOR REPORT

December 1, 2025 Minutes: **Adam Faulstich moved, second by Jesse Bohannon, to approve December 1, 2025 minutes as presented. Motion carried 3-0.**

December 1, 2025 Executive Session Minutes: **Jesse Bohannon moved, second by Adam Faulstich, to approve December 1, 2025 executive session minutes as presented. Motion carried 3-0.**

Accounts Payable Claims: **Adam Faulstich moved, second by Jesse Bohannon, to approve the accounts payable claims as presented. Motion carried 3-0.**

Payroll Claims: **Jesse Bohannon moved, second by Adam Faulstich, to approve the payroll claims as presented. Motion carried 3-0.**

#### PUBLIC COMMENT

No public comment was heard.

#### COMMISSIONER ITEMS

President Klotz thanked Anthony and HyperWave Consultants for the audio improvements in the room.

2026 Department Head Appointments: Adam Faulstich moved, second by Jesse Bohannon, to reappoint the following individuals to the respective departments:

**Billy Schoff, Buildings & Grounds Supervisor-Courthouse**  
**John Greer, Building & Grounds Supervisor-Jail**  
**Adam Combs, Building Commissioner**  
**Sandy Garrison, Museum Director**  
**Jerry Huss, Weights & Measures Inspector**  
**Jason Peters, Highway Superintendent**  
**Pam Schweizer-Betz, Veterans Service Officer**  
**Jack Garner, EMA Director**  
**Michael Marshall, IT Director**

**Motion carried 3-0.**

Gibson Insurance Consulting Agreement: The Gibson Insurance Consulting Agreement was presented for ratification. Gibson Insurance will provide advisory and brokerage services for the purposes of assistance in the procurement and placement of the County's employee benefits insurance needs, for calendar year 2026. Following discussion, **Jesse Bohannon moved, second by Adam Faulstich, to ratify and approve the Gibson Insurance Consulting Agreement, as presented. Motion carried 3-0.**

Ordinance 2025-31: An Ordinance of the Marshall County Commissioners Establishing the Public Defender Department: **Jesse Bohannon moved, second by Adam Faulstich, to approve Ordinance 2025-31: An Ordinance of the Marshall County Commissioners Establishing the Public Defender Department on second and third reading. Motion carried 3-0.**

Public Defense Administrator Agreement: The Public Defense Administrator Agreement between Marshall County and MacKenzie J. Breitenstein was presented for consideration. The initial term shall be for 13 months, December 1, 2025 through December 31, 2026. The administrator shall be paid \$2,500 per month for services under this agreement, in arrears for the prior month's service. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Public Defense Administrator Agreement, as presented, and to allow the President to sign on behalf of the Board. Motion carried 3-0.**

Marshall County Public Defender Board Contract for Legal Services: A Marshall County Public Defender Board Contract for Legal Services between the Marshall County Public Defender Board and six attorneys was presented for approval for use in calendar year 2026 in the amount of \$102,900 per attorney; along with a Contract for Non-Reimbursable Public Defender Services for 2026 with Marc Morrison for the calendar year 2026 in the amount of \$30,000. **Adam Faulstich moved, second by Jesse Bohannon, to approve the use of the Contract for Legal Services and the Contract for Non-Reimbursable Public Defender Services between the Marshall County Public Defender Board and various attorneys. Motion carried 3-0.**

Owner Occupied Housing Project: The amended contract with the Indiana Housing and Community Development Authority (IHCDA) stated that 16 units would be served under the Community Development Block Grant HD-022-001 award. Due to one of the homes being disqualified, a modification letter approving the number of units to 15 was presented for approval. **Jesse Bohannon moved, second by Adam Faulstich, to approve the President signing the modification letter, as presented. Motion carried 3-0.**

2026 Owner Occupied Housing Project: President Klotz stated that he had a meeting with BakerTilly Senior Grant Manager Shannon McLeod and city/town representatives regarding a \$500,000 grant opportunity in 2026 for Marshall County and \$350,000 for each city/town in the county for owner occupied housing projects. The scope of work would be limited to roof repair/replacement, ADA accessibility, heating and cooling replacement, electrical upgrades per code violations, and water heater replacement with a maximum award per homeowner of \$25,000. There would be a 10% match requirement. The project submission would be targeted for May, 2026. **Adam Faulstich moved, second by Jesse Bohannon to support moving forward with the 2026 Owner Occupied Housing Rehabilitation Program. Motion carried 3-0.**

Krieg Devault Economic Development Incentive and Other Project Matters: A letter of engagement between Krieg Devault, Marshall County Economic Development Corporation, and Marshall County, Indiana was presented for consideration. **Jesse Bohannon moved, second by Adam Faulstich, to approve the agreement between Krieg Devault, Marshall County Economic Development Corporation and Marshall County, as presented. Motion carried 3-0.**

Krieg Devault Governmental Affairs Services and Outreach: A letter of engagement between Krieg Devault and Marshall County was presented for consideration. The scope of engagement will include governmental affairs services and outreach to the Indiana state administration and the Indiana General Assembly regarding the goals of Marshall County Commissioners. The contract will begin on January 5, 2026 and conclude January 5, 2027 in the sum of \$40,000. Following discussion, **Jesse Bohannon moved, second by Adam Faulstich, to approve the agreement between Krieg Devault and Marshall County pending revision to the contract terminating at the end of the legislative session. Motion carried 2-1, with Stan Klotz voting no.**

Memorandum of Understanding - Argos Fire Territory: A Memorandum of Understanding between Marshall County Government and Argos Fire Territory Regarding Use of Stryker Powered Stair Chair was presented for consideration. **Jesse Bohannon moved, second by Adam Faulstich, to approve the Memorandum of Understanding between Marshall County Government and Argos Fire Territory Regarding Use of Stryker Powered Stair Chair was approved, as presented. Motion carried 3-0.**

Resolution 2025-14: Purchase of MCRSD Loan Package through Special Purchasing Methods: President Klotz requested the item be tabled until a special meeting can be held on Monday, December 22<sup>nd</sup> at 8:30 a.m. **Jesse Bohannon moved, second by Adam Faulstich, to table Resolution 2025-14: Written Determination of the Marshall County Board of Commissioners Regarding Purchase of Marshall County Regional Sewer District Loan Package Through Special Purchasing Methods. Motion carried 3-0.**

Vice President Bohannon stated that surrounding counties are renting jail bedspace to the federal government, and by doing so are bringing in significant revenue. He will speak with the Sheriff about this possibility in Marshall County.

Member Faulstich stated that the Plan Commission is working on an ordinance regarding data centers that will be forthcoming.

Attorney Surrisi will be distributing a draft ordinance concerning conflict of interest and financial transparency to the board later this week.

**ADJOURNMENT**

With no further business to come before the board, **Jesse Bohannon moved, second by Adam Faulstich, to adjourn the meeting at 11:25 a.m. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST: \_\_\_\_\_  
Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
SPECIAL MEETING MINUTES  
DECEMBER 22, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a special meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 8:30 a.m., Monday, December 22, 2025. Present were Commissioners, Stan Klotz, President, Jesse Bohannon, Vice President, and Adam Faulstich, Member; County Attorney Sean Surrisi; and County Auditor Angela C. Birchmeier. The meeting was streamed live at <http://www.youtube.com/@MarshallCountyIN>. The Pledge of Allegiance was said, the meeting was called to order, and the business at hand was heard.

**MARSHALL COUNTY REGIONAL SEWER DISTRICT**

Settlement Agreement and Release: Attorney Surrisi highlighted the Recitals and terms of the Settlement Agreement and Release, 60-days to dissolve and close-out the district; release claims against one another, with the exception of illegal acts; County provide for the payment of any retention amount under the District's D&O Policy for a period of six years in an amount not to exceed \$40,000; dismissal of all litigation; and, no admission of liability or wrongdoing.

**Jesse Bohannon moved, second by Adam Faulstich, to approve the Settlement Agreement and Release between the Marshall County Board of Commissioners, Marshall County Council and the Marshall County Regional Sewer District, as presented. Motion carried 3-0.**

Resolution 2025-14: Written Determination of the Marshall County Board of Commissioners Regarding the Purchase of Marshall County Regional Sewer District Loan Package Through

Special Purchasing Methods: President Klotz stated that a \$2 million additional appropriation has been submitted for Council consideration in January to repay the Regional Sewer District balance of approximately \$1.6 million, plus interest, to Star Financial Bank. **Jesse Bohannon moved, second by Adam Faulstich, to approve Resolution 2025-14: Written Determination of the Marshall County Board of Commissioners Regarding the Purchase of Marshall County Regional Sewer District Loan Package Through Special Purchasing Methods. Motion carried 3-0.**

**PUBLIC COMMENT**

Bill Woodward, 12094 Peach Road, Plymouth, commented on the Regional Sewer District.

**ADJOURNMENT**

With no further business to come before the board, **Adam Faulstich moved, second by Jesse Bohannon, to adjourn the meeting at 8:43 a.m. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST: \_\_\_\_\_  
Angela C. Birchmeier, Auditor

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Adam Faulstich, Member

**MARSHALL COUNTY  
BOARD OF COMMISSIONERS  
MEETING MINUTES  
DECEMBER 31, 2025**

The Board of Commissioners of Marshall County, Indiana, met for a regular meeting in the Commissioner's Meeting Room 203, 112 W. Jefferson Street, Plymouth, Indiana at 8:30 a.m., Monday, December 31, 2025. Present were Commissioners, Stan Klotz, President, Jesse Bohannon, Vice President, and Adam Faulstich, Member; County Attorney Sean Surrisi; and County Auditor Angela C. Birchmeier. The meeting was streamed live at <http://www.youtube.com/@MarshallCountyIN>. The Pledge of Allegiance was said, the meeting was called to order, and the business at hand was heard.

**AUDITOR REPORT**

Auditor Birchmeier stated that all the American Rescue Plan appropriations have been expended.

**Accounts Payable Claims: Jesse Bohannon moved, second by Adam Faulstich, to approve the accounts payable claims as presented. Motion carried 3-0.**

**Payroll Claims: Adam Faulstich moved, second by Jesse Bohannon, to approve the payroll claims as presented. Motion carried 3-0.**

**PUBLIC COMMENT**

No public comment was heard.

**COMMISSIONER ITEMS**

**2026 Board Appointment:** President Klotz presented the following list of board appointments for consideration:

<b>Board</b>	<b>Appointee</b>	<b>Term Expiration</b>
Argos Public Library	Maria Horvath	12/31/2029
Culver Union Township Public Library	Jan Shore Fitterling	12/31/2029
Argos Plan Commission	Ray Trump (R)	12/31/2029
Marshall County Plan Commission	Stan Klotz	12/31/2026
Marshall County BZA Alternate	Michelle Mieras (D)	12/31/2026
Alcoholic Beverage Board	Joel Fisher	12/31/2026
Board of Health	Dr. Thomas Pedavoli, DDS (R)	12/31/2029
MACOG	Jesse Bohannon	12/31/2026
Marshall County Tourism Commission	Matt Hovermale	12/31/2027
Marshall County Tourism Commission	Andrea Canacci	12/31/2027
Fair Board	Adam Faulstich	12/31/2026
Extension Board	Jesse Bohannon	12/31/2026
EMA Board	Adam Faulstich	12/31/2026
Technology Committee	Adam Faulstich	12/31/2026
Safety Committee	Adam Faulstich	12/31/2026
Central Dispatch	Stan Klotz	12/31/2026
Unsafe Building Committee	Stan Klotz	12/31/2026

Unsafe Building Committee	Chris Garner (Social Services)	12/31/2026
Courthouse Security	Adam Faulstich	12/31/2026
US 30 Coalition	Jesse Bohannon	12/31/2026
Marshall County Park & Rec Board	Richard L Markley (D)	12/31/2029
ONE Marshall County	Stan Klotz	12/31/2026

**Jesse Bohannon moved, second by Adam Faulstich, to approve the 2026 board appointments, as presented. Motion carried 3-0.**

Krieg Devault Governmental Affairs Services and Outreach: Vice President Bohanon received clarification from Krieg Devault concerning the letter of engagement for governmental affairs services and outreach to the Indiana state administration and the Indiana General Assembly concerning the true term of the contract. **Jesse Bohannon moved, second by Adam Faulstich, to withdraw and nullify the agreement between Krieg Devault and Marshall County. Motion carried 3-0.**

US 31 and State Road 10: Discussion was held about the concerns expressed on the US 31 and State Road 10 intersection. The local governments are working with the Indiana Department of Transportation to reach a resolution.

2025 Appointment Ratification: Attorney Surrisi stated that at the January 21, 2025 meeting, the following list of appointments was presented for consideration and requested a motion be taken to ratify the votes and make the intention known:

Board	Appointee	Term	Term Expiration
Marshall County BZA – Matt Miller Resigned	Don Nunemaker	Unexpired Term	December 31, 2026
Marshall County BZA Alternate	Michelle Mieras	1 year	December 31, 2025
Marshall County Plan Commission – David Hostetler Resigned	Larry Houin	Unexpired Term	December 31, 2026
Board of Health	Sandy Orsund	4 years	December 31, 2028
Koontz Lake Sewer District	Steve Giese	4 years	December 31, 2028
Tourism Commission – Angel Balsley Resigned	Jill Houin	Unexpired Term	December 31, 2026
Fair Board	Adam Faulstich	1 year	December 31, 2025
Extension Board	Jesse Bohannon	1 year	December 31, 2025

**Jesse Bohannon moved, second by Adam Faulstich, to ratify and approve the appointments presented at the January 21, 2025 meeting, as presented. Motion carried 3-0.**

Concierge Medicine: The agreement with Concierge Medicine for 2026 will be presented for consideration at a January meeting.

**ADJOURNMENT**

With no further business to come before the board, **Jesse Bohannon moved, second by Adam Faulstich, to adjourn the meeting at 8:41 a.m. Motion carried 3-0.**

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Stan Klotz, President

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Jesse Bohannon, Vice President

ATTEST: \_\_\_\_\_  
Angela C. Birchmeier, Auditor

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Adam Faulstich, Member