

DEKALB COUNTY COMMISSIONERS' MEETING

February 22, 2021

Commissioners Present: President William L. Hartman
Vice President Michael Watson
Vice President Todd Sanderson

Others Present: Auditor Jan Bauman
Attorney James P McCanna

MATTER OF PAYROLL

Michael Watson made a motion to approve payroll for the period January 31-February 13, 2021. Second by Todd Sanderson, and all approved.

MATTER OF MINUTES

Todd Sanderson made a motion to approve minutes dated February 8, 2021. Michael Watson seconded, and all approved.

MATTER OF CLAIMS

Michael Watson made a motion to approve General Claims consisting of warrant #131641 through 131649 in the amount of \$172,022.33, and wire transfer #17133 through 17260 in the amount of \$436,201.53 as presented. Todd Sanderson seconded, and all approved.

MATTER OF EVAPAR GENERATOR PREVENTATIVE MAINTENANCE AGREEMENT

Todd Sanderson made a motion to approve the Preventative Maintenance Agreement with Evapar for five generators totaling \$2,790. Michael Watson seconded, and all approved. The cost remains unchanged from 2020. This agreement is for generators at the Jail, Health Department, Annex Building, Central Communications, and Sunny Meadows.

MATTER OF DONATION ORDINANCES FOR HEALTH DEPARTMENT

On February 8, the Commissioners established a Restricted Donation Fund for the Administration of COVID-19 Vaccines. County Nurse Cheryl Lynch has indicated that the fund should not have referred to "COVID-19" vaccines since the donation she will be receiving for vaccines has nothing to do with COVID-19 vaccines. Todd Sanderson made a motion to amend Ordinance No. 2021-R- 2 and remove the word COVID from the ordinance. Michael Watson seconded, and all approved.

MATTER OF TITLE VI RESOLUTIONS & NONDISCRIMINATION POLICY STATEMENT

Michael Watson made a motion to approve Resolution No. 2021-R-4, A Resolution of the Board of Commissioners of the County of DeKalb, Indiana, Appointing the ADA Coordinator. Todd Sanderson seconded, and all approved. Doty Miller will serve as ADA Coordinator.

Michael Watson made a motion to approve Resolution No. 2021-R-5, A Resolution of the Board of Commissioners of the County of DeKalb, Indiana, Appointing the Title VI Coordinator. Todd Sanderson seconded, and all approved. Dotty Miller will serve as Title VI Coordinator.

Michael Watson made a motion to approve DeKalb County's Nondiscrimination State of Policy and for all three to sign. Todd Sanderson seconded, and all approved.

MATTER OF RESOLUTION SUPPORTING LOCAL CONTROL OF LAND USE DECISIONS

House Bill 1381 would take away local control regarding land use decisions. Lynn Reinhart from Wilmington Township was present and asked to speak. He said landowners give up the right to their property for the good of the community with eminent domain or with big utilities and then have absolutely no say in what happens. The energy of the future is going to be different from the energy of the past. He thinks land owners should have be able to do what they want with their properties when it comes to solar and wind. The Commissioners said they understand this and are not trying to take rights away from landowners. The Commissioners just want the ability to make their own ordinances rather than the State deciding everything. Once the State has jurisdiction, having recourse can be very difficult.

Michael Watson made a motion to approve Resolution No. 2021-R-6, Resolution of the Board of Commissioners of DeKalb County, Indiana, Expressing Support for Local Control of Land Use Decisions. Todd Sanderson seconded, and all approved.

MATTER OF WOOD LAND LAKES 2020 ANNUAL REPORT

The Commissioners acknowledge receipt of the 2020 Wood Land Lakes Annual Report.

MATTER OF FAX SERVICE

Jeff Bassett from Business Impressions explained how the individual fax lines in the county offices are being replaced with eGoldFax digital fax service with allows faxing directly from office PC's. Faxes coming in can be directed to an e-mail address or printed depending on office requirements. The digital service is much more reliable than the current analog service and allows the potential recovery of an earlier fax. The current cost or separate fax lines is \$20 per line. The cost for these lines will be replaced by eGoldFax, which has an approximate base service fee including all lines of \$35.99 per month that includes 250 pages with an overage cost of \$0.10 per page. The current cost per month of the 8 lines that have been ported to the new eGoldFax service with page costs is \$53.16. This shows a savings of \$106.84 per month. As the fax lines are moved, the savings will increase. No long term contracts have to be signed. Jack Smith was present and added that the monthly savings will be approximately \$640 per month when all fax lines are taken into account.

Todd Sanderson made a motion to sign the Xerox agreements to swap copy machines between the Surveyor's and Title IV-D' offices and to sign with Business Impressions for going digital with the fax lines. Michael Watson seconded, and all approved.

MATTER PART TIME POSITION FOR INFORMATION SYSTEMS DEPARTMENT

The Jail Systems Administrator, Paul Brewer, will be retiring at the end of this month. Director Jack Smith would like to keep him on as a part time employee for a few weeks while his replacement gets situated in the position. Mr. Brewer does a lot of jail-specific tasks that makes him the best person to do the training. A part time position is in place, so Mr. Smith does not have to request additional funds for the position. He would work 7-8 hours per day to begin with and then taper off. Todd Sanderson made a

motion to allow Paul Brewer to work on a part time basis to train the new full time employee. Michael Watson seconded, and all approved.

MATTER OF COMMISSIONERS' CERTIFICATE FOR 26-09-03-128-008 (FREEMAN PROP)

The City of Garrett would like to have the Commissioners' Certificate for a property in Garrett with the Tax ID #26-09-03-128-008. The City of Garrett was granted an order to demolish the property on November 18, 2020. The situation is complicated. 26-09-03-128-007 sold at the 2019 tax sale, and the buyer followed all statutes and obtained an order for the deed. The deed has not been issued yet, but the Auditor's Office has the order for the deed. 26-09-03-128-008 was going to go to the 2018 tax sale, but someone paid the taxes prior to the sale, so it did not go to tax sale. What happens now since only one of the two parcels (-007) went up for tax sale and sold and has a new, valid owner, and the City has an order to demolish structures on both -007 and -008? The City of Garrett can get permission to demolish a home even if they don't own it. Attorney McCanna said the Auditor's Office is duty bound to issue the tax deed since there is a court order to do so. Susan Sleeper is to notify the City of Garrett of all of this information and also to let the Judge who ordered the tax deed know what the situation is.

MATTER OF 2021 COURT INTERPRETER EMERGENCY GRANT FOR SUPERIOR 1

Michael Watson made a motion for the President to sign the \$2,500 Grant Agreement between the Indiana Supreme Court Office of Judicial Administration and DeKalb Superior Court 1 for the 2021 Court Interpreter Emergency Grant. Todd Sanderson seconded, and all approved. This is Grant No. 21-SA012-C17-D01. The Commissioners are signing as additional signatories as provided on the document.

MATTER OF INTER-LOCAL AGREEMENT

Modification of inter-local agreement between and among all of the entities that use Central Communications is going to be updated to remove the EMS Director from the Governance Board. This is in response to the fact that Parkview is now doing all of the dispatching for ambulance service and no longer needs to serve on the Board. Todd Sanderson made a motion that in place of the EMS Director, the Director of the Department of Homeland Security/Office of Emergency Management or his designee should be added to the Central Communications Governance Board. Michael Watson seconded, and all approved.

MATTER OF HIGHWAY

Chris Gaumer joined the meeting so he and Mr. Parker could both talk about the performance/payment bond for Brooks Construction Company for the Fawn Creek Section II. Todd Sanderson made a motion to approve the performance/payment bond for Brooks Construction Company in the amount of \$9,000 for surface coat, with the contingency that the date be corrected to reflect March 26, 2021 instead of 2020. Michael Watson seconded, and all approved.

At 11:05 Ben Parker opened the bids received for the 2021 Road Resurfacing Projects. They were as follows:

	API Construction	Brooks Construction	E& B Paving
Proj 1 – CR 27	\$ 738,363.00	\$ 737,434.89	\$ 854,667.00
Proj 2 – CR 10	\$ 274,604.80	\$ 284,612.55	\$ 316,703.10
Proj 3 – CR 19	<u>\$ 174,212.20</u>	<u>\$ 192,813.90</u>	<u>\$ 205,154.90</u>
Total	\$1,187,180.00	\$1,214,861.34	\$1,376,525.00

Michael Watson made a motion to allow Ben Parker to take these bids under advisement and to come back with his recommendation on March 1st. Todd Sanderson seconded, and all approved. These are for the Community Crossings grant project.

Mr. Parker distributed three-year budget projections for Cumulative Bridge Fund and the Cumulative Capital Development Fund and discussed various bridge projects coming due. The Morningstar Road bridge and timing of replacing it was discussed. This is the bridge that the City of Auburn would like to update with walkways sooner than the County really needs to replace it. In order not to deplete the County's funds, the project will probably need to be pushed out to 2023.

One of the Highway's truck beds needs to be replaced. It is a 2009 truck whose motor and chassis were replaced not long ago. He is having difficulty finding parts for it. Lockwood Welding took a look at it to see what could be done. If Lockwood repaired it, it would be very costly and the truck will be out of commission for too long. Mr. Parker received two quotes that are within \$88 of each other. Todd Sanderson made the motion to give Ben Parker discretion to buy one of the stainless steel dump truck beds from either WA Jones for \$15,588 or Kalida for \$15,500. Michael Watson seconded, and all approved. The Highway Department will install the bed.

MATTER OF JAIL

Sheriff Cserep provided information to Elevatus so the jail study is going to be updated.

Regarding the ETJ, if you tap on to the city utilities, you are subject to the City of Auburn ETJ whether or not you are located in the ETJ.

Three more site plan options were presented. Each have the new jail to the north of the Community Corrections facility but with differences regarding future cell expansion, positioning of storage area and other features. Option C was the favored plan, with the thought of only developing Potter Drive to satisfy the needs of the jail rather than completing it all the way to County Road 40.

A tour of the Adams County Jail is scheduled for Wednesday.

The jail committee will meet next on March 8 at 1:30.

MATTER OF COMMUNITY CORRECTIONS ADVISORY BOARD APPOINTMENTS

Kevin Likes, Community Corrections Advisory Board Chair, was present to talk about the appointments to the Advisory Board. Auditor Bauman had a list of various appointments on file that she had wanted clarification on as to which appointments are the responsibility of the County Commissioners. Director Kellie Knauer asked Mr. Likes to do some research on it. He showed which appointments are required to be made by the executive body. Michael Watson made a motion to appoint Amy Demske, Michael Lapham, Kelly Mattes, and Steve Smith for terms expiring December 31, 2024. Todd Sanderson seconded, and all approved.

MATTER OF SKILLMAN CORPORATION – CONSTRUCTION MANAGEMENT SERVICES

Dan King and Natalie O'Hara from Skillman Corporation were here because the Commissioners wanted to learn about the construction management services they provide. Pure construction management firm. They do not compete with anyone else in the industry for building projects because all they do is construction management. This attracts more bidders which drives project costs down. The fee is not a

fixed percentage. Many references were provided. Mr. King said the earlier the construction management team is brought in on the project process the better.

MATTER OF GARMONG CONSTRUCTION SERVICES PRESENTATION

Paul Okeson, Executive Vice President of Garmong Construction Services gave a brief presentation about the construction management services they provide. They are not set on one delivery method only; they use both CMc and CMa delivery methods. He explained CMc since it is a newer delivery method—effective July 1, 2017 for units of local government. Garmong Construction is building 6 jails currently in the State of Indiana. He encouraged the Commissioners to check his references.

MATTER OF ENGAGEMENT LETTER WITH BAKER TILLY FOR ADVISORY SERVICES

Michael Watson made a motion to approve Baker Tilly's Engagement Letter Agreement Related to Services for a not-to-exceed amount of \$10,000. Second by Todd Sanderson, and all approved. This is for municipal advisory services regarding the jail project feasibility.

MATTER OF OTHER DISCUSSION

Other discussion topics included: painting the Surveyor's Office; Council-Commissioners' discussion topics for March 1 Council meeting; question about legality of waiving ditch assessments on Krafft Cemetery for Wilmington Township; incorrect legal description that had been perpetually accepted by Transfer Department for 50 years and getting it corrected; CR 36A and CR 61 properties to be sold by Commissioners; citizen Gabe Wise would like to videotape courthouse elevator for a project he is doing; Sheriff Cserep wanting to know if anyone receives any threats to let him know so he can work with courthouse security; notice of tort claim received regarding alleged mowing incident;

William L. Hartman – President

Michael Watson – Vice President

Todd Sanderson – Vice President

Attest:

Jan Bauman