

PERRY COUNTY BOARD OF COMMISSIONERS MINUTES - JANUARY 4, 2022

The Perry County Board of Commissioners met at 6:00 p.m. as was duly advertised. All commissioners President Thomas J Hauser, Randy Kleaving and Gregg Jarboe were in attendance. In attendance were County Administrator, Teresa Kanneberg and County Attorney, Chris Goffinet. Sheriff Alan Malone was also present. A *News Representative* was not in attendance.

The meeting opened with the Pledge of Allegiance.

REORGANIZATION

The first order of business was to reorganize the Board of Commissioners for 2022. Randy made the motion to nominate Tom Hauser as President for 2022, and Gregg seconded the motion. The motion carried 3-0.

Tom made the motion to nominate Randy Kleaving as Vice-President, and Gregg seconded the motion. The motion carried 3-0.

2022 MEETING SCHEDULE

Randy made the motion to have the Commissioners meetings the same as in 2021 except the meeting time for the middle of month meeting to be at 9:00 a.m. for his work schedule. They will be the first Monday of every month at 6:00 p.m. and the third Tuesday of every month at 9:00 a.m., unless noted. Gregg seconded the motion. Motion carried 3-0.

AGENDA

Tom said he has not received the agreement for the Future Energy Solutions at this time. Gregg commented that Jail Commander Ron Gibson emailed it to the Commissioners. Randy asked if it got to Attorney Chris Goffinet. Chris said yes it did but he had lots of comments on it and he has not heard back from them. Tom said to remove from the agenda for this meeting. Gregg also wanted to add PTABOA appointments for discussion. Gregg made the motion to approve the agenda with the amendments, seconded by Randy. Motion carried 3-0.

PAYROLL CLAIM

Randy made the motion to approve the payroll docket in the amount of \$148,220.13 for the January 3, 2022 payroll for all employees. Gregg seconded the motion. Motion carried 3-0.

PTABOA (Property Tax Assessment Board of Appeals)

Gregg said he had several questions regarding this board. He commented that we haven't filled these positions on the board for a while. He said it needs to be put on the appointment list. He commented that it is like the PSAP, it has been forgotten and needs to be posted and do the appointment at the same meeting as we do the PSAP appointment. Tom said it has not been published. Teresa said this board meets close to year end. Tom said we have plenty of time to appoint. Gregg said we need to get it on the agenda. Tom said to be published for 6 weeks and do the appointment at the second meeting in February. Gregg said we have to get the qualifications for posting. Teresa asked if there was somewhere she can get information on this because it looks like it is political affiliated and two different bodies appoint. Chris said he would get the information. It is to be put in Monday's paper, January 11, 2022.

BOARD APPOINTMENTS

County Administrator, Teresa Kanneberg, explained that she had received several letters for the different board appointments for 2022. They are as follows:

Alcoholic Beverage Board: 1 year term, one appt. – one letter received: Mark Howland. Randy made the motion to reappoint Mark Howland, seconded by Gregg. Motion carried 3-0.

Animal Welfare, Control & Education Board: 4-year term, 2 appts. 1 is for Animal Welfare organization and 1 is for member of an Ag Animal organization. – 4 letters received: Shannan Sturgeon (current-Animal Welfare), Adam Fisher (current-Ag

Animal Member), Jim Carter (received letter from Humane Society Board) and Tonya Rankin (Animal Welfare).

Gregg asked if the requirement is just to be affiliated with them or recommended by them. Teresa said they must be a member of the organization. Randy made a motion to appoint Shannan and Adam. Gregg said they needed to do them separate and he said to do Adam first. Randy seconded that. Motion carried 3-0. Jim Carter came before the Commissioners reading a statement from the Animal Ordinance (O-C-11-7), it said “at least 30 days before the expiration of office of a member of the Board, the organization that made the appointment shall appoint a successor. A member shall serve until a replacement is appointed” to make sure they were aware of this. Gregg asked Jim if he was talking about the 30 days prior to the meeting. Jim said in the ordinance that the recommendation for this board must be made 30 days prior to this meeting. Copies of the statement were given to the Commissioners and Chris. Jim had more comments about the appointment and the ordinance. He commented that the Commissioners had no excuse for not knowing this was in the ordinance. Lots more discussion was among members and the public. Attorney Chris Goffinet recommended the Commissioners to table this appointment until he has time to review the ordinance and to advise them. Jim said the Animal Control is having a meeting this month and he wants to be on the board at the meeting. Several words were said. He commented that the Commissioners are going against the ordinance. Randy made the motion to table the other appointment until Chris has time to review, seconded by Tom. Motion carried 2-1 with Gregg voting against.

Convention, Recreation & Visitor Promotion Commission: 2-year terms, 3 appts. – 8 letters received: Joe Herrmann (current), Brad Newton (current), Stefan McConnell, Charlie Baumeister, Cindy Taylor, Kelli Harding, Megan Rust and Lisa Noble. Per Betty Cash, Ian Jarboe doesn’t want to remain on the board. Gregg made the motion to appoint Lisa N., Cindy T., and Kelli H. It died for a lack of a second. They said they could do one at a time. Betty Cash spoke up saying she is fine with their decision. She commented that Brad N. is a lodging facility owner and you can have 2 on the board. Betty said the ordinance says as long as they apply and willing to be on the board, that lodging owners and lodging affiliations have precedence over anyone else. Randy made the motion to appoint Brad N., Cindy T., and Charlie Baumeister, seconded by Tom. Tom said Cindy would be on there for lodging and Charlie for working at the hotel. Motion carried 2-1 with Gregg voting against.

Health Board: 4-year term, 2 appts – 7 letters received: Dr. Thomas Bailey (current), Lena Goffinet, Monica Weissling-Stutsman, Dr. Adam Brockman, J.R. Flynn, Kelly (Schlachter) Conner and Kristi Gogel. The party affiliation is still in place. Teresa said as of now there is a democrat and republican position. She commented that if Dr. Bailey is reappointed, then the other position has to be a republican. She informed them that Dr. Brockman doesn’t claim a party affiliation. Randy asked Chris about Dr. Brockman. Chris replied that he doesn’t see why he couldn’t serve because it says no more than 4 from the same political party and he is not claiming one. Gregg said he is his first choice so he nominated Dr. Adam Brockman and public side to be Kelly Conner. Chris said he knows he is a doctor of chiropractor but doesn’t know if that counts as a physician under the statute. He said he didn’t have a problem if they wanted to appoint him subject to him checking to make sure it is okay. Gregg said he is okay with that being part of his motion. Randy said that would then be taking Dr. Bailey out of it. Randy or Tom did not second the motion. Randy then made the motion to appoint Dr. Bailey and Dr. Brockman. Gregg said let’s take them single. Chris said he didn’t know if there is a prohibition on having two licensed physicians. Teresa said Dr. Hubert is already on the board. Chris said it says at least two of whom are licensed positions which indicates there could be more than two. Randy commented that could be a good thing. They motioned to get rid of the previous motions. Randy made the motion to appoint Dr. Bailey, seconded by Tom. Motion carried 2-1 with Gregg voting against. Gregg made the motion to appoint Dr. Brockman, seconded by Randy. Motion carried 3-0. Chris said he will check on Dr. Brockman.

Hospital Association: 4-year term – 1 appt, 4 letters received: John Werner (current), Balaji Kashyab, J.R. Flynn and Kelly (Schlachter) Conner. Gregg made the motion to appoint Kelly C. Motion died for a lack of a second. Randy made the motion to appoint John W. back on the board, seconded by Tom. It was asked from the public if it was a conflict of interest with an employee of the Hospital voting. Chris said the Hospital Association is not the Perry County Hospital. It is a separate corporation. They only meet once a year. The public said that is irrelevant, still has to do with the hospital. Chris commented that it is not irrelevant. It is not a hospital affiliated entity. They said

they own the land. Chris said they rent the land to the hospital. Motion carried 2-1 with Gregg voting against.

Plan Commission: vacant position with term ending 12-31-24. – 2 letters received. Jeremy Ramsey and Mike Johnson. Teresa said she doesn't think one of them qualifies but wants to verify with Chris that they have to live or own property in the jurisdiction of the county plan commission. Chris said that is correct. She said Mike Johnson lives on 400 Franklin Street on Highway 66 right in Troy. Jeremy Ramsey lives on State Road 545 in Troy but does own property in Derby. Chris asked if Mr. Johnson owns property otherwise. Teresa said she could not find anything. Gregg said no he does not, he verified that with him today. Teresa said Lisa Noble has interest and she lives behind Waupaca. Chris said if they live in jurisdictional areas, they do not qualify either. Gregg said he asked her to be on it not knowing where she lived. Randy made the motion to appoint Jeremy R. Gregg asked if there is a problem with this appointment. Chris said he hasn't been able to discover it yet. Gregg commented that they need to table this one. Tom asked what the potential issue was. Gregg said he is a felon and doesn't know if you can appoint someone that is a felon to a public office. Chris said a felon cannot hold an elected office for sure. Chris said he doesn't know if there is a general law out there about this. Gregg apologized to Jeremy but he had to bring it up. Gregg made the motion to table this appointment, seconded by Randy. Motion carried 3-0. They are keeping the letters of interest open for this appointment. Gregg said they need to put a deadline on these. Gregg said he is making a motion for the letters of interest for the Plan Commission, PTABOA and PSAP boards to be turned in by 4:00 p.m. the day before the meeting of the appointment (business day), seconded by Randy. Motion carried 3-0.

Port Authority: 4-year term- 1 appt. – 6 letters received: Steve Seibert (current), John Oberhausen, Cindy Taylor, Kelli Harding, Neal Warner, and Jeremy Ramsey. Gregg made the motion to appoint Neal W. It died for a lack of a second. Randy made the motion to reappoint Steve S., seconded by Tom. Motion carried 2-1 with Gregg voting against.

Public Defender Board: 3-year term – 1 appt. – 2 letters received: Paul Malone (current) and J. R. Flynn. Randy made the motion to appoint Paul M. It died for a lack of a second. Gregg made the motion to appoint J. R., seconded by Tom. Motion carried 2-1 with Randy voting against.

Public Library Board: 4-year term – 1 appt. – 3 letters received: Jayne Land (current), Deirdre Mundy and Karen Herwig (current Council appt.) Gregg made the motion to appoint Jayne, seconded by Randy. Motion carried 3-0.

Redevelopment Authority: 3-year term – 3 appts. – 12 letters received: Pam Krygielka (current), John Oberhausen (current), Pat Clark (current), Balaji Kashyab, Suzy Nugent, Cindy Taylor, Kelli Harding, Sherri Flynn, J.R. Flynn, Randy Cole, Jeremy Ramsey and Kelly (Schlachter) Conner. Gregg made the motion to appoint Kelly C., Cindy T., and Sherri F. It died for a lack of a second. It was decided to take each one single. Gregg made the motion to appoint Kelly C., seconded by Randy. Motion carried 3-0. Randy made the motion to appoint Pat C., seconded by Tom. Motion carried 2-1 with Gregg voting against. Tom made the motion to appoint Balaji K., seconded by Randy. Motion carried 3-0.

Redevelopment Commission: 1-year terms – 3 appts. - 12 letters received: Paul Malone (Current), Carol Hagedorn (Current), David Etienne (current), Stefan McConnell, Balaji Kashyab, Kelli Harding, Cindy Taylor, Sherri Flynn, J.R. Flynn, Randy Cole, Jon Scheer (Council appt), Bill Dickerson (Council appt). Gregg made the motion to keep the board the same with Carol H., David E., and Paul M., seconded by Randy. Motion carried 3-0.

IN 15 Regional Planning Commission: 1-year terms- 3 appts; (generally one is a Commissioner or appointee and 2 At Large positions) - 5 letters received: Joe Herrmann (current), Balaji Kashyab, David DeMichael, Cindy Taylor and Jeremy Ramsey. Tara Damin said she no longer wishes to serve on this board. Gregg made the motion to appoint Balaji K., and David D., seconded by Randy. Motion carried 3-0.

Tell City Plan Commission: 4-year term – 1 appt. – 2 letters received: Balaji Kashyab and David DeMichael. Must be a Republican appt, or not of the Democrat party. Teresa said that Dale Sprinkle is your current appointment and he gave a verbal of interest and she has not received a letter. Randy said if they don't have a letter we probably can't appoint. Tom said he doesn't want to start that. Gregg said that Balaji has a lot of contracts with Tell City, will this matter in this position. Chris said not automatically because the Tell City Plan Commission votes on zoning matters. He may have to abstain if the contract concerns computer matters. Gregg made the motion to appoint Balaji K., seconded by Randy. Motion carried 3-0.

INTERNAL APPOINTMENTS

ADA & Title VI Coordinator: 1 year term, one appt. – one letter received: Teresa Kanneberg (Current). Randy made the motion to reappoint Teresa Kanneberg, second made by Gregg. Motion carried 3-0.

Indiana 15 Regional Planning Commission: 1 year term – 1 Commissioner or designee. Randy made the motion to reappoint Tom, seconded by Gregg. Motion carried 3-0.

Perry County Development Corporation – Delegate: 1 year term, 1 appt.– Gregg said he cannot do it because he has a contract with them. Tom made the motion to appoint Randy, seconded by Randy. Motion carried 2-0. Gregg abstained.

Personnel Policy Committee: 1 year term, 1 appt. – Commissioner appt. Randy said he thought this appointment should be the President’s seat. Gregg made the motion to reappoint Tom, seconded by Randy. Motion carried 3-0.

Plan Commission: 1 appt. Randy made the motion to reappoint Tom, seconded by Gregg. Motion carried 3-0.

ADDITIONAL APPROPRIATION REQUEST

Teresa explained to the Commissioners that she had an additional appropriation request for Timber Sales in the amount of \$792.21. This occurs whenever the Indiana DNR cuts timber on state owned lands in the county and when that happens, they will give back to the county 15% of the net proceeds from that sale. Of that 15% net proceeds, half of that stays in County General and half is to be distributed equally to rural and volunteer fire departments within the county that have a cooperative agreement in effect with them. They are: Anderson Township, Cannelton, Central Perry, Perry County EMA Rescue, Rome, Tell City, and Troy Volunteer Fire departments. Gregg made the motion to approve the request, seconded by Randy. Motion carried 3-0.

TRANSFER REQUEST

Teresa said the transfer request is because we are in a new budget year and the amount that was in the animal shelter department was all appropriated to the animal shelter contract. She said in order to continue paying Harrison County for animal control services, they need to transfer some money from the animal shelter contract to animal control services like they did in 2021. Gregg said in the last two months of November and December, the contract was in place and we paid \$550 for two invoices. Teresa said there is one outstanding yet. Gregg made a motion to transfer \$8,000, seconded by Randy. Motion carried 3-0.

MISCELLANEOUS

Herbie Landers came before the Commissioners to inform that there is a lady from Harrison County Control putting a program (proposal) together. Gregg said she has lots of energy. Also, a lot of our officers have met her.

Teresa announced that the next regular meeting of the County Commissioners would be Tuesday, January 18, 2022 at 9:00 a.m.

The meeting ended in open session at 7:00 p.m.

Minutes approved this 15th day of February, 2022.

Thomas J Hauser
President

Randy Kleaving

Gregg Jarboe

*Minutes prepared by:
Pamela L Goffinet, Perry County Auditor*