

**PERRY COUNTY BOARD OF COMMISSIONERS
MINUTES – NOVEMBER 7, 2016**

The Perry County Board of Commissioners convened at 6:00 p.m. as was duly advertised. All three Commissioners (President Randy Kleaving, Bill Amos and Larry R James) were in attendance. Also present were a media representative from the Perry County News, County Administrator Teresa Kanneberg and County Attorney Chris Goffinet.

The meeting opened with the Pledge of Allegiance.

CLAIMS

The claim dockets were presented in the amounts of \$187,284.79 for county claims; \$122,037.39 and \$413,562.56 for highway claims; advance claims of \$214.00, \$100,000.00, \$11,617.50, \$15,198.06, \$480.00 and \$310.87 for a total of \$850,705.17 for payment on November 7, 2016. Larry made the motion to approve the claims, seconded by Bill. Motion carried 3-0. Also presented was the payroll that was distributed on October 31, 2016 in the amount of \$130,260.44. Bill made a motion to approve payroll, and Larry seconded the motion. Motion carried 3-0.

MINUTES

The minutes of October 3, 2016 and October 18, 2016 were mailed to the commissioners for their review. Larry made the motion to approve the minutes as presented, seconded by Bill. Motion carried 3-0.

SHERIFF SPECIFICATIONS

Auditor, Pam Goffinet, presented the commissioners with the 2017 specifications for the following item; 20,000 gallons of gasoline for the Sheriff's Department for use in county police vehicles. It was explained that the bids would be opened at the commissioner's first meeting in December. Larry made the motion to approve the specification and Bill seconded the motion. Motion carried 3-0.

COUNTY SPECIFICATIONS

Auditor, Pam Goffinet, also presented the commissioners with the 2017 specifications for the following item; 15,000 gallons of gasoline for use in county owned vehicles. It was commented that there was significant savings in travel accounts. Larry made the motion to approve the specification and Bill seconded the motion. Motion carried 3-0.

2017 DENTAL INSURANCE RATES

Pam Goffinet, Perry County Auditor, explained to the Commissioners that the new dental rates received for year 2017 have increased some. Our dental insurance is with Health Resources, Inc. from Evansville, IN. This insurance is paid solely by the employee; there is no contribution from the County. The new rates will be:

- Employee only – \$20.10 per month (an increase of .94)
- Employee and one - \$48.20 per month (an increase of 2.34)
- Employee and family - \$84.60 per month (an increase of 4.04)

After discussion among the Commissioners, Bill made the motion to accept the new rates for January 1, 2017, seconded by Larry. Motion carried 3-0.

COURTHOUSE SECURITY FUNDING

Judge Lucy Goffinet and Randy spoke about the Courthouse Security. Randy said the shooting that happened on October 24th where an individual committed suicide in front the Circuit Court Courtroom prompted this issue of Courthouse Security. He said there were several individuals who made visits to other Courthouses to see what type of security they had. He also said they need to look at future security but right now we need to get something in place quick. He commented saying they proposed a full time deputy with a desk out in the rotunda of the Courthouse to the Council at their last meeting and they committed to approve funding after the Commissioners decide where the funding will come from. Once the deputy is hired, the Sheriff will be responsible for the duties. He said the budgets are tight and the only place for the funding is from the EDIT funds. The goal is to have the security in place on January 1, 2017. Randy proposed to the other two Commissioners that of the 30% for Economic Development, that 20% go to Jail Operations and 10% to Courthouse Security.

Right now 15% goes to Economic Development to pay bonds and 15% goes to Jail Operations. The bonds will be paid off in 2016. It is estimated that the Courthouse Security for the first year will cost around \$106,000.00

Judge Goffinet said they don't know what the intent was of the shooter but we know what the end result was. We have been talking about security for several years and now we need to have something done.

Attorney Chris Goffinet informed the Commissioners that the EDIT plan could be amended for 2017 to show a percentage going to the courthouse security. This monthly amount will go into County General to pay the costs. Randy said that 10% of EDIT will be around \$104,000.00. In 2018, courthouse security will need less money because it will be mainly for salary. Another option is 5% from the Highway's portion of 50% and 5% from the 30% of the Economic Development percentage. Steve Howell spoke up and said he was willing to give up 5% to give to Courthouse security. The Commissioners discussed the two different options and Bill made the motion to amend the plan that 20% for Jail Operations and 10% for Courthouse Security of the 30% for Economic Development. Larry made the second, motion carried 3-0. The appropriation will go before the Council at their meeting on January 3, 2017. Randy also said this is for one year to get started and they will relook at it for 2018.

ROAD IN ANDERSON TOWNSHIP

Landowner Tim Huff came before the Commissioners about a road in Anderson Township where he owns property. He informed them that he didn't like being threatened to be arrested on moving a backhoe across this road that he has traveled on in the past. He said this road has been used by his family since 1957. It was the Troy to Rome Road access built in 1918. Tim said when you look at the GIS map the road bed is still there. It is still a public access unless it was vacated, deeded to someone else or closed. He is not asking the County to do anything, he just wants to be able to continue to travel across it with equipment. There was much discussion between Mr. Huff and the Commissioners about having township roads and the County not taking them over.

Attorney Chris Goffinet commented that if not vacated, deeded in Commissioners minutes or abandoned and has not been maintained since 1975, from his perspective, he doesn't know if we can give the landowners any comfort in this matter. Steve Howell says the road does not show on the state lists of roads for the Highway Department.

Adjoining land owner, Paul Gengelbach, disputed Tim Huff's claim. Paul said trees had to be removed from the right of way. There have been hayfields and crop fields on this land also. Mr. Huff has not been on there for 7 to 8 years. Paul wants to know why he needs to go through there. Tim said he started the subdivision 20 years ago and he wanted to open the road at a later time.

Chris spoke up and said this is a civil matter and they may have to hire their own lawyers to take care of this matter. Randy said they couldn't do anything either way. Chris said to keep consistent, the county doesn't maintain the road and we are not getting any money on it, so it is up to the land owners to take care of this issue.

HIGHWAY SPECIFICATIONS

Highway Superintendent, Steve Howell, presented the commissioners with the 2017 specifications for the following items; on road and off road diesel, crushed stone and culverts for the Highway Department. Steve also informed them that he received a letter from JH Rudolph & Co., Inc. for Item No. 6 Bituminous Materials and Item 6B Emulsified Asphalt Materials, that they are extending their original terms and conditions of the 2016 contract for the year 2017. It was explained that the bids for the 2017 other items would be opened at the commissioners meeting on December 5, 2016.. Larry made the motion to approve the specifications and Bill seconded the motion. Motion carried 3-0.

RIGHT OF WAY - LORRAINE ROAD

Ohio Valley Gas Corporation submitted an application to cut right of way on Lorraine Road at the intersection of Old Hwy 37 to provide natural gas for local residents. Steve Howell, Highway Superintendent, said everything was good with the application. Bill made the motion to grant the right of way, seconded by Larry. Motion carried 3-0.

CONTRACT ADMENDMENT #1 - ADDITIONAL FUNDING ON BRIDGES

Highway Superintendent Steve Howell presented the commissioners with a contract amendment for bridge inspection services with Lochmueller Group, Inc. He informed the

Commissioners that all local public agency bridges require a scour assessment and Lochmueller Group, Inc. will perform this assessment. The additional funding for this is \$6,023.23 which is our 20% share. Larry made the motion to approve the amendment to the bridge inspection agreement, seconded by Bill. Motion carried 3-0.

ADDITIONAL APPROPRIATION

Highway Superintendent, Steve Howell, presented the Commissioners with some additional appropriations to be approved. The first one is for \$422,859.11 for County Road Improvements. This is the amount of the matching share from the State for the Community Crossings Grant to pay for paving. The second one is for \$33,814.39 for County Road Improvements also. This is to pay vendor for the extra work done that was over the application amount for the Community Crossings Grant. The third additional is for \$33,245.00. The State has requested scour assessment to be added to the bridge inspection. We will be reimbursed 80/20. Bill made the motion to approve all three additional appropriations, seconded by Larry. Motion carried 3-0.

AFFIDAVIT OF PAYMENT – PCDC

Alvin Evans with the Perry County Development Corporation presented the Commissioners with an affidavit to authorize Old National Bank to make certain payments from a Construction Fund established by the Trust Indenture dated December 1, 2014 between the County and the Trustee. It was explained that these invoices will be paid from bond proceeds and that the projects were already approved by the Redevelopment Commission. The invoices for payment are: Exhibit A - \$17,078.55 to the Perry County Treasurer for Lochmueller Group, Exhibit B - \$4,239.00 to the Perry County Development Corporation for installation of LED lights at Spec Building. Larry made the motion to approve the affidavit, seconded by Bill. Motion carried 3-0.

LANDOWNER LETTERS AND SUPPORT LETTERS – IDEM I-64 INTERCHANGES

Alvin Evans with the Perry County Development Corporation came before the Commissioners asking for their support to contact landowners at the St. Croix and Bristow I-64 Interchanges regarding providing sewer service to these areas. After the studies have been completed, Lochmueller Group has determined the best method to provide sewer service at the least cost and inconvenience to property owners is with a natural drip planting system. Such a system requires appropriate soil types and elevation slopes for proper treatment of the waste water by environmental regulations. The letter is letting the landowners know that the parcels they own have been identified as a potential site for the natural drip treatment process. They are being informed that no damage to the site will occur.

Alvin also asked for support letters from the Commissioners, the Perry Co Comprehensive Plan Steering Committee, Perry Co Planning & Zoning Commission and Perry Co Development Corporation to send to IDEM to support a water treatment facility located in the vicinity of the I-64 interchanges at SR 145 and SR 37. This facility will be vital in economic growth in these areas. Bill made the motion for the Commissioners support, seconded by Larry. Motion carried 3-0.

INTERNAL CONTROL

Chris Goffinet, County Attorney, explained to the Commissioners that State Board of Accounts requires every County to have an Internal Control Policy for fund usage. Chris has an ordinance prepared for them to adopt the minimum level of Internal Controls Standards for Perry County that include the following 5 standards:

- Control Environment
- Risk Assessment
- Control Activities
- Information and Communication
- Monitoring

Along with adopting the Internal Control Policy, all departments that handle money have to have a written policy for their procedures on getting the money to the Auditor's office to receipt into the funds. All employees in those departments also have to watch a training video on Internal Control Standards. These records are kept in the Auditor's office. Larry made the motion to adopt the Internal Control ordinance, seconded by Bill. Motion carried 3-0. (See attachment "A" O-C-16-6)

TRANSFER- GRANT APPLICATION FEE

Commissioner President Randy spoke about a competitive grant for a new ambulance and IN 15 Regional Planning Commission will be processing the grant application. This grant will be for a fully equipped and stocked ambulance with an estimated cost of \$250,000.00. To apply for the grant, there is a \$500.00 grant application fee. The Commissioners asked Brian Minton, EMS Director, about the EMS runs with having the second crew. He commented saying they are having lots of runs and if awarded this grant, he will take out the oldest ambulance and it will no longer be used. Larry made the motion for the transfer to pay for the application fee, second was made by Bill. Motion carried 3-0.

ADLER ROAD – MAINTENANCE

Landowner Gilbert Kleaving attended the meeting to talk to the Commissioners about having Adler Road ditched. He has been requesting this for two years. There is controversy between the landowners of where the dirt will go when it is done. The Commissioners said they need to maintain the road to keep it in good shape. Highway Superintendent Steve Howell said if the road is ditched, there needs to be an agreement of what is being done and where the dirt goes. They have been there before to talk to the other land owner and it has not been pleasant. He doesn't want to send his employees into a hostile situation. Steve said that in the past, the landowners may ask for the dirt, if not, the Highway Department would take it someplace. The Commissioners said the ideal way is that Gilbert gets what dirt borders on his side of land and same with the other owner. Randy commented saying the main goal is to get the road ditched and maintained. Bill said he would like to get it ditched and then close the road. Gilbert is hoping the road will be maintained by the county. He would like to put the dirt in his grain bin yard. He has no intention to gain anything from this. It makes it hard to travel on this road without being ditched, and they also use this road to get to their home. Steve said he would call the other land owner about this road, but would like to have law enforcement around when the work is being done. Larry made the motion to ditch Adler Road, seconded by Bill. Motion carried 3-0.

Teresa announced that the next meeting of the Board of Commissioners will be held on Tuesday, November 15th at 4:00 p.m.

The meeting ended in open session at 6:45 p.m.

Minutes approved this 20th day of December 2016.

Randy Kleaving
President

Bill Amos

Larry R James

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