

**PERRY COUNTY BOARD OF COMMISSIONERS
MINUTES – DECEMBER 20, 2016**

The Perry County Board of Commissioners met at 8:00 a.m. as was duly advertised. Commissioners present were President Randy Kleaving, Bill Amos and Larry R. James. A media representative from the Perry County News was present. County Administrator, Teresa Kanneberg and County Attorney, Chris Goffinet, were also present for the meeting.

The meeting opened with the Pledge of Allegiance.

PAYROLL CLAIM

The payroll claim docket was approved in the amount of \$125,842.52 for payroll that was distributed on December 12, 2016. Bill made the motion to approve the payroll and Larry seconded the motion. Motion carried 3-0.

MINUTES

The minutes from the meetings of November 7th, 2016 had been mailed to the commissioners for their review. Larry made a motion to approve minutes as presented, and Bill seconded the motion. Motion carried 3-0.

ADDITIONAL APPROPRIATION

Auditor Pam Goffinet presented an additional appropriation for Ambulance Service from the Loit Public Safety-County Share fund in the amount of \$215,000.00. This is for adding on the second crew at the North Station. The Commissioners budgeted \$250,000.00 at budget time from County General but the Council axed it and said it needed to be brought before them after the first of the year from the Loit Public Safety fund. It was reduced because the actual estimated amount needed is \$214,911. There was extra added in case more was needed.. This additional will go before the Council at their January 3, 2017 meeting. Larry made the motion to approve the additional, seconded by Bill. Motion carried 3-0.

Auditor Goffinet also had an additional appropriation for the benefits of the Courthouse Security officer from County General fund. It is Social Security for \$3,045.00, Retirement for \$4,460.00 and Health Insurance for \$13,236.00. She explained to the Commissioners that the Sheriff requested an additional for his budget from County General for the salary, car, and equipment. The funding for this is coming from 10% of the CEDIT-County Share fund going to County General. Larry made the motion to approve the request, seconded by Bill. Motion carried 3-0.

AGREEMENT – 2017 IT SERVICE WITH VIA

Auditor Pam Goffinet explained that she had a new 2017 IT Service agreement with VIA (Vertical Integrated Applications, Inc). This company under the direction of our IT Service will manage the network and other things with our Firewall/Edge Router. County Attorney Chris Goffinet was looking over the agreement before the Commissioners signed and found that some of the language in the agreement is not correct. He needs to review it further and hopefully can approve at the December 27, 2016 meeting.

AFFIDAVIT FOR 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 - \$17,022.21 to the Perry County Treasurer for Lochmueller Group. Bill made the motion to approve the affidavit, seconded by Larry. Motion carried 3-0.

Alvin also gave a summary of PCDC's projects up to date. He did say that 80% of the Switzer Road project has been refundable and goes back into the bond fund. This is where we pull the money out of to pay for the projects.

CONTRACT – PERRY COUNTY DEVELOPMENT CORPORATION (PCDC)

Alvin Evans also presented the 2017 PCDC Contract to the Commissioners. He explained the amount is 20% of the EDIT funding, totaling \$209,471.00, as it is set in the Capital Improvement Plan. Alvin informed the Commissioners that their focus is still the same, being more involved in the workforce development and community development. Chris has reviewed and approved the contract. Larry made the motion to approve the contract, seconded by Bill. Motion carried 3-0.

CAN – CLAY CORPORATION – CANNELTON, IN.

Attorney Chris Goffinet informed the Commissioners that he has looked into the issue and has contacted ICE Miller attorneys concerning the taxes and what the County can do with the land. He stated there are two options:

1. First seek tax deed, take over the property and remarket it.
2. Have a joint lease agreement or lease purchase Perry Co Redevelopment Commission and Can Clay. Decide on price, clean up and maintenance.

The advantages of the second option is that Can Clay continues operations if it keeps up with payments, cleanup the site, and money paid benefits the County. The disadvantage is that we allow the situation to continue with taxes not being paid. Chris said it is a complicated matter. There are environmental issues to consider which is why he suggests to go with ICE Miller and have Can Clay to pay for the fee to hire them so the County is protected. This could cost around \$5,000 to \$10,000. Chris commented that he has not talked with the Redevelopment Commission (RDC) on this. The long term goal is turn this property back onto the tax rolls, not get rid of the business completely.

Jim Lewis, Plant Manager for Can Clay, said they are not able to pay the taxes back, the penalties keep rolling over. Assessor Mendy Lassaline has revalued the property and the assessment went way down because of age of the building and the usage.

Randy said after first of year, the County will take possession of the property. Next is to talk to the Redevelopment Commission about the situation. Randy asked if Can Clay pay the attorney fees? Jim said they could do that. The County would not be out anymore at this time. Once the County owns it, we could apply for a Brownsfield grant to clean it up if anything is hazardous.

Cannelton Mayor Mary Snyder was present at the meeting and wanted to know where the money would go? Pay taxes? Chris said the taxes would be written off. The money would go to the RDC and then go to County General. There would be no taxes as long as the County owns it. Mayor Snyder said that Cannelton has suffered for four years already with them not paying. Treasurer Judy Pund asked if a lease would be valid. Chris said yes that is why the RDC would own it.

Randy said there is a lot to consider such as insurance and liability. Chris said that the County could turn it over to the City of Cannelton also, but they are in no better financial shape. Mayor Snyder said that the City and School need tax dollars.

Chris said the next step is he will get an estimate on the cost of attorney fees. The County will need the money up front from Can Clay by the first of the year. Then, it will go to RDC meeting in January to discuss. Jim asked if they can still operate? Chris said yes they can, but they need to generate money to come up with an agreement amount. Jim also asked if a percentage of the money could go to Cannelton as well as the County? This would be an advantage for all three: Cannelton and County get money and Can Clay keeps operating. Can Clay got in this position and they need to get out of it. Randy said they would bring this up to the RDC. Chris will look into it. Randy asked if Can Clay would help with clean up and Jim said yes. They will find out more at the RDC meeting on January 4, 2017.

BIDS – COUNTY SUPPLIES

At the last County Commissioners meeting they had taken bids for county supplies under advertisement until this meeting to give County Highway Superintendent,

Steve Howell, time to review and compare the 2 bids for item #3 – Culverts. The Commissioners decided to take each item separately for approval.

Item #1 – Premium Diesel Fuel – on road – 25,000 gallons more or less as needed

Item #1 – Premium Diesel Fuel – off road – 15,000 gallons more or less as needed

There was only one bid submitted from Synenergy. Steve advised the Commissioners to take the firm rate on fuel.

On December 20, 2016 the firm amounts are: on road 2.095 and off road 2.089. Larry made the motion to accept the firm rates of Synenergy, seconded by Bill. Motion carried 3-0.

Item #2 – Crushed Stone #2,5,7,9,11,12,53,73, Pea Gravel and Rip Rap – 18,000 tons more or less as needed

There was only one bid submitted from Mulzer Crushed Stone Co. Steve commented that some stone went up 10 cents to 50 cents a ton. Bill made the motion to accept the bid of Mulzer's, seconded by Larry. Motion carried 3-0.

Item #3 – Culvert Supplies – as needed

There were two bids submitted: E3 Bridge and Civil Con. Highway Superintendent, Steve Howell, commented that he has reviewed both bids and recommends that the Commissioners accept both bids submitted. Steve said that with both options, they can get better prices on where to go. Steve informed the Commissioners that other counties are accepting all bids for this too. Larry made the motion to accept both bids for culvert supplies, seconded by Bill. Motion carried 3-0.

Item #4 – Unleaded Gasoline – 20,000 gallons more or less as needed – to be furnished daily at retail stations for use in county police cars.

Item #5 – Unleaded Gasoline – 15,000 gallons more or less as needed – to be furnished daily at retail stations for use in county owned vehicles
Six cents per gallon discount off posted retail price at time of fueling vehicle.

There was only one bid submitted by C & S, Inc. Larry made the motion to accept the bid from C & S, Inc for items #4 and #5, Bill made the second. Motion carried 3-0.

APPOINTED POSITIONS

Teresa Kanneberg, Administrator, presented the Commissioners with a list of appointed positions that need to be approved for the year 2017. They are: Administrator – Teresa Kanneberg, Highway Superintendent – Steve Howell, Veterans Service Officer – Wayne Hubert, and Maintenance Supervisor – Ellis Howard. Larry made the motion to approve all positions for 2017, seconded by Bill. Motion carried 3-0.

NEW OFFICE LOCATIONS

President Randy Kleaving brought up about office locations once the Armory is renovated. He said the annex offices will be relocating there except for the Planning & Zoning office. The plan is when the EMA office leaves, the Commissioners (Administrator) goes in there, Veterans goes in current Administrator office and Planning & Zoning goes in Veterans office. Later on, Redevelopment Commission may add private restrooms for employees in half of Administrator office.

Clerk Mandy Mogan spoke up and said there is more absentee voting all the time. She commented saying this Commissioners room is hard to maneuver with the slanted floor. She would like for the Commissioners to consider having a separate room for the voting board. Most counties have a separate office. The EMA office connects to the Clerks office and would ideal for the voter board. She said elections are a big part of the County. Absentee voting starts one and a half months before each election. She said it would be a lot easier to have them in the courthouse. The Commissioners said they need to discuss. They will revisit on their next meeting on December 27, 2016.

SEWER STUDIES – LOCHMUELLER GROUP, INC

Andy Sucharitakul, Senior Project Manager of Lochmueller Group, appeared before the Commissioners giving an update on the sewer studies (wastewater) done at both interchanges at I-64 in Perry County. He said both places are for growth area.

1. Interchange with SR 145 – stay on south side of I-64 because the area to the North not used because of flooding issues. 238 acres with 166 acres usable. There were several systems looked at. The best and

recommended system is the Grinder Pump System. Cost of \$643,200. The selected treatment system recommended is the Eco-Treatment (Wetland) System with a cost of \$841,800. This one is lower maintenance. Total cost of both is \$1,485,000. It is all underground, not much on the surface.

2. Interchange with SR 37 – There is assumption for more growth in this area. 426 acres with 385 acres usable. Also several systems looked at. The selected system was the Grinder Pump System because of the terrain. Cost of \$1,365,100. The selected treatment system recommended is the Submerged Attached Growth Reactor (SAGR) with a cost of \$1,724,700. There are two stages with this system. Total cost of both is \$3,089,800.

Attorney Chris Goffinet asked if we have to have a certified operator on site. Andy said we will need a class 1 operator and not on site all the time. Andy did inform them that the Preliminary Engineering Report is developed and can be used for the next step. Judy Thomann with Lochmueller Group said that Perry County Development Corporation had them to look at this. The Commissioners were told these reports provided tonight are good for five years and these are required when trying to obtain grants. Judy is going to look into what grants might be available at this time.

Alvin Evans with PCDC said the steering committee and sub- committee for the Northern Perry County Group need to meet and discuss the next steps.

ADDITIONAL APPROPRIATIONS

Administrator Teresa Kanneberg presented the Commissioners with an additional appropriation for Distribution of Timber Sales in the amount of \$1,430.94 that will go before the Council at their January 26, 2017 meeting. She stated that half of the total distribution goes to County General and this half is divided between the fire departments. Larry made the motion to approve the additional, seconded by Bill. Motion carried 3-0.

Teresa also had the additional appropriation in the amount of \$209,471.00 for the PCDC contract from the CEDIT-County Share fund. She commented that this is the same amount on the contract they signed at the beginning of the meeting. Larry made the motion to approve the additional, seconded by Bill. Motion carried 3-0.

Teresa announced that the next meeting, of the Board of Commissioners will be held on Tuesday, December 27, 2016 at 8:00 a.m.

The meeting ended in open session at 9:20 a.m.

Minutes approved this 6th day of February, 2017.

Larry R. James

Randy Kleaving

Bill Amos