

MINUTES OF THE CLINTON COUNTY COMMISSIONERS

December 7, 2021

9:00 A.M.

The Clinton County Commissioners met for a regular meeting on Tuesday, December 7, 2021 at 9:00 a.m. at the Clinton County Courthouse, 125 Courthouse Square, Frankfort, IN 46041.

Commissioner Josh Uitts called the meeting to order with the following members shown to be present or absent:

PRESENT

Josh Uitts
Jordan Brewer
Mark Timmons

ABSENT

Others in attendance were Commissioner Assistant Jerri Sexton, Rick Campbell, Renee Crick, Rich Kelly, Brett Barton, Rodney Wann, Shan Sheridan, Chris Overman, Dr. Tharp, Shawn Mayfield, Liz Stitzel, Ken Hartman, Britt Ostler, and others are shown to be present in the minutes. Commissioner's Assistant Jerri Sexton recorded the minutes.

IN THE MATTER OF THE PLEDGE OF ALLEGIANCE

Commissioner Uitts led the pledge of allegiance.

IN THE MATTER OF PUBLIC COMMENT

Greg Williamson, Director of the Frankfort Community Public Library stated he wanted to make the Commissioners aware of a public survey of how the library can make improvements in the next 3-5 years. The survey is online at www.myfcpl.org.

Sheriff Kelly inquired about the all way stop at 300 E. and 700 N. and the Retiree Insurance. Commissioner Uitts stated that the all way stop is on the agenda and will be addressed later in the meeting. Commissioner Uitts stated that he had asked Sheriff Kelly to get him a list of eligible retirees and near eligible retirees to help him put a dollar figure on what it will cost. This will help the council make financial commitment decisions.

Sheriff Kelly reported that K-9 Gunny will need to be retired due to medical reasons. The dog will remain with his handler Deputy Joey Mitchell.

IN THE MATTER OF HOWARD REGIONAL HEALTH ANNUAL REPORT

Dr. Allison Bordeaux from Howard Regional Health reported that they served 574 adults, 293 Youth for a total of 867 people. Contractual write-offs: \$1,144,028.32 and Charity, Sliding Scale, Bad Debt Write-offs: \$81,381.00. Clinton County funds received for 2020: \$212,717. The number of Crisis Assessments were 42 and the number of Acute Care Admissions were 24 for the year 2021. They are seeing an increase in volume for mental health services. Danielle Majors reported when COVID hit in March of 2020 they were able to shift in the way they provide services and within 6 days went to virtual format, and within 90 days made a plan for hybrid services which continues today. For those who don't have technology they are still able to see people in the office and keep them and the staff safe.

Commissioner Brewer asked how this year compares to previous years on the number of Clinton County residents they have seen. Danielle stated that she believes it has been pretty consistent. Commissioner Brewer suggested they meet quarterly or bi-annually with Parkview Director Chris Overman to work with him. Danielle agreed and stated she would reach out to Chris.

IN THE MATTER OF RESOLUTION 2021-15 DEDICATION OF BRIDGE #46 TO LEROY GOOD

Commissioner Timmons motioned to approve Resolution 2021-15 dedicating bridge #46 to LeRoy Good, Commissioner Brewer seconded. Motion carried 3-0. Commissioner Timmons presented a plaque to LeRoy Good. LeRoy is a WWII Veteran and Clinton County's "Guardian of History".

Steve Jackman read a letter on behalf of LeRoy Good. In the letter LeRoy stated he has lived on that road for 73 years, never expecting to have the honor of having his name placed on the bridge. He thanked Nancy Hart for initiating the honor and the Commissioners for making this honor possible. This date marks the 80th anniversary of the attack on Pearl Harbor, and the beginning of WWII. LeRoy was inducted into the Army on January 12, 1942, and returned home August 11, 1945. He thanked his family and friends for sharing this great honor.

IN THE MATTER OF LAWN CARE BIDS

County Attorney, Tom Little opened the lawn care bids and they are as follows:

	WARREN	SMITH	
	<u>LANDSCAPING</u>	<u>LAWN CARE</u>	
Courthouse	Mow	\$80	\$88
	Trim shrubs/trees	\$500	\$1,948
	Mulch	\$1,200(20yds)	\$2,322
	Aeration	\$150	\$190
	Weed parking lot		\$112(3x/yr)
BOH	Mow	\$50	\$74
	Trim shrubs/trees	\$60	\$122
	Mulch	\$80(1.5yds)	\$284
	Weed		\$108
Washington			
Ave. Lot	Mow	\$25	\$36
Probation	Mow	\$45	\$52
	Trim shrubs/trees	\$130	\$190
	Mulch	\$210(3.5yds)	\$296
Ext. Office	Mow	\$30	\$34
	Trim Shrubs/trees	\$150	\$188
	Mulch	\$225(4yds)	\$298
	Weed		\$76(3x/yr)
EMS	Mow	\$60	\$62
	Trim Shrubs/trees	\$225	\$412
	Mulch	\$600(11yds)	\$966
	Weed		\$88(3x/yr)
EMS-SR29	Mow	\$80	\$75
2 E Washington	Mow	\$30	\$34
	Trim Shrubs/trees		\$386
	Mulch		\$584
	Weed	\$75/mo	\$118

The commissioners will take bids under advisement and make a decision at the next meeting.

IN THE MATTER OF ALL WAY STOP ON 700 NORTH AND 300 EAST

Mike Waldron from Butler, Fairman, & Seufert stated the study has been completed and shows that it does constitute an all way stop at the intersection of 700 North and 300 East, especially during corn season. Commissioner Timmons motioned to place a four way stop at the intersection of 700 North and 300 East, Commissioner Brewer seconded. Motion carried 3-0.

IN THE MATTER OF HIGHWAY UPDATE

Rick Campbell reported that the signs for 700 N. and 300 E, are all ready to go, and there will be extra signs for a while until everyone gets used to it. They are crack sealing and hauling stone now. They are installing pipes before everything freezes. They have two tractors down, but are expected to get them both back Wednesday. They still have one truck down. Rick stated he would like to get materials from various bidders.

Commissioner Uitts stated they usually approve all the material bids and he can choose from the list based on cost, supply, and inventory needs. Commissioner Timmons motioned to approve material bids, Commissioner Brewer seconded. Motion carried 3-0.

IN THE MATTER OF AREA PLAN

Liz Stitzel discussed the estimates they received for the decommissioning of the Solar Farm. They agree that Stantec Consulting Services, Inc was the best option. Commissioner Timmons motioned to approve the estimate from Stantec Consulting Services, Inc. Commissioner Brewer seconded. Motion carried 3-0.

Liz stated that they went through their floodplain review with DNR. They did not have any issues or citations, but there are some changes that the state would like to see in the ordinance language since our last update of the floodplain ordinance in 2011. She will probably have a draft in February or March to give to them.

IN THE MATTER OF CSI REDACTION SERVICES AND SUPPORT AGREEMENT

Commissioner Uitts stated that Beth Keeney could not be at the meeting, and this is the same agreement they signed last year and nothing has changed. Commissioner Brewer motioned to approve the CSI Redaction and Support Agreement. Commissioner Timmons seconded. Motion carried 3-0.

IN THE MATTER OF OLD BUSINESS

Commissioner Uitts opened the only fuel bid received from Co-Alliance. It is as follows:

For 70,000 gal of E10 gasoline the float price is \$2.55/gal. Fixed price is \$2.62/gal.

For 100,000 gal of Diesel, on-road and off-road, the float price is \$2.83. Fixed price is \$2.71/gal.

Commissioner Timmons motioned to accept the fixed rate for fuel for the year 2022. Commissioner Brewer seconded. Motion carried 3-0.

Commissioner Brewer motioned to approve Atlas Excavating Pay App #15. Commissioner Timmons seconded. Motion carried 3-0.

Commissioner Timmons motioned to approve Maguire Iron Pay App #2. Commissioner Brewer seconded. Motion carried 3-0.

Commissioner Brewer motioned to compensate Karl Dunn \$882.90 for crop damage as a result of a drainage project on Kelly Road. Commissioner Timmons seconded. Motion carried 3-0.

Commissioner Uitts asked Sheriff Kelly if he had taken steps to correct the violation of the nepotism policy at the Sheriff's Department.

Sheriff Kelly stated that he has talked to the attorneys and they will get something put together. He stated that when he took office it was clear that his wife was going to be Matron and Commissary Manager. He left it with the attorneys and will have them reach out to the Commissioners.

Commissioner Uitts stated that they have been tasked by the State Board of Accounts to address the violation in the nepotism policy and would like a definitive answer on what steps the Sheriff is going to take by the next Commissioners meeting on December 20th.

Sheriff Kelly stated that the nepotism, conflict of interest, and SBOA paperwork was to be provided in the beginning from Tom Little. He stated that the nepotism has been done in the past and he assumed the proper paperwork had been taken care of by the county attorney. He stated he should have an answer by the next meeting.

Commissioner Brewer stated that the Sheriff's comments were factually incorrect. The new nepotism policy went into effect in January 2019. Before there were positions that would have violated the nepotism policy but that is irrelevant to the current situation and the current policy.

Sheriff Kelly stated that the advice the county attorney provided to him was incorrect.

County Attorney Tom Little stated that Sheriff Kelly had hired Attorney Jay Moore and he no longer was in communication with the sheriff, and he had reached out to Jay Moore a few times but never heard back from him. He stated that once someone hires private counsel he can no longer work with them directly.

Commissioner Brewer stated the SBOA report came out, and the commissioners have stated publicly, as well as in the meeting, that the report speaks for itself. The report highlighted many areas of misconduct from the Sheriff's office. The conflict of interest, violation of the nepotism policy, and unauthorized payments are just to name a few. He stated this isn't the commissioners, this is the State Board of Accounts, this is our highest authority of financial auditors in the state. When the commissioners filed their initial injunctive relief in March,

this is the reason they filed it. It gave the SBOA time to come out with this report and tell them what they needed to do. One of the things they need to do is address the nepotism situation.

Sheriff Kelly stated he will have his attorneys reach out.

IN THE MATTER OF NEW BUSINESS

Commissioner Brewer motioned to approve the 2022 Independent Contractor Agreement for the Sharp Program. Commissioner Timmons seconded. Motion carried 3-0.

Commissioner Brewer motioned to approve the revised 2022 Holiday Schedule for Clinton County offices, Commissioner Timmons seconded. Motion carried 3-0.

IN THE MATTER OF DEPARTMENT HEAD REPORTS

Renee Crick reported that last week she and Colleen and two of the shift supervisors went to RA Comm. They started cabling last week and their new equipment should be installed this week. Originally they had purchased equipment for 4 positions and two backup positions. The two backup equipment will now go into Renee's and Colleen's offices, and will take them to six positions immediately.

Renee stated that they presented Angie Mc Carty a plaque for 25 years of service and she will be retiring January 1, 2022.

IN THE MATTER OF COMMISSIONER REPORTS

Commissioner Brewer reported in regards to the fairground project, they are on stand-by call from 9:00-4:00 to receive their variance for the bathrooms from the Fire and Building Commission. If they receive the variance they will be able to have a few less bathrooms that is required by code.

He stated they had the Commissioner Conference last week and they were able to network with other commissioners and learn a few things in the session.

Commissioner Uitts stated that the Eastside EMS is fully functioning. They have a new dispatch protocol and have cut run times in half by having that truck in Boyleston. They will need to renegotiate their transfer agreement with IU Health to make sure they are utilizing their ambulances correctly so that they are not out of town transferring patients instead of answering calls in the county.

There are several businesses that utilize the parking lot behind the county owned Regions Building and he would like to reach out to those businesses to come up with a parking easement agreement similar to the agreement with Iron Man. As part of that property the county also owns the billboard and they will be taking steps to lease the billboard.

IN THE MATTER OF CLAIMS

Commissioner Timmons motioned to approve the following claims as submitted, Commissioner Brewer seconded. Motion carried 3-0.

Friday claims dated November 19, 2021 in the amount of \$26,356.49

Friday claims dated December 3, 2021 in the amount of \$49,858.11

Bi-weekly claims dated December 7, 2021 in the amount of \$530,539.19

Court claims dated December 7, 2021 in the amount of \$24,913.14

IN THE MATTER OF PAYROLL

Commissioner Timmons motioned to approve the payroll as submitted, Commissioner Brewer seconded. Motion carried 3-0.

Payroll dated December 5, 2021 in the amount of \$409,791.28

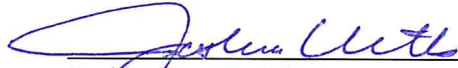
Payroll dated December 5, 2021 in the amount of \$1,036.60

IN THE MATTER OF COMMISSIONER MINUTES

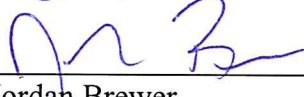
Commissioner Timmons motioned to approve regular meeting minutes dated November 15, 2021, and Executive meeting minutes dated November 1, 2021, seconded by Commissioner Motion carried 3-0.

Without any further business to come before the Board of Commissioners, Commissioner Brewer motioned to adjourn the meeting, seconded by Commissioner Timmons at 9:54 a.m. Motion carried 3-0.

THE BOARD OF COMMISSIONERS OF CLINTON COUNTY



Josh Uitts, President



Jordan Brewer



Mark Timmons

ATTEST:



Britt Ostler, Auditor

