

WHITLEY COUNTY COMMISSIONERS
October 15, 2012

The Whitley County Commissioners met in a regular session on Monday, October 15, 2012 in the Churubusco High School Auditorium located at 1 Eagle Drive Churubusco, Indiana 46723 in attendance were Chairman Don Amber, Vice Chair George Schrumpf and Tom Rethlake. Also in attendance were Auditor Jen McGuire, Pam Smith, Dan Sigler, Mark Hodges, Lisa Scroggins, Paula Worden, Nicole Trier, Joan Null, Francis Hoffman, Cathy Broxon-Ball, Larry Long, Brianne Eichman, John Barrett, Francis Hoffman, Churubusco High School Government Class, Michael Barton and Henry Janda.

Commissioner Amber called the meeting to order.

IN THE MATTER COUNTY ATTORNEY: Dan Sigler, County Attorney, discussed the projects he had been working on. The first was a lawsuit against the County and the Auditor in regards to a Tax Sale and the Petitioner not being compliant for Tax Deeds issued by an order from the Judge. The next issue was an amendment by the Health Board on an Ordinance for the number of visits to a food establishment for inspections and fee schedule changes. No copies had been given Commissioners so this was tabled for further input from the Health Department on the changes wanted to be implemented. Last on the list was the review of the Inmate Healthcare submitted for review from Quality Correction Care for the Contract with the Sheriff's department wanting to be started November 1, 2012 and what changes needed redone to allow the Contract to be approved for the Commissioners to sign.

IN THE MATTER OF INMATE HEALTH CARE: The five issues attorney Sigler presented to the Commissioners on the contract with Quality Correctional Care were medical malpractice, performance bond, the stop-loss coverage premium cost, thirty day and out clause and why the two year contract with auto renewal for 24 months. After discussion about the thirty day and out clause being implemented if not satisfied with the service provided and the contract extension because it would run through the elected time served by Sheriff Hodges and lapse until the newly elected Sheriff provided any changes he wanted for Inmate Healthcare the Commissioner's decided to vote on the last three topics. First was the discussion for the need of a Performance Bond and the cost increase for the policy if Whitley County would need such coverage, a motion by Schrumpf to not carry a Performance Bond in the Contract with Quality Correctional Care, seconded by Rethlake and carried with a 3/0 vote. Next subject was the Stop/Loss coverage after discussion a motion by Rethlake to not carry a Stop/Loss on the policy, seconded by Schrumpf and carried with a 3/0 vote, and the last subject questioned on the contract was the extended insurance limits and attorney Sigler stated Whitley County should use the one million per claim with a three million aggregate for a County our size and it is the most common use throughout the State for inmate coverage. A motion by Rethlake to use the recommendation by attorney Sigler, seconded by Schrumpf and carried with a 3/0 vote. A motion by Schrumpf to accept the Quality Correction Care contract with the changes and updates made before signing, seconded by Rethlake and carried with a 3/0 vote.

IN THE MATTER OF GOVERNMENT CLASS: Commissioner Amber introduced the three Commissioners and then each person, Schrumpf, Rethlake and Amber discussed their interest in becoming a Commissioner and encouraging the students to be more involved at the local level of Government. All the students had submitted questions but class time would not allow everyone's to be answered. The Commissioners promised to submit in writing the answers and return them back to the students.

IN THE MATTER JAIL IMPROVEMENTS: Sheriff Hodges sent out four requests for bids on the repair to the showers in the eight blocks at the jail facility. Three bids came back and Sheriff Hodges wants to go with the low bid from Premier Coatings which came in at a price of \$24,997 and would give a ten year warranty for their work. The cost of the repairs would be paid out of the Sheriffs Misdemeanant Funds. Commissioner Rethlake questioned about the surface being prepared for the project and the 50% they are requesting for a down payment before starting the project and Commissioner Schrumpf wanted to compare all the bids because of the large price difference in the quotes. After discussion a motion by Rethlake to table the decision until next meeting for further review, seconded by Schrumpf and carried with a 3/0 vote to review all the bids.

IN THE MATTER OF YIC: Nikki Trier and Paula Worden came before the Commissioners to discuss the changes at the Youth Improvement Center and let them know that as of August 1, 2012 they were accredited as a school by the State and could actual issues credits for the students participating in the program. The tuition for the students will support the teachers and educators for the academic portion but the prevention service will still be funded by the Community Corrections

funding. Nikki said they are still looking for outside funding for the program and wants the County to be aware of the need for the program. The program will not turn any student away even if funding is not furnished by the school or parents and that they are working to implement scholarship programs. Paula said that the two existing vans need to be signed over to the Troy Center and the insurance will be covered by their program. A motion to have Commissioner Amber sign the titles over to the Troy Center was made by Schrumpf, seconded by Rethlake and carried with a 3/0 vote. A handout described the function of each agency and how it would be funded from the new changes.

IN THE MATTER OF EMA GRANTS: Cathy Broxon-Ball, EMA director, presented two Grants that had been approved by the EMA board for the Commissioners to approve. The first one was a Sub Grant Agreement for 50% reimbursement, a motion to sign the Grant was made by Rethlake, seconded by Schrumpf and carried with a 3/0 vote. The next EMPG Grant (Emergency Management Performance Grant) in the amount of \$4054 was discussed and a motion to approved the Grant was made by Rethlake, seconded by Schrumpf and carried with a 3/0 vote. An additional meeting will be held to gather more information from local input.

IN THE MATTER COESSE WATER AND WASTEWATER: A resolution was presented to the Commissioners from Lori Shipman for the Coesse Water and Wastewater Utility Study that hired GAI Consultants and used the Block Grant from the Community and Rural Affairs to fund the project. After discussion on where the project stood and what further responsibilities would be required by the County for funding, a motion to sign the Resolution was made by Schrumpf, seconded by Rethlake and carried with a 3/0 vote. A resolution number will be assigned by Auditor McGuire.

IN THE MATTER OF MINUTES AND CLAIMS: Minutes from the Commissioners October 1, 2012 meeting were reviewed Rethlake noted changes needed to correct spelling of “Institutional”, correct “Commissioners” and note that the Commissioners had not determined in meeting to use Quality Correctional Care that only Sheriff Hodges had recommended the change in vendors for the inmate care. A motion to approve the minutes with the changes was made by Schrumpf, seconded by Rethlake and carried with a 3/0 vote. Commissioner Amber had reviewed claims for distribution as of October 15, 2012 and after discussion a motion to allow claims was made by Schrumpf, seconded by Rethlake and carried with a 3/0 vote.

IN THE MATTER OF PLANNING COMMISSION APPOINTMENT: The Commissioners discussed the seven applications for consideration of appointment to the Planning Commission by the Commissioners. Discussion of the conflict of interest for any applicant with a background in real estate and how they would have to abstain from discussion or voting on topics for the Plan Commission. Commissioner Schrumpf wants to consider the district that the individual will be representing so the entire County is represented on the board from the southern portion of the County. After discussion if the Commissioners wanted to interview each candidate before deciding an appointment, a decision to present the top three choices from each Commissioner was discussed. Brad Wolfe was on the list of each one of the Commissioners as a favorite, a motion to appoint was made by Rethlake, seconded by Schrumpf and carried with a 3/0 vote. Commissioner Amber will send letter to the other applicants and thank them for their interest in the appointment.

IN THE MATTER OF 2013 HOLIDAY SCHEDULE: The decision of the 2013 Holiday schedule for both 5/2 and 4/2 County employees had been tabled from the prior Commissioners meeting. After discussion on the number of days allowed, what other counties, cities and towns were doing and the Commissioners discussed the changes without it being an election year. A motion to remove Columbus Day Monday October 14 from the schedule on the 5/2 calendar was made by Schrumpf, seconded by Rethlake and carried with a 3/0 vote. After discussion on the 4/2 schedule and noting the same number of days a motion to remove Columbus Day from that schedule was also made Schrumpf, seconded by Rethlake and carried with a 3/0 vote by the Commissioners. So the total number of holidays for 2013 calendar will be 13, January 1, January 21 February 18, March 29, May 27, July 4 and 5, September 2, November 11, November 28 and 29 and December 24 and 25 and on the 4/2 schedule they will use March 31 instead of July 5.

IN THE MATTER OF COUNTY COORDINATOR: Pam Smith presented a request from the United Way to place a banner from October 19 through the end of November on the Courthouse square. A motion by Schrumpf to allow, seconded by Rethlake and carried with a 3/0 vote. Pam also presented an open position at Community Corrections facility.

IN OTHER BUSINESS: Auditor McGuire spoke about the VSO report from Gene Rohrer and that he wants to accept help from Richard Eckert for volunteer work on computer programming. After discussion a motion to accept the volunteer work was made by Rethlake, seconded by Schrumpf and carried with a 3/0 vote. Pam Smith from HR will put something in writing to allow this process. Commissioner Amber presented quotes to replace the totaled car from Building and Planning. The new quotes were for \$17,804 and \$18,592, both over the insurance claim of \$16,624. After discussion a motion by Rethlake, seconded by Schrumpf to go with the bid for \$17,804 and pay for the difference out of Cum Cap Fund with a vote of 3/0. Commissioner Amber is going to work with the County Council on the CEDIT Plan for 2013/2014 and present to the Council for approval. Auditor McGuire gave each Commissioner a handout on the NACO prescription cards available for all citizens of Whitley County for discounts. No response back yet from the DNR property at Tri-Lakes Commissioner Amber will contact again. Auditor McGuire noted the handouts that showed the impact on Whitley County if Personal Property was removed from taxation and what districts would be affected the most by the change. Advanced Imaging will start implementing replacing print devices and updating areas for cost savings.

With no further business or comments from the public the meeting was suspended.

WHITLEY COUNTY COMMISSIONERS

Don Amber, Chairman

George Schrumpf, Vice Chairman

Tom Rethlake, Member

Attest: _____
Jennifer McGuire
Auditor