

The Adams County Council met August 13, 2019, 8:30 a.m., in the Adams County Service Complex. Those present were Council Members, Steve Bailey, Tony Mellencamp, Stan Stoppenhagen, Dennis Bluhm, Yvette Weiland, Cory Sprunger, and John Schultz; County Council Attorney, Julie-Marie Brown; and County Auditor, Mary Beery. Also present were Commissioners, Doug Bauman, Rex Moore, and Kim Fruechte as their meeting begins at 11:00 a.m.

IN RE: MINUTES

Upon a motion by Steve Bailey, seconded by Dennis Bluhm, to approve the July 9, 2019 Adams County Council minutes. Motion carried.

IN RE: SHERIFF

Level 6 Felons

Sheriff, Dan Mawhorr, and Superior Court Judge, Pat Miller, met to discuss the reimbursements for level 6 felonies. Sheriff Mawhorr stated there are things the jail has not been doing appropriately. Level 6 felons do not get incarcerated in jail they are sentenced to Community Corrections or Probation. The jail has not submitted the forms to the state for reimbursement. The state looks at the abstracts of the court and if it shows the level 6 then we get reimbursement. The abstract needs to show jail executed. The jail must contact the DOC to see how to do that. Council member, Yvette Weiland, will communicate with the sheriff and see what can be done to receive reimbursements. Ms. Weiland stated the jail must have the face sheet and the abstract submitted to the DOC. Sheriff Mawhorr reported the DOC rates are going from \$37.50 to \$40.00 but there isn't enough budgeted by legislation.

Inmate Meals

The sheriff received quotes from the TIGS food vendor. This vendor charges \$2.18 per meal and the meals are not as good as current. He was concerned with them offering what they call chickenish.

Last year statistics are: manpower \$116,088, total cost of food \$154,971, total meals produced 142,934, with an average of \$1.90 per meal at the jail. The inmates were served a hot breakfast every day except Saturday. The sheriff does not see the food prices increasing that much as the matron buys in bulk. He might need to hire additional cooking staff.

Jail Staffing & Training

The jail population is increasing rapidly and if needed 13 felonies beds could be opened. Adams County would not be reimbursed for these beds if they are not Federal inmates. Federal jail standards have been met and we were below staffing but they were aware of it. Criteria requires jail training in management and leadership. Normal training is not an issue but management training needs to be addressed.

Anniversary Program

Councilman Bailey questioned the sheriff on adjusting the anniversary date program. He suggested instead of raise increases given at the anniversary date of hire to adjust the program to take place January 1st of the following year. This would make less of an administrative burden. Sheriff Mawhorr was willing to work out a new process.

IN RE: ENVIRONMENTALIST

Environmentalist, Nathan Scherer, addressed the board on Stop the Bleed. This a new program that they are working with schools on. The schools are given backpacks that have the proper needs to take care of the bleeding in case of a disaster or shooting. Mr. Scherer added anything can happen at any time. He suggested all police officer's carry these in their vehicles adding it would be beneficial for all county vehicles to carry one. The kit is self-explanatory and county vehicles would not need a backpack as they could use the smaller unit. They do the training and offer hands on experience but he does not have pricing. Council directed Nathan Scherer to get pricing and report back.

IN RE: COUNCIL ATTORNEY REPORT

County Council Attorney, Julie-Marie Brown, thanked all that attended the harassment seminar. This helps keep premiums down and helps with liability claims.

Resolutions Submitted for Adoption

Resolution 2019-3, a resolution of the Adams County Council authorizing the hiring of game officials for Decatur-Adams County Parks and Recreation sporting events on contract was presented for approval.

Attorney Brown stated the parks and recreation program are no longer able to get volunteers to help with refereeing events as in the past. The contracted individuals will not be employees of the county and will receive less than \$600 per year.

Upon a motion by Stan Stoppenhagen, seconded by John Schultz, to adopt Resolution 2019-3. Motion carried.

Resolution 2019-4, a resolution of the Adams County Council authorizing the assessment of processing fees for garnishments of county payroll paychecks was presented for approval.

The resolution authorizes the Auditor to deduct \$2.00 from each employee's paycheck for each creditor for whom a garnishment is required.

Upon a motion by Steve Bailey, seconded by Dennis Bluhm, to adopt Resolution 2019-4. Motion carried.

Meeting Records

Attorney Brown addressed the topic on minutes, motions, and accepting reports that were brought up at the July meeting. It is not necessary that we put in names when votes are done or put department head names in the records. These are not required however, Adams County has always had the policy of transparency and openness. Our minutes should show the detail and accuracy of the topic of discussion. If the board decides to exclude the names they will need to do a resolution. The public would not have the means to know what happens unless they attend the meetings. No decision was

made.

IN RE: COMMISSIONERS REPORT

Commissioner, Doug Bauman, reported that representatives from the Upper Wabash Commission will attend the meeting next month. For many years there has been a grant from Bluffton to Adams. There are dangerous areas within the stretch and two areas have been identified in Adams County. A design grant to the fix area will be awarded for \$40,000 on an 80/20 agreement. Commissioner Bauman informed Council they may put extra money in the Commissioners budget for 2021.

IN RE: OTHER MATTERS PROPERLY PRESENTED

Regional Sewer District

Council member, Steve Bailey, reported the Regional Sewer District Board was recently awarded a \$2.2 million grant from the State Revolving Loan fund to fund the expansion of the sewer district. We are prepared to submit a proposal that meets their timeline. Bobo/Rivarre area is the highest need but equally challenging to reach it. The engineering is completed but there is not enough money to get to it. They plan to move forward with a project that will begin to service the Bobo/Rivarre area with this service. The reason the State Revolving Loan fund worked this year is the engineering had to be done to meet their timelines. The State Revolving Loan fund for the engineering work will cost \$400,000. The Regional Sewer District does not have \$400,000 to fund the engineering work before it gets reimbursed by the grant. The representatives for the sewer district will come to the Commissioners to figure how the money might be loaned. Mr. Bailey stated they do not know what the next phase is. The Health Department ranks what order the projects need to be completed.

Work Study

Emails will be going out regarding a work session on the wage study.

Indiana Court of Appeals

Cory Sprunger reported the Indiana Court of Appeals is running a program called Appeals on Wheels. They are traveling around and will do a live session and actual appeals on site. Following the program, a dinner for elected officials will be held. Sprunger and Sprunger is sponsoring the event and Judge Kukelhan is setting up the event to be held on November 12, 2019. Elected officials will get a chance to meet the appeals court judges. Mr. Sprunger asked the board to move the November 12th meeting to be held after the lunch or on another day. No decisions were made.

IN RE: 2020 BUDGETS AUDITOR'S REPORT

Auditor, Mary Beery, informed Council per SEA 321-2016 repeals IC 6-1.1-17-3.5 and thus eliminates the current county council review process. SEA 321-2016 adds IC 6-1.1-17-3.6 to establish a new process for county fiscal body reviews and non-binding recommendations.

The county fiscal body shall review at its first meeting in August the estimated property tax levy limits and the estimated reductions due to circuit breakers for each taxing unit. The county fiscal body will either prepare and distribute a written recommendation for the taxing units or the county auditor will distribute the minutes of the meeting to all taxing units after the minutes are approved by the fiscal body.

Council reviewed the estimated levy limits and estimated circuit breaker impacts and made no recommendations and/or comments. The county auditor will distribute the minutes of the meeting to all taxing units after the minutes are approved by the fiscal body.

Motion by Steve Bailey, to request an open invitation be sent to all taxing units who would like to discuss their budgets before County Council, seconded by John Schultz. Motion carried.

IN RE: SALARY ORDINANCE
REQUESTED BI-WEEKLY **APPROVED**

Jail (0380)

Jailer

Alex Will (effective 8/10/19) \$1,514.04 \$1,514.04

Upon a motion by Steve Bailey, seconded by Stan Stoppenhagen, to approve the salary ordinance. Motion carried.

IN RE: ADJOURN

Upon a motion by John Schultz, seconded by Yvette Weiland, for adjournment of the August 13, 2019 meeting of the Adams County Council. Motion carried.

IN RE: JOINT MEETING OF COUNCIL & COMMISSIONERS

The Adams County Board of Commissioners and the Adams County Council met on the 13th day of August, 2019, at 10:00 A.M. at the Adams County Service Complex, 313 W. Jefferson Street, Decatur, Indiana, to receive additional bids and hold a public hearing to consider bids received for the sale of the following real estate and improvements owned by Adams County, Indiana. The public hearing was advertised two times in the Berne Witness and the Decatur Daily Democrat.

Adams County Jail and adjacent work release building located at 313 South First Street in Decatur, containing approximately 2.16 acres in 2 tracts.

- Tract 1 Parcel#: 01-05-03-200-002.000-022 (.93A)
- Tract 2 Parcel#: 01-05-03-200-001.000-022 (1.23A)

The real estate and improvements are being offered "AS IS" and "AS ZONED" with no warranties. The current zoning classification is R-2.

Those present were Council Members, Steve Bailey, Tony Mellencamp, Stan Stoppenhagen, Dennis Bluhm, Yvette Weiland, Cory Sprunger, and John Schultz; County Council Attorney, Julie-Marie Brown; and County Auditor, Mary Beery. Also present were Commissioners, Doug Bauman, Rex Moore, and Kim Fruechte; and County Attorney, Mark Burry; Sheriff, Dan Mawhorr; Community Corrections Director, Ian Gilbert; and County Engineer, Tim Barkey.

Mark Burry addressed all present stating the property was appraised by two appraisers. The property cannot sell at less than the average appraised value. The average of the appraisals received last spring were \$129,000, which includes the jail and work release facility. The land is zoned R-2 and no bids were received last spring.

We decided to reach out to local real estate agencies and received one bid from Jerry Geimer, Josh Krueckeberg, and Ed Spangler. The boards are meeting to consider the \$10,000 bid and encourage anyone to submit a written bid before 10 AM today. The highest bid received would be the opening bid and anyone who submitted a bid can raise it. Mr. Burry asked if anyone present would want to submit a bid. This property is a limited use property. Mr. Burry stated they need to consider whether to accept the bid of \$10,000, or not accept the bid and continue on the up keep and maintenance of the property. The property could be a liability issue to the county if the bid is not accepted. Mr. Burry reported the lowest bid last year to demolish was just under \$100,000. Adams County would be selling the real estate and improvements "AS IS". The purchaser will have to work with the City of Decatur on zoning and what they can do with the property. By statute Council has to approve the sale at less than average bid by a joint vote. The work release facility has some viability and could be used for certain purposes.

Sheriff Mawhorr reported \$25,000 was spent in 2018 to maintain the vacant facility.

Attorney Burry stated the options on the table as follows: Accept the bid of \$10,000 and less than the two appraisals. If accepting the bid express what reason for your motion.

Upon a motion by Steve Bailey, to accept the \$10,000 bid given the fact we know it would cost \$100,0000 to demolish the building on the land and given that we do not have a use for the land; and due to ongoing caring costs of the building, and costs to demolish the building and significantly below the appraised value to approve accepting the bid of \$10,000, seconded by John Schultz. Motion carried.

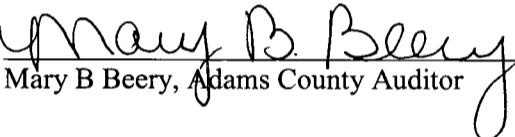
Upon a motion by Kim Fruechte to accept the \$10,000 bid and sell the building, seconded by Rex Moore. Motion carried.

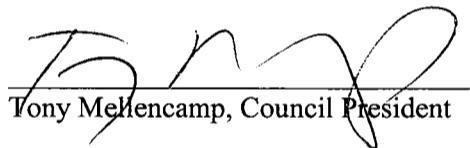
IN RE:

ADJOURN

Upon a motion by Cory Sprunger, seconded by Yvette Weiland, for adjournment of the August 13, 2019 public hearing of the Adams County Council and Adams County Commissioners. Motion carried.

ATTEST:


Mary B Beery, Adams County Auditor


Tony Mellencamp, Council President