

DELAWARE COUNTY COMMISSIONER'S MEETING
MONDAY, JULY 3, 2017 @ 9:00 A.M.
ROOM 309 A, 100 WEST MAIN STREET
MUNCIE, IN 47305
CALL TO ORDER
PLEDGE TO FLAG
ROLL CALL

ORIGINAL

Mr. Shannon Henry
 Mr. James King
 Ms. Sherry Riggin
 Mr. Steven G Craycraft, Auditor
 Mr. John Brooke, Attorney

TABLED BUSINESS

AGREEMENT FOR COLLECTION OF PERSONAL PROPERTY TAXES

Mr. John Brooke, Commissioner Attorney, said the Treasurer would like the agreement to remain tabled.

APPROVAL OF MINUTES

MOTION: Commissioner Henry made a motion to approve minutes for June 19, 2017.

SECOND: Commissioner Riggin

YEAS: Commissioner Henry, Commissioner Riggin, President King

PRESENTATIONS TO COMMISSIONERS

URBAN LIGHT CDC

Ms. Joy Rediger, Director of Urban Light CDC, submitted an application for EDIT Funds for a project expansion. This is a recovery program that will house eight women (see below).

MOTION: Commissioner Henry made a motion to approve funding for Urban Light CDC for \$10,000.

SECOND: Commissioner Riggin

YEAS: Commissioner Henry, Commissioner Riggin, President King

BOYS & GIRLS CLUB OF MUNCIE

Mr. James Mitchell, Board President of Boys and Girls Club, submitted an application for the new "Workforce Development Initiative" program through the EDIT Funds.

MOTION: Commissioner Henry made a motion to approve funding for Boys and Girls Club for \$10,000.

SECOND: President King

YEAS: Commissioner Henry, Commissioner Riggin, President King

CONTRACTS OR AGREEMENTS FOR APPROVAL
FORD MOTOR CREDIT MUNICIPAL FINANCE APPLICATION
2017 FORD EXPLORER – DCCC

Ms. Sharon McCormick, Financial Manager for Community Corrections, presented the Ford Credit Financial application for a new 2017 Ford Explorer.

MOTION: Commissioner Riggin made a motion to approve the Ford Motor Financial application (see below).

SECOND: Commissioner Henry

YEAS: Commissioner Henry, Commissioner Riggin, President King

SUPPLEMENTAL AGREEMENT # 3 – CONSTRUCT BELL ROAD SOUTH –
BELL ROAD PROJECT, DELAWARE COUNTY

Mr. Brooke presented the Bell Road South project with United Consulting (see below).

MOTION: Commissioner Henry made a motion to approve the Bell Road project with United Consulting.

SECOND: Commissioner Riggin

YEAS: Commissioner Henry, Commissioner Riggin, President King

SUPPLEMENTAL AGREEMENT NO. 3

This SUPPLEMENTAL AGREEMENT ("Agreement") is made and entered into on this date _____, by and between **COUNTY OF DELAWARE, INDIANA** acting by and through its BOARD OF COMMISSIONERS, ("CLIENT") and **UNITED CONSULTING**, an Indiana corporation ("UNITED CONSULTING").

WITNESSETH

WHEREAS, the UNITED CONSULTING did, on November 4, 2013 enter into an Agreement with the CLIENT for Engineering Services and Documents in relation to the following described project:

**Bell Road
Town of Albany, Delaware County**

This supplement is required due to the County's and the Town of Albany's desire to have UNITED perform services to construct the southern 600 feet of the original Bell Road project, referred to hereafter as Bell Road South. This supplement is required to add these services, which were not included in the original scope of work.

WHEREAS, in order to provide for completion of the work it is necessary to amend and supplement the Engineering Agreement.

NOW, THEREFORE, it is agreed by and between the parties as follows:

I. Appendix "A" is amended to read as follows:

K. REQUESTED PLAN REVISIONS

1. UNITED CONSULTING shall split the current Preliminary Plans for the overall project into a Plan set just for the Bell Road South project, from SR 67 north approximately 600-feet.
2. Following approval of the final plans and notification from the CLIENT, UNITED CONSULTING shall prepare contract plans, final special provisions to the standard specifications, and final cost estimates for the construction of the project. The cost

estimates shall be prepared according to the current practices of the County of Delaware and the Indiana Department of Transportation and shall include all types of work required for the complete construction of the project, including all temporary work necessary in connection therewith.

L. BIDDING SERVICES

1. UNITED CONSULTING shall prepare the necessary contract bidding documents including Specifications, Standard Drawings, Bidding Forms both standard and unique forms which may be supplied by the CLIENT for the Bell Road South project.
2. UNITED CONSULTING shall provide as many sets of Contract Bidding Documents suitable for public bidding purposes, including Construction Plans, Unique Special Provisions, Recurring Special Provisions and Itemized Proposal as requested by Contractors, Subcontractors or other interested parties for the Bell Road South project.
3. UNITED CONSULTING shall assist the CLIENT in administrating the bidding phase of for the Bell Road South project.
4. UNITED CONSULTING shall attend the bid opening for the Bell Road South project, prepare a written recommendation to the CLIENT for selecting a Contractor and provide the CLIENT with certified bid tabulations.

II. Appendix "B" is amended to read as follows:

12. Assist UNITED CONSULTING in determining the exact/specific northern project terminus, at roughly 600-feet north of SR 67, for the Bell Road South project, based on the needs/desires of the proposed development adjacent to the roadway along its west side.
13. Assist UNITED CONSULTING in obtaining the INDOT Driveway Permit for the Bell Road South project.

III. Appendix "C" is amended to read as follows:

K. REQUESTED PLAN REVISIONS

1. Preliminary Plans for the Bell Road South project within **14** calendar days after receipt of this supplement's Notice to Proceed.
2. Final Plans for the Bell Road South project shall be completed and delivered to CLIENT within **28** calendar days after receipt of the Preliminary Plan Review from CLIENT.

L. BIDDING SERVICES

1. Bid Documents for the Bell Road South project shall be completed and delivered to CLIENT within **14** calendar days after receipt of the Final Plan Review from CLIENT.
2. Bid Tabulations, Bid Recommendation and Bid Certification for the Bell Road South project shall be completed within **7** calendar days after the public bid opening date.

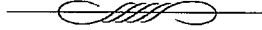
IV. Appendix "D" is amended to read as follows:

1. The total fee not to exceed in Section D.A.1. shall be changed from \$218,150 to \$234,350, representing an increase of \$16,200.
2. UNITED CONSULTING will be paid for the work performed under this Agreement on a lump sum basis in accordance with the following schedule:

		Original	Supplemental	Revised
		Agreement	#3 Fee	Total Fee
k.	Requested Plan Revisions	\$ 0.00	\$10,200.00	\$10,200.00
l.	Bidding Services	\$ 0.00	\$ 6,000.00	\$ 6,000.00

- V. *Except as herein modified, changed and supplemented, all terms of the original engineering agreement dated November 4, 2013 and Supplement #1 dated September 15, 2014 and Supplement #2 dated December 1, 2014 shall remain in effect.*

**IN WITNESS WHEREOF, the parties hereto have executed this
Supplemental Agreement No. 3**



UNITED CONSULTING

CLIENT

BY: 

Dave Richter, President

BY: 

James D. King, President

BY: 

Steve W. Jones, Vice President

BY: 

Sherry K. Riggin, Vice President

DATE: June 27, 2017

BY: 

Shannon Henry, Commissioner

DATE: 7/3/2017

ATTEST: 

Steven G. Craycraft,
Delaware County Auditor

WARRANTY DEED – BRIDGE #141 – TIGER DRIVE OVER WHITE RIVER

Mr Brooke presented the Warranty Deed for Bridge #141, Tiger Drive over White River.

MOTION: Commissioner Henry made a motion to approve Warranty Deed for Bridge #141, Tiger Drive over White River.

SECOND: Commissioner Riggin

YEAS: Commissioner Henry, Commissioner Riggin, President King

STATE OF INDIANA:
COUNTY OF DELAWARE:
Donation with Offer
Revised 07/2014

Project: 0710098
Code: N/A
Parcel: 2

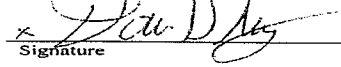
DONATION AGREEMENT (WITH OFFER)

We, the undersigned property owner(s) acknowledging the fact we have been offered \$15,200.00, based upon an approved appraisal of the fair market value of the subject real estate as just compensation, nevertheless, desire to donate the real estate interest as described in attached Exhibit A and will execute the necessary conveyance instruments to donate such real estate to the Board of Commissioners of Delaware County, Indiana. This donation to the Board of Commissioners of Delaware County, Indiana is made without any coercive action of any nature this 20th day of June, 2017.

The undersigned represents and warrants that he is the superintendent of the Grantor; that the Grantor is a corporation validly existing in the State of its origin and, where required, in the State where the subject real estate is situated; that the Grantor has full corporate capacity to convey the real estate interest described; that pursuant to resolution of the board of directors or shareholders of the Grantor or the by-laws of the Grantor he has full authority to execute and deliver this instrument on its behalf and that said authority has not been revoked; that he is therefore, fully authorized and empowered to convey to the County of Delaware, State of Indiana real estate of the Grantor, and that on the date of execution of said conveyance instruments he had full authority to so act; and that all necessary corporate action for the making of this conveyance has been duly taken.

Mt. Pleasant Township Community School Corporation of Delaware County, aka Mt. Pleasant Township Community School Corporation of Delaware County, an Indiana School Corporation, aka Mount Pleasant School Township, aka Mount Pleasant Township School Township, now known as Yorktown Community Schools,

By:



Signature _____ (Seal)

David Sturgeon, Superintendent

Signature _____ (Seal)

*John Brooke sent
email that he
sent to
Angie Mayo
7-6-17*

ORDINANCES FOR SECOND READING

**ORDINANCE AMENDING SECTION 1-8-3 OF THE DELAWARE COUNTY CODE OF ORDINANCES
ORDINANCE NO. 2017-014**

Mr. Brooke said this will be the procedure for fees associated with return checks.

MOTION: Commissioner Henry made a motion to approve the second reading on Ordinance 2017-014, Amending Section 1-8-3 of the Delaware County Code of Ordinances.

SECOND: Commissioner Riggin

YEAS: Commissioner Henry, Commissioner Riggin, President King

ORIGINAL

ORDINANCE 2017-014

ORDINANCE AMENDING SECTION 1-8-3 OF THE DELAWARE COUNTY CODE OF ORDINANCES

WHEREAS, the Board of Commissioners of Delaware County, Indiana (the "Commissioners") has adopted a policy for imposing fees associated with any unpaid and dishonored check used for making payments to Delaware County, Indiana (the "County"); and

WHEREAS, this policy is currently described in Section 1-8-3 of the County's Code of Ordinances and limits fee imposition and collection to the office of the Delaware County prosecuting attorney; and

WHEREAS, the Commissioners have determined a need to amend the County's existing Code of Ordinances in order to expand and clearly state the County's policy regarding fees associated with payments to the County with unpaid and dishonored checks.

IT IS THEREFORE ORDAINED BY THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY, INDIANA that:

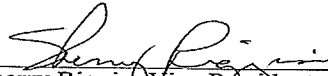
1. The following shall be added to Section 1-8-3 of the Delaware County Code of Ordinances as Subsection G:

"Notwithstanding subsections A through F of this Section, the County shall impose a service charge for each unpaid and dishonored check used to pay any amount due to the County not otherwise covered by subsections A through F, above, to be paid by the payor of such unpaid or dishonored check for which notice is sent pursuant to IC 35-43-5-5(e). Said service charge shall be in such an amount as the County may stipulate and fix on a uniform basis (which charge may be a fixed dollar amount or a percentage of the value of the bad check, but which may not exceed the amount permitted under IC 35-43-5-5 (e)) to cover the costs of providing such services which said charge shall be reasonably related to the costs associated with exercising such regulatory power."

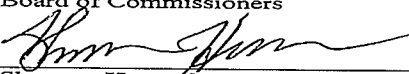
2. This Ordinance shall take effect upon adoption.

PASSED AND ADOPTED BY THE BOARD OF COMMISSIONERS, DELAWARE COUNTY, INDIANA ON THIS, THE 19TH DAY OF JUNE, 2017.


James King, President
Board of Commissioners



 Sherry Riggini, Vice President
 Board of Commissioners



 Shannon Henry, Member
 Board of Commissioners

Attest:



 Steven G. Craycraft, Auditor
 Delaware County, IN

ORDINANCE REPEALING AND RESTATING POLICY CONCERNING HEALTH INSURANCE
 BENEFITS FOR CURRENT
 AND RETIRED EMPLOYEES OF DELAWARE COUNTY
 ORDINANCE NO. 2017-015

Mr. Brooke said that these changes will be reflected within the revised personnel policy handbook.
 MOTION: Commissioner Henry made a motion to approve the second reading on Ordinance 2017-015,
 Repealing and Restating Policy Concerning Health Insurance Benefits for Current and Retired insurance.
 SECOND: Commissioner Riggini
 YEAS: Commissioner Henry, Commissioner Riggini, President King

Commissioners meeting July 3, 2017

ORDINANCE 2017- 015**ORIGINAL**

**ORDINANCE REPEALING AND RESTATING POLICY CONCERNING
HEALTH INSURANCE BENEFITS FOR CURRENT AND RETIRED
EMPLOYEES OF DELAWARE COUNTY**

WHEREAS, the Board of Commissioners of Delaware County, Indiana (the "Commissioners") has adopted various ordinances and resolutions germane to the provision of health insurance benefits to employees of Delaware County, Indiana (the "County"); and

WHEREAS, the Commissioners have also adopted a personnel policy handbook which addressed the provision of health insurance benefits to employees of the County; and

WHEREAS, the various ordinances and resolutions, as well as the personnel policy handbook, have been updated several times since their inception leading to multiple and potentially conflicting positions regarding the health insurance benefits currently provided to employees of the County; and

WHEREAS, the Commissioners recently adopted Ordinance 2017-009, An Ordinance Adopting the Delaware County Personnel Policies Handbook, which officially adopted a fully revised version of the County's current personnel policy handbook; and

WHEREAS, the Commissioners now wish to adopt an ordinance repealing and restating the County's policy concerning health insurance benefits for current and retired Delaware County employees to ensure consistency and reduce confusion created by the current ordinances.

IT IS THEREFORE ORDAINED BY THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY, INDIANA that:

1. Delaware County Ordinance 2013-002 is hereby repealed in its entirety.
2. Delaware County Ordinance 2013-003 is hereby repealed in its entirety.
3. Delaware County Ordinance 2013-025 is hereby repealed in its entirety.
4. Delaware County Ordinance 2009-007A is hereby repealed in its entirety.
5. Delaware County Ordinance 2006-029 is hereby repealed in its entirety.
6. Sections 1-9-1, 1-9-1.1, 1-9-1.2, 1-9-1.3, and 1-9-1.4 of the Delaware County Code of Ordinances are hereby repealed in their entirety and replaced with the following:

"1-9-1. Adoption of Personnel Policy Handbook.

"The Board of Commissioners of Delaware County hereby adopts the newly revised Personnel Policy Handbook, Version 3.1, approved April 17, 2017 and adopted pursuant to Delaware County Ordinance 2017-009, for all employees of the County and any office holder which adopts the same. The Personnel Policy Handbook adopted herein shall be in full force and effect and shall supersede and repeal existing oral or written personnel policies and procedures."

7. Section 1-9-9 of the Delaware County Code of Ordinances is hereby amended to include the following:

"The provisions of Retiree Health Insurance program may be altered by the Board of Commissioners. If an employee has questions about retiree's insurance they should direct their questions to the County Human Resources Department."

8. Section 1-9-10 of the Delaware County Code of Ordinances is hereby repealed in its entirety and replaced with the following:

"1-9-10. Insurance for Delaware County Employees and Retired Employees.

Delaware County is self-insured and contributes a significant amount toward the cost of employee benefits, most notably in the area of medical benefits. Employee contributions for the benefits they select are made by payroll deduction each pay period, either on a pre-tax or after-tax basis, as allowed by IRS regulations.

Coverage for eligible new employees shall be effective after sixty (60) days of full-time employment from the hire date. Health insurance premiums are deducted on the first pay period after eligibility. Delaware County at its option, may change, delete, suspend or discontinue parts or the policy in its entirety, at any time without prior notice. In the event of a policy change, employees will be notified. Any such action shall apply to existing as well as to future employees.

Employees may only change their benefits during an identified open enrollment period or due to a change in a qualifying event. A qualifying event includes the following:

- Change in marital status,
- Change in number of dependants,
- Change of employment status (from full time to part time),
- Change in dependent eligibility due to plan requirements (e.g. loss of student status or age limit reached),

- Addition or reduction to benefit package,
- A change in coverage of spouse or dependent under another employer plan (e.g. spouse's employer did not offer insurance coverage previously, but now does),
- Loss of certain other health coverage (e.g. plans provided by governmental or educational institutions),
- Entitlement to Medicaid or Medicare, or
- Any other circumstance that may be recognized by the Internal Revenue Service (IRS) under Section 125 plans.

Group insurance benefits will continue while an employee is on a disability leave or Family and Medical Leave Act leave; however, when in a non-pay status, such employees shall be responsible for the timely payment of those insurance premiums that are normally deducted from the employee's gross pay.

The County reserves the right to modify, change or terminate any of these benefits at any time. The terms and conditions specified in the Plan Document govern coverage. In addition, benefit costs, specific provisions, and selection of providers are subject to change. Detailed information regarding these benefits is available in Human Resources.

Termination of Insurance

Insurance terminates when:

- The insurance policy terminates;
- The employee or retiree participant fails to make an agreed contribution to premium when due;
- The employee ceases to be eligible for coverage under the terms of the County's group insurance program; or
- The employee ceases to hold a full-time position

In the event of separation of employment with the County or loss of eligibility to remain covered under the County's group health insurance program, the employee and any eligible dependents may have the right to continued coverage under the County's health insurance program for a limited period of time at the employee's or dependent's expense. [(See Benefits Continuation (COBRA)]

Retiree Health Insurance

The provisions of Retiree Health Insurance program may be altered by the Board of Commissioners. If an employee has questions about retiree's insurance they should direct their questions to the County Human Resources Department."

9. Delaware County Resolution 2010-008 and Section 1-9-10(A) of the Delaware County Code of Ordinances are hereby repealed in their entirety.

10. Section 1-9-12 of the Delaware County Code of Ordinances is hereby repealed in its entirety and replaced with the following:

“1-9-12. Benefits Continuation (COBRA).

The federal Consolidated Omnibus Budget Reconciliation Act (COBRA) gives employees and their qualified beneficiaries the opportunity to continue health insurance coverage under the employer’s health plan when a “qualifying event” would normally result in the loss of eligibility. Some common qualifying events are resignation, termination of employment, or death of an employee; a reduction in an employee’s hours or a leave of absence; an employee’s divorce or legal separation; and a dependent child no longer meeting eligibility requirements.

Under COBRA, the employee or beneficiary pays the full cost of coverage at the County’s group rates plus an administration fee.

The County provides each eligible employee with a written notice describing rights granted under COBRA when the employee becomes eligible for coverage under the employer’s health insurance plan. The notice contains important information about the employee’s rights and obligations.

All COBRA inquiries should be directed to the Human Resources Director.”

11. Section 1-9-13 of the Delaware County Code of Ordinances is hereby repealed in its entirety and replaced with the following:

“1-9-13. Short and Long-Term Disability (STD and LTD).

Administration

The application for benefits must be submitted by the employee, or some person acting on the employee’s behalf, to the Human Resources Department and must include a request for benefits and a signed physician’s statement evidencing the nature, extent, and probable duration of the disability.

The effective date of benefit payments shall not proceed the date on which application is made by the employee, or some person acting on his or her behalf, to the Human Resources Department.

If employment is terminated and an employee remains on Short- or Long-Term Disability, disability benefits will continue. A terminated employee may elect to continue his or her group health, if any, through COBRA. A terminated employee

may be considered for future positions which become available for which, in the County's opinion, he or she is qualified.

Elimination Period for Short Term Disability (STD)

There is a thirty (30) consecutive calendar day elimination period before disability insurance benefits begin. The elimination period is the same for all illnesses and injuries. **It is important to note that some disabilities may not be covered on the disability insurance plan.**

Before monthly payments begin, the Disability Insurance Carrier must approve the disability. Approval is based on written information provided by the employee, the employee's physician, and the County. It is very important, therefore, that an employee notify the Human Resources Department as soon as possible, if he or she believes that the absence may turn into a disability. By doing that, the Human Resources Department can help the employee begin completing the paperwork so that, in the event the absence results in a disability, monthly payments will not be delayed. There are not negative consequences for completing the paperwork for a disability that does not happen.

Exclusions

Neither Short- nor Long-Term Disability benefits are payable for a disability resulting from the following:

- War, declared or undeclared;
- Participation in a rebellion, insurrection, or riot;
- Intentionally self-inflicted injury;
- Commission, or attempt to commit a crime;
- An accident caused by intoxication due to alcohol or illicit drugs;
- Willful failure to follow designated safety procedures;
- Willful disregard of rules; or
- Willful failure to perform a stated duty.

Recurrence or Continued Treatment

An employee who returns to work from a Short- or Long-Term Disability and returns to non-work status within fourteen (14) days will not begin a new benefit period or be subject to a new elimination period if the second disability is the same as the first. The entire period of absence will be considered as one (1) continuous period resulting from the same disability.

If the employee returns to work but periodically needs time off for ongoing medical treatment related to the disability, the sporadic absences for treatment may be compensated by using accrued leave.

Long-Term Disability Return to Work

If an employee, having recovered from the Long-Term Disability, desires to return to work and the department, in which he or she was employed before the

onset of the disability, has no vacant position in their classification, or a similar classification with the same basic qualifications and salary range, then the employee is to be laid off.

Maximum Benefit Period (Short- and Long-Term Disability Combined)

Except as otherwise provided in this section, Long-Term Disability benefit payments are limited to a maximum duration of four (4) years. Benefits will only be provided if the employee is deemed disabled.

The maximum Short- and Long-Term Disability benefit period for a mental and/or nervous disability is limited to twenty-four (24) months.

The maximum benefit period for a disability occurring on or after attained age sixty-two (62) is limited as follows:

<u>Age at Disability</u>	<u>Benefit Duration</u>
62	3.5 years
63	3 years
64	2.5 years
65	2 years
66	1.75 years
67	1.5 years
68	1.25 years
69+	1 year"

12. Section 1-9-14 of the Delaware County Code of Ordinances is hereby repealed in its entirety and replaced with the following:

“1-9-14. Employee Insurance Guidelines.


The rules and guidelines of the Personnel Policy Handbook, as may then be in force, shall govern employee insurance programs.”

13. Any and all existing ordinances and/or resolutions, or any parts thereof, which may be in conflict with this Ordinance, are hereby superseded.
14. This Ordinance shall take effect upon adoption.

PASSED AND ADOPTED on this, the 3 day of July, 2017.

BOARD OF COMMISSIONERS, DELAWARE COUNTY, INDIANA


James King, President
Board of Commissioners


Sherry Riggins, Vice President
Board of Commissioners


Shannon Henry, Member
Board of Commissioners

Attest:


Steven G. Craycraft, Auditor
Delaware County, IN

ORDINANCES FOR FIRST READING

**ORDINANCE ESTABLISHING DELAWARE COUNTY SHERIFF'S JAG GRANT
ORDINANCE 2017-016**

Mr. Greg Ellison, Sheriff's Department, presented Ordinance 2017-016, Establishing the Sheriff's JAG Grant. This is an annual grant.

MOTION: Commissioner Riggins made a motion to introduce Ordinance 2017-016, Establishing the Sheriff's JAG Grant.

SECOND: Commissioner Henry

YEAS: Commissioner Henry, Commissioner Riggins, President King

ORDINANCE ESTABLISHING DELAWARE COUNTY SHERIFF'S JAG GRANT

GRANT ACCOUNT

ORDINANCE NO 2017-016

ORIGINAL

DELAWARE COUNTY COMMISSIONERS

WHEREAS, the Delaware County Sheriff's Office has applied for and received a grant from the Bureau of Justice Assistance, US Department of Justice, to be used for paying overtime to currently employed law enforcement officers and necessary support personal to increase the number of hours worked by such personnel; and

WHEREAS, it is necessary to account for the use of said funds and to expend said funds for the proposed use for which they were granted. It is necessary that the Auditor of Delaware County be authorized to establish an account known as "The Delaware County Sheriff's 2016 J.A.G. Grant "2016-DJ-BX-0535"; and

WHEREAS, the grant award is in the amount of \$26,984.00 and the portion to the Delaware County Sheriff's is in the sum of \$12,143.00. The Commissioners find that the acceptance of said grant should be approved.

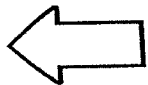
IT IS THEREFORE ORDAINED BY THE DELAWARE COUNTY COMMISSIONERS, that the Auditor shall establish a fund entitled 2016-J.A.G. Grant 2016-DJ-BX-0535 and shall issue a budget fund number with respect to those funds. Said funds shall be exempt from needing appropriation.

DATED THIS ____ DAY OF July, 2017

Shannon Henry Delaware County Commissioner

James King Delaware County Commissioner

Sherry Riggins Delaware County Commissioner



ATTEST:

Steve Craycraft Delaware County Auditor

ORDINANCE AMENDING SECTION 1-8-1 OF THE DELAWARE COUNTY CODE OF ORDINANCES REGARDING COPY FEES ORDINANCE 2017-017A

Ms. Melanie Marshall, Recorder, presented Ordinance 2017-017A, Amending Section 1-8-1 of Code of Ordinances regarding Copy Fees. This is for bulk fees and will be a statewide policy.

Mr. Brooke asked that Ordinance 2017-017A, Amending Section 1-8-1 of the Code of Ordinance Regarding Copy fees be introduced. Changes/amendments will be made before the next Commissioners meeting.

MOTION: Commissioner Henry made a motion to introduce Ordinance 2017-017A, Amending Section 1-8-1 of the Code of Ordinances regarding Copy Fees.

SECOND: Commissioner Riggins

YEAS: Commissioner Henry, Commissioner Riggins, President King

ORDINANCE 2017- 017A

**ORDINANCE AMENDING SECTION 1-8-1 OF THE DELAWARE
COUNTY CODE OF ORDINANCES REGARDING COPY FEES**

WHEREAS, the Board of Commissioners of Delaware County, Indiana (the "Commissioners") has adopted a policy for imposing fees for copies made and provided to users and customers of various County offices; and

WHEREAS, this policy is currently described in Section 1-8-1 of the County's Code of Ordinances and specifies the applicable copy fees for particular County services, offices, and departments; and

WHEREAS, the Commissioners have determined a need to amend the County's existing Code of Ordinances in order to expand the County's existing policy regarding copy fees to include fees charged by the Delaware County Recorder for the sale of documents in bulk form to bulk users pursuant to I.C. 36-2-7-10.1; and

WHEREAS, the Commissioners have received an analysis of the actual costs incurred by the Delaware County Recorder of producing bulk form copies which includes applying watermarks and other protective features as well as the per-document fees paid to third-party vendors for necessary software; and

WHEREAS, having reviewed the cost analysis, the Commissioners hereby find that the costs incurred by the County exceed the amount of the fee provided in I.C. 36-2-7-10.1(d) and desire to establish a bulk user fee pursuant to I.C. 36-2-7-10.1(e) equal to the actual costs incurred by the County of producing bulk form copies.

IT IS THEREFORE ORDAINED BY THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY, INDIANA that:

1. The following shall be added to Section 1-8-1 of the Delaware County Code of Ordinances:

"1-8-1-L. Recorder's Fees for the Sale of Documents in Bulk Form to Bulk Users.

- A. 'Bulk User' and 'Bulk Form Copies' shall have the same meaning as set forth in I.C. 36-2-7-10.1(a).
- B. The Delaware County Recorder shall charge the following fees for producing Bulk Form Copies to Bulk Users:
 - 1. Fifteen cents (\$0.15) per page for a copy of a recorded document, including the instrument's book and page, if applicable.

- 2. Fifteen cents (\$0.15) per recorded document for a copy of the indices used by the county recorder for finding, retrieving, and viewing a recorded document.
- C. The Delaware County Recorder may provide Bulk Form Copies to a Bulk User:
 - 1. On a disk, tape, drum, or any other medium of electronic data storage or microfilm;
 - 2. By electronically transmitting the copies using an electronic transfer process; or
 - 3. Under both subdivisions (1) and (2).
- D. The Delaware County Recorder shall require a Bulk User to comply with all other provisions of I.C. 36-2-7-10.1 in order to receive Bulk Form Copies.”
- 2. Any and all existing ordinances, orders, and/or resolutions, or any parts thereof, which may be in conflict with this Ordinance, are hereby superseded.
- 3. This Ordinance shall take effect upon adoption.

PASSED AND ADOPTED BY THE BOARD OF COMMISSIONERS, DELAWARE COUNTY, INDIANA ON THIS, THE _____ DAY OF _____, 2017.

James King, President
Board of Commissioners

Sherry Riggin, Vice President
Board of Commissioners

Attest:

Shannon Henry, Member
Board of Commissioners

Steven G. Craycraft, Auditor
Delaware County, IN

MONTHLY/WEEKLY REPORTS

Weights & Measures May 16, 2017 – June 15, 2017

Weights & Measures Annual Report 2016 – 2017

PAYMENTS OF CLAIMS

MOTION: Commissioner Riggin made a motion to pay claims in the amount of \$6,775,874.80.

SECOND: Commissioner Henry

YEAS: Commissioner Henry, Commissioner Riggin, President King

QUESTIONS, COMMENTS, ANSWERS, OTHER BUSINESS & DISCUSSION

Ms. Marshall announced the dates for the Delaware County Fair-July 17 through July 22, 2017.

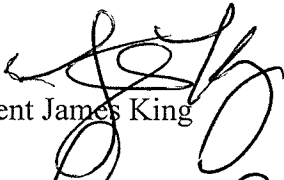
Commissioners meeting July 3, 2017

President King announced the Daleville Police Department will hold the Operation Christmas Fish Fry on July 15, 2017 from 4:00 to 7:00 at Daleville Elementary School.


MOTION: Commissioner Riggin made a motion to recess until July 17, 2017.

SECOND: Commissioner Henry

YEAS: Commissioner Henry, Commissioner Riggin, President King

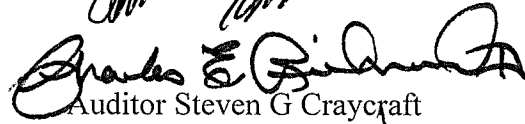


President James King



Vice President Sherry Riggin

Member Shannon Henry



Auditor Steven G Craycraft



Chief Deputy Auditor