

**DELAWARE COUNTY COMMISSIONER'S MEETING  
MONDAY, DECEMBER 18, 2017 @ 9:00 A.M.  
COMMISSIONER'S COURTROOM  
100 W. MAIN ST.  
MUNCIE, IN 47305**

**ROLL CALL**

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

Mr. John Brooke, County Attorney, read aloud a letter that Ms. Jeni Honeycutt, Executive Assistant, is going to hand deliver to Mr. Dennis Tyler, Muncie, Indiana Mayor on today's date of December 18, 2017. The letter will be sent certified too.

MOTION: Commissioner Riggin made a motion to have Ms. Honeycutt, Executive Secretary to deliver the signed letter to the Mayor's office on December 18, 2017.

SECOND: Commissioner Henry

Mr. Jason Rogers, EMS Director, asked if Mr. Mike Ashley is a voting member on the 911 board. He has not been notified.

Mr. Brooke said yes, according to State statute, Mr. Ashley would serve on the board. It is EMS and EMA Director, since Mr. Rogers serves as both directors, Mr. Ashley would serve on the board.

YEAS: Commissioner Riggin, Commissioner Henry, President King



**DELAWARE  
COUNTY  
COMMISSIONERS**

**James King**  
District #1

**Sherry K. Riggan**  
District #2

**Shannon Henry**  
District #3

**Jeni Honeycutt**  
Executive Administrator

100 West Main Street  
Room 309 County Building  
Muncie, Indiana 47305  
Telephone 765.747.7730  
Fax 765.747.7899  
[www.co.delaware.in.us](http://www.co.delaware.in.us)

*An Equal Opportunity Employer*

December 18, 2017

Hon. Dennis Tyler  
Mayor, City of Muncie, IN  
N. High St.  
Muncie, IN 47305

Re: Interlocal Agreement with Delaware County, IN  
Subject: Combined Emergency Dispatch Center  
Date of Interlocal Agreement: December 31, 2011

Dear Mayor Tyler:

This letter is being sent in light of the recent discussion during the December 13, 2017 meeting of the Delaware County Emergency Communication Center Executive Board regarding termination of the above referenced interlocal agreement. The Commissioners expressed their desire to rescind their request to terminate the Interlocal Agreement in July and this letter is further confirmation of same.

As you know, on February 6, 2017 the Delaware County Commissioners hand delivered a letter to you expressing their intent and desire to terminate the above referenced interlocal agreement as permitted in Section 15. The purpose of this letter is to reiterate the County's desire, as stated during the December 13, 2017 meeting, to rescind its termination of the agreement. Moreover, this letter serves to confirm our agreement on certain previously-raised issues thus allowing the Delaware County Commissioners to rescind their February 6, 2017 termination of the Interlocal Agreement and continue providing emergency dispatch services to the City of Muncie.

The Commissioners are committed to continuing to provide emergency communications jointly with the City and to the entire County. It is the hope and desire of the Commissioners that the parties continue discussing a potential reconfiguration of the Board to include a representative from other police and volunteer fire departments. The Commissioners believe that safe and effective communication with all emergency services is essential for public safety. The Commissioners have always had public safety as its foremost concern.

Because the Emergency Communications Board has been and will continue working to address the issues previously raised, the Delaware County Commissioners are formally rescinding their February 6 letter and wish to allow the Interlocal Agreement to remain in place.



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Executive Administrator

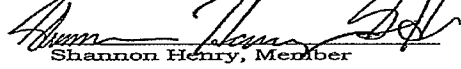
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Very Truly Yours,  
Delaware County Board of Commissioners

  
James King, President

  
Sherry Riggan, Vice President

  
Shannon Henry, Member

cc: Ray Dudley, Sheriff Delaware County and President  
Delaware County Emergency Communications Center Board of  
Directors Paul Singleton, Executive Director

**TABLED BUSINESS**  
A DELAWARE COUNTY HEALTH DEPARTMENT  
ENVIRONMENTAL ENFORCEMENT FUND  
ORDINANCE 2017-028

MOTION: Commissioner Riggin made a motion to remove from the table, Ordinance 2017-028 Health Department Environmental Enforcement Fund.

SECOND: Commissioner Henry

YEAS: Commissioner Riggin, Commissioner Henry, President King

MOTION: Commissioner Henry made a motion to approve Ordinance 2017-028 Health Department Environmental Enforcement Fund.

SECOND: Commissioner Riggin

YEAS: Commissioner Riggin, Commissioner Henry, President King

ORDINANCE 2017 - 028  
AN DELAWARE COUNTY HEALTH DEPARTMENT  
ENVIRONMENTAL ENFORCEMENT FUND

**ORIGINAL**

**WHEREAS**, Delaware County Board of Health is a governmental agency and a subdivision of the executive branch of local government, and

**WHEREAS**, the Board of Health obtains monies for fees levied against orders issued by Board of Health; and said Board of Health obtains monies by way of fines against property owners who willfully violates Board of Health orders; and

**WHEREAS**, it is the Board of Health's duty to pay recording fees to document defective properties; and

**WHEREAS**, these fees and assessments paid into the Health Department needs to have a fund in which to deposit said funds; and

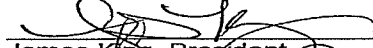
**WHEREAS**, that the Board of Health is required to pay recording fees to lien certain properties so that the defects in said property constitutes a lien in the chain of title; and


**NOW THEREFORE BE IT ORDAINED** by the Delaware County Commissioners that the Board of Health be permitted to establish a "Delaware County Board of Health Department Environmental Enforcement Fund" to receive monies from which can be paid recording fees to the Delaware County Recorder's Office and to offset costs incurred in the process of deeming properties Unfit for Human Habitation and that said funds be non-reverting.


This ordinance shall be in full force and effect from and after its passage and publication.

PASSED AND ADOPTED by the Board of County Commissioners of Delaware County, Indiana the 18 day of December, 2017.

DELAWARE COUNTY COMMISSIONERS

  
\_\_\_\_\_  
James King, President

  
\_\_\_\_\_  
Sherry Riggins, Vice President

  
\_\_\_\_\_  
Shannon Henry, Member

ATTEST:

  
\_\_\_\_\_  
Steven G. Craycraft, Auditor

RESOLUTION TO ASSIGN TAX SALE CERTIFICATES  
FROM DELAWARE COUNTY TO THE CITY OF MUNCIE  
REDEVELOPMENT COMMISSION  
RESOLUTION 2017-044

The Commissioners want to keep tabled Resolution 2017-07.

**APPROVAL OF MINUTES**

MOTION: Commissioner Riggin made a motion to approve December 4, 2017 minutes.

SECOND: Commissioner Henry

YEAS: Commissioner Riggin, Commissioner Henry, President King

**PRESENTATIONS TO COMMISSIONERS**

2018 COMMISSIONERS MEETINGS

MOTION; Commissioner Riggin made a motion to approve 2018 Commissioner Meetings.

SECOND: Commissioner Henry

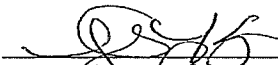
YEAS: Commissioner Riggin, Commissioner Henry, President King

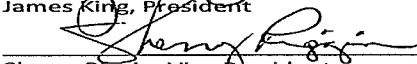
**2018 Commissioners' Meetings**  
 Meetings start at 9:00 a.m.  
 In the  
 Commissioners' Courtroom  
 Room 309A  
 Delaware County Building  
 100 W. Main Street  
 Muncie, IN 47305

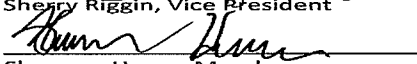
**ORIGINAL**

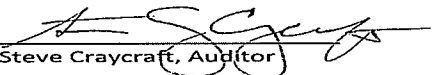
Tuesday	January 2, 2018	(Holiday)
Tuesday	January 16, 2018	(Holiday)
Monday	February 5, 2018	
Tuesday	February 20, 2018	(Holiday)
Monday	March 5, 2018	
Monday	March 19, 2018	
Monday	April 2, 2018	
Monday	April 16, 2018	
Monday	May 7, 2018	
Monday	May 21, 2018	
Monday	June 4, 2018	
Monday	June 18, 2018	
Monday	July 2, 2018	
Monday	July 16, 2018	
Monday	August 6, 2018	
Monday	August 20, 2018	
Tuesday	September 4, 2018	(Holiday)
Monday	September 17, 2018	
Monday	October 1, 2018	
Monday	October 15, 2018	
Monday	November 5, 2018	
Monday	November 19, 2018	
Monday	December 3, 2018	
Monday	December 17, 2018	

Dated this 18 day of December ~~November~~, 2017

  
 \_\_\_\_\_  
 James King, President

  
 \_\_\_\_\_  
 Sherry Riffin, Vice President

  
 \_\_\_\_\_  
 Shannon Henry, Member

Attest:   
 Steve Craycraft, Auditor

DEPARTMENT OF FAMILY AND SOCIAL SERVICES  
 PRESUMPTIVE ELIGIBILITY

Mr. Ray Evers, Representative of State Family and Social Services, presented State of Indiana Substance Abuse Treatment. The program has been growing. Mr. Evers presented Implementing HEA 1269, Indiana Medicaid, Substance Abuse Treatment.

The Commissioners are in support of implementing HEA 1269. This will reduce the county's expenses too.

President King asked that Mr. Evers contact Mr. Ray Dudley, Delaware County Sheriff regarding the manner.

Ms. Kelly Welker, Mental Health and Addiction, provided information regarding addiction services within the area (see below).

## Delaware County

### Addiction Providers

Capitol City Family Education Services  
1200 S. Tillotson Overpass Ste. 8  
Muncie, IN 47304  
Phone (765)282-1461  
Fax (866)406-5077  
<http://ccfes.com>  
Recovery Works, Medicaid, Private, Self-Pay

Meridian Services Corp  
240 N. Tillotson Avenue  
Muncie IN 47304  
Phone (765) 288-1928  
Crisis (800) 333-2647  
<http://www.meridiansc.org/>  
Recovery Works, Medicaid HIP 2.0, Private, Self-Pay

Centerstone  
2809 W. Godman Ste. 1  
Muncie, IN 47304  
Phone (765) 288-1790  
<https://centerstone.org>  
Recovery Works, Medicaid, HIP 2.0, Private, Self-Pay

### OTP Providers

Health & Hosp. Corp. of Marion Co., Indiana  
d/b/a Midtown CMHC (Midtown Narcotics Treatment Program)  
832 North Meridian Street, Indianapolis, 46204  
Phone: 317-686-5634  
Fax: 317-287-3739  
Website: [www.wishard.edu/addiction-services](http://www.wishard.edu/addiction-services)

Indianapolis Treatment Center Inc  
2626 East 46th Street  
Indianapolis, IN 46205  
Phone: 866-575-8186  
Fax: 317-257-1226  
Website: [www.crchealth.com](http://www.crchealth.com)



Premier Care of Indiana  
317 N Norton St  
Marion, IN 46952  
Phone: 765-664-0101  
Fax: 765-668-8391  
Website: [www.premiercaremarion.org](http://www.premiercaremarion.org)

Richmond Treatment Center, LLC  
4265 S A St.  
Richmond, IN 47374  
Phone: 877-762-3740  
Fax: 855-284.7833  
Website: [www.richmond-clinic.com](http://www.richmond-clinic.com)

FSSA website: <http://www.in.gov/fssa>

**CONTRACTS OR AGREEMENTS FOR APPROVAL**

**AGREEMENT FOR EMPLOYMENT OF DELAWARE COUNTY ATTORNEY**

MOTION: Commissioner Henry made a motion to approve the employment of Mr. Brooke for 2018.

SECOND: Commissioner Riggan

YEAS: Commissioner Riggan, Commissioner Henry, President King

**ORIGINAL**

**AGREEMENT FOR EMPLOYMENT OF DELAWARE COUNTY ATTORNEY**

THIS AGREEMENT is made and entered into by and between the Commissioners of Delaware County, Indiana, hereinafter referred to as "Commissioners" and John H. Brooke, attorney at Brooke Stevens, PC, 112 East Gilbert St., Muncie, Indiana, hereafter referred to as "Attorney."

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the parties hereto agree as follows:

1. That the commissioners hereby employ Attorney to perform legal services and give legal advice, excluding litigation services, in relation to legal matters involving Delaware County and the Commissioners. Attorney hereby accepts said appointment and will render services described above during the term of the Agreement.
2. As compensation for services rendered by Attorneys pursuant to this Agreement, the Commissioners agree to pay Attorney the sum of Twenty-seven Thousand Six Hundred Ninety-three Dollars (\$27,693.00) annually for the year 2018, payable in the same manner as other employees of Delaware County. The Attorney shall not accept the County's Health Insurance and specifically waives said insurance coverage for the reason that he presently has his own health insurance coverage.
3. The Commissioners agree to pay as additional compensation to Attorneys the amount of One Hundred Ninety Dollars (\$190.00) per hour as reasonable attorney fees for legal services provided by said Attorneys or their firm for any legal work involving litigation issues or extraordinary work tasks such as bond financings or major revisions to personnel policies, assigned by the Commissioners. The Commissioners also agree that to help reduce costs,

they shall pay the rate of Eighty-Five Dollars (\$85.00) for work performed by paralegals of the law firm on matters assigned. Nothing in this Agreement obligates Commissioners to assign extraordinary work tasks to the Attorneys. This additional compensation will be billed monthly to the Commissioners by invoices from Brooke Stevens, PC.

4. Delaware County and the Commissioners will be responsible for payment of any and all discovery related costs, expert witness fees, other consultation services, deposition costs, witness fees, court costs, and other costs which may be necessary in the defense of Delaware County or to prosecute on behalf of Delaware County or any of their officers, agents or assigns.

5. This Agreement shall be effective as of January 1, 2018, and shall continue in effect until termination.

Dated this 18 day of December 2017.

  
John H. Brooke

  
James King, President  
Board of Commissioners

  
Sherry Riffin, Vice President  
Board of Commissioners

  
Shannon Henry, Member  
Board of Commissioners

Attest:  
  
County Auditor

**TRIAD ASSOCIATES, INC. – GENERAL SERVICES AGREEMENT**

MOTION: Commissioner Henry made a motion to approve Triad Associates general services agreement.

SECOND: Commissioner Riggin

YEAS: Commissioner Riggin, Commissioner Henry, President King

**UNITED CONSULTING – PROFESSIONAL SERVICES AGREEMENT**

MOTION: Commissioner Henry made a motion to approve United Consulting for professional services agreement.

SECOND: Commissioner Riggin

YEAS: Commissioner Riggin, Commissioner Henry, President King

**AMERICAN STRUCTUREPOINT, INC. PROFESSIONAL SERVICES AGREEMENT**

MOTION: Commissioner Henry made a motion to approve American Structurepoint, Inc. for their Professional Services agreement.

SECOND: Commissioner Riggin

YEAS: Commissioner Riggin, Commissioner Henry, President King

**AMENDMENT NO. 1 – AMERICAN STRUCTUREPOINT**

MOTION: Commissioner Henry made a motion to approve American Structurepoint amendment number 1.

SECOND: Commissioner Riggin

YEAS: Commissioner Riggin, Commissioner Henry, President King

**LOCAL ROADS & BRIDGES MATCHING AGREEMENT**

MS. ANGIE MOYER, PROJECT MANAGER

MOTION: Commissioner Riggin made a motion to approve Local Roads & Bridges matching agreement.

SECOND: Commissioner Henry

YEAS: Commissioner Riggin, Commissioner Henry, President King

**SUPPLEMENTAL AGREEMENT NO. 1 – SJCA P.C.**

MOTION: Commissioner Riggin Bridge made a motion to approve Supplemental agreement number 1, SJCA P.C.

SECOND: Commissioner Henry

YEAS: Commissioner Riggin, Commissioner Henry, President King

*All contracts are available by contacting the Auditors office.*

**DEPARTMENT HEADS AND ELECTED OFFICIALS**

MOTION: Commissioner Henry made a motion to extend Emergency Services Communication Technicians and the International Union (see attached) contract through January 31, 2018.

SECOND: Commissioner Riggin

YEAS: Commissioner Riggin, Commissioner Henry, President King

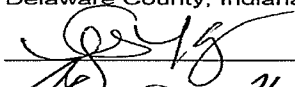

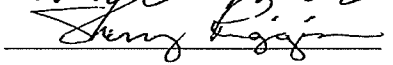

EXTENSION AGREEMENT

December 18, 2017

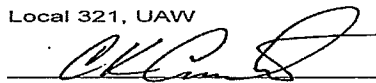
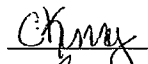
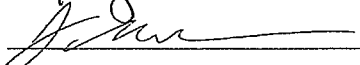
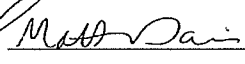
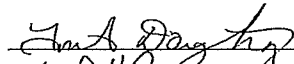
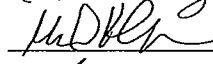

The termination date of the Agreement (including all supplements thereto, if any) between Delaware County Commissioners and Delaware County Council for Delaware County Emergency Services Communication Technicians and the International Union, United Automobile, Aerospace and Agricultural Implement Workers of America, and its Local 321, is hereby extended from December 31, 2017 to January 31, 2018 and thereafter on a day-to-day basis. Should either party desire to terminate the Agreement, said party shall give written notice to the other party at least twenty-four (24) hours in advance, and the Agreement shall be terminated on the date and hour specified in the twenty-four (24) hour notice.

In Witness Whereof the parties have on this 18<sup>th</sup> day of December, 2017 caused this Agreement to be signed by their duly authorized representatives.

Delaware County, Indiana

Local 321, UAW

**OPIOID EPIDEMIC AND LITIGATION  
CATEGORIES OF POTENTIAL DAMAGES/COHEN & MALAD, LLP**

Mr. Vess Miller, Cohen & Malad, LLP and Mr. Gregory Hahn, Bose McKinney & Evans LLP presented information regarding lawsuits that are taking place against pharmaceutical distributors. Mr. Miller said as heroin grew locally so have the prescribed opioids. This is costing counties a lot of money and having an impact on police departments, courts and medical providers due to the increase.

The Commissioners asked that a contract be prepared and sent to Mr. Brooke for review.

Mr. Brooke said he would review the contract before the next Commissioners meeting held January 2, 2018.

Mr. Jason Rogers, EMS Director, said as of date, \$22,000 has been spent on Narcan.

**MONTHLY/WEEKLY REPORTS  
Weights & Measures November 16, 2017 – December 15, 2017**

**PAYMENTS OF CLAIMS**

MOTION: Commissioner Riggan made a motion to approve claims in the amount of \$1,209,309.83.

SECOND: Commissioner Henry

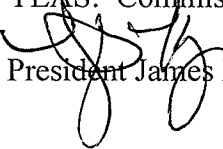
YEAS: Commissioner Riggan, Commissioner Henry, President King

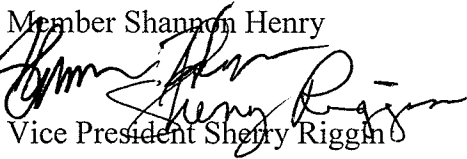
**RECESS**

MOTION: Commissioner Henry made a motion to recess until Tuesday, January 2, 2018.

SECOND: Commissioner Riggan

YEAS: Commissioner Riggan, Commissioner Henry, President King

  
President James King

Member Shannon Henry  
  
Vice President Sherry Riggan

Auditor Steven G. Craycraft