

DELAWARE COUNTY COMMISSIONER'S MEETING

Monday, July 18, 2022 @ 9:04 A.M.

Commissioners' Courtroom

100 W. Main St. Room 309A

CALL TO ORDER

President Riggan said "as we stand let us remember Muncie/Delaware County community and the Greenfield/Johnson Community. President Riggan recognized two employees that had passed, Ms. Cindy Harty and Ms. Rosie Mitchell. A moment of silence took place.

PLEDGE TO FLAG

WELCOME

ROLL CALL

Mr. Shannon Henry

Mr. James King

Ms. Sherry Riggan

Mr. John Brooke, County Attorney

Ms. Donna Patterson, Deputy Auditor

ORDER OF BUSINESS

TABLED BUSINESS

AN ORDINANCE CREATING A NEW FUND FOR DELAWARE COUNTY

ORDINANCE 2022-010

MOTION: Commissioner Henry made a motion to remove from the table Ordinance 2022-010, An Ordinance Creating a New Fund for Delaware County.

SECOND: Commissioner King

YEAS: Commissioner Henry, Commissioner King, President Riggan

MOTION: Commissioner Henry made a motion to approve Ordinance 2022-010, An Ordinance Creating a New Fund for Delaware County.

SECOND: Commissioner King

YEAS: Commissioner Henry, Commissioner King, President Riggan

ORIGINAL**ORDINANCE NO. 2022-010****AN ORDINANCE CREATING A NEW FUND FOR THE DELAWARE COUNTY**

WHEREAS, Delaware County has received a letter awarding a grant from Indiana Reentry and Correctional Support Program to fund activities, staffing and services for persons that are incarcerated and those leaving the Delaware County Jail;

WHEREAS, the Delaware County Sheriff will receive grant funds from Indiana Forensic Services, a subsidiary of Mental Health America of Indiana, for the reentry and correctional support program for individuals that are incarcerated and/or in the process of being released from incarceration to help them reenter society and help reduce recidivism;

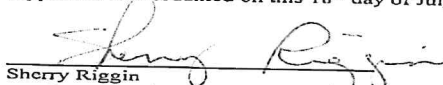
WHEREAS, the grant has been approved and will be paid to the County Sheriff for the purposes and implementation of the program administered by Mental Health America of Indiana as per the terms of the grant contracts;

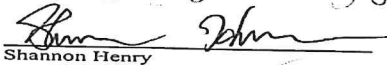
WHEREAS, it is necessary to establish a new fund in the Auditor's Office into which the proceeds will be deposited;

NOW THEREFORE, BE IT ORDAINED BY THE COUNTY COMMISSIONERS OF DELAWARE COUNTY, INDIANA THAT:

1. The Delaware County Auditor shall establish a fund entitled Delaware County Indiana Reentry and Correctional Support Program and said Auditor has issued a budget fund number of _____ with respect to these funds.
2. Such funds are non-reverting and the expenditure of said funds shall not require appropriation by Delaware County Council.
3. The Sheriff shall use the funds pursuant to the terms of the grant and to purchase necessary supplies, equipment and items to assist with the implementation and operation of the program implemented by Mental Health America of Indiana.

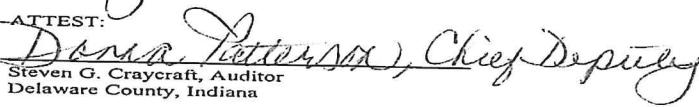
Approved and ordained on this 18th day of July, 2022


Sherry Riggins


Shannon Henry


James King
Delaware County Commissioners

ATTEST:


Steven G. Craycraft, Auditor
Delaware County, Indiana

AN ORDINANCE ACCEPTING THE ROADS AS CONSTRUCTED
INTO THE DELAWARE COUNTY INVENTORY IN COUNTRY VILLAGE SECTION T
ORDINANCE 2022-012

MOTION: Commissioner Henry made a motion to remove from the table Ordinance 2022-012, An Ordinance Accepting the Roads as Constructed into Delaware County Inventory in Country Village Section T.

SECOND: Commissioner King

YEAS: Commissioner Henry, Commissioner King, President Riggins

MOTION: Commissioner Henry made a motion to approve Ordinance 2022-012, An Ordinance Accepting the Roads as Constructed into Delaware County Inventory in Country Village Section T.

SECOND: Commissioner King

YEAS: Commissioner Henry, Commissioner King, President Riggins

ORIGINALORDINANCE 2022- 012**AN ORDINANCE ACCEPTING THE ROADS AS CONSTRUCTED INTO THE DELAWARE COUNTY ROAD INVENTORY IN COUNTRY VILLAGE SECTION T**

WHEREAS, the Delaware County entered into a Development Agreement with the Developer of the lots, houses and infrastructure in Section T of County Village Addition; and

WHEREAS, the Developer reports that it has complied with the Development Agreement and that the roads in Section T of the subdivision development are ready for acceptance into the County road inventory; and

WHEREAS the County Highway Department has inspected the roads as constructed and believe that these roads are acceptable and should be placed in the control of the County.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY, INDIANA:

Section 1. The following roads in Section T of County Village Addition shall be accepted as part of the roads and highways of Delaware County, Indiana:


- a. Kings Canyon Drive-1,299.43'
- b. Seneca Drive-957.85'
- c. Shasta Drive-902.8'

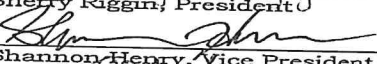
Section 2. The Developer shall provide a maintenance bond in the sum of \$38,000 to be used for correction of failures, if any, related to the road construction for 2 years after acceptance.

Section 3. Upon adoption of this ordinance, the roads identified herein shall be the responsibility of Delaware County to maintain, subject to Section 2 above, and included in its annual road inventory with the State of Indiana.

Passed and adopted by the Board of Commissioners on this 18 day of July, 2022.


BOARD OF COMMISSIONERS, DELAWARE COUNTY, INDIANA


Sherry Riggins, President


Shannon Henry, Vice President


James King, Member

ATTEST:


Donna Patterson, Chief Deputy
Steven Craycraft, Delaware County Auditor

MAINTENANCE BOND

KNOW ALL PERSONS BY THESE PRESENTS, That we E & B Paving, LLC Bond No. MNT30121574
13551 W. CR 550 S., Daleville, IN 47334 of
 referred to as the Principal, and Continental Casualty Company
 as Surety, are held and firmly bound unto Delaware County Board of County Commissioners
 of 100 W. Main Street, Muncie, IN 47305, hereinafter
 referred to as the Oblige, in the sum of One Hundred Sixty Four Thousand Five Hundred Forty Dollars and 00/100
 Dollars (\$ 164,540.00), for the payment of which we bind ourselves, our legal representatives, successors
 and assigns, jointly and severally, firmly by these presents.

WHEREAS, the said Principal entered into a contract with the Delaware County Board of County Commissioners
February 8, 2021, for County Village Section T - Asphalt Paving dated

WHEREAS, said contract provides that the Principal will furnish a bond conditioned to guarantee for the period of
Two (2) year(s) after approval of the final estimate on said job, by the owner, against all defects in
 workmanship and materials which may become apparent during said period, and

WHEREAS, the said contract has been completed, and was approved on July 18, 2022.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH that, if the Principal shall indemnify the
 Oblige for all loss that the Oblige may sustain by reason of any defective materials or workmanship which
 become apparent during the period of Two (2) year(s) from and after July 18, 2022,
 then this obligation shall be void, otherwise to remain in full force and effect.

SIGNED, SEALED AND DATED this 18th day of July, 2022

E & B Paving, LLC

(Principal)

By



(Seal)

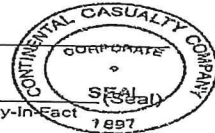
Continental Casualty Company

(Surety)

By


 Kathryn R. Postma

, Attorney-In-Fact



APPROVAL OF MINUTES

MOTION: Commissioner King made a motion to approve July 5th, 2022 Commissioner minutes.

SECOND: Commissioner Henry

YEAS: Commissioner Henry, Commissioner King, President Riffin

CONTRACTS OR AGREEMENTS FOR APPROVAL
OPEN BIDS FOR STRUCTURE #1559 REPLACEMENT

1. E&B Paving ---- \$362,691.00
2. Hoosier Pride Excavating ----- \$207,262.80

Mr. John Brooke, County Attorney, opened two bids for structure #1559 replacement.

MOTION: Commissioner Henry made a motion to take bids under advisement for Structure #1559 replacement.

SECOND: Commissioner King

YEAS: Commissioner Henry, Commissioner King, President Riffin

IRACS PROGRAM

Mr. Brooke reviewed the IRACS agreement, the Memorandum of Understanding has not been received.

MOTION: Commissioner Henry made a motion to approve IRACS agreement.

SECOND: Commissioner King

YEAS: Commissioner Henry, Commissioner King, President Riffin

IRAS

ORIGINAL

Contractual Services Agreement

This contractual agreement ("Agreement") is made and entered into by and between the following parties:

Indiana Forensic Services ("IFS")
 Subsidiary of Mental Health America of Indiana (collectively "MHAI")
 1431 N. Delaware Street
 Indianapolis, IN 46202

and
 Delaware County Sheriff's Department ("Contractor")
 3100 S Tillotson Ave, Suite 150
 Muncie, IN 47302
 765 747-7839

Contact Persons: Shannon Henry, Commissioner
 James King, Commissioner
 Sherry Riggan, Commissioner
 Emails: shenry@co.delaware.in.us
jking@co.delaware.co.us
sriggan@co.delaware.in.us

For good and valuable consideration as set forth herein and in the attached supporting documents, the parties agree to the following terms and conditions:

1. **Term of Agreement:**
 This Agreement is effective from June 1, 2022 through May 31, 2023. Either party may terminate this Agreement with a 30-day written notice for any reason.
2. **Consideration/Compensation:**
 Pursuant to Paragraph 3, MHAI shall pay Contractor a total of \$80,000.00 (eighty thousand dollars) for the term of the contract (June 1, 2022 through May 31, 2023). The Contractor will receive the \$80,000 in three monthly installments consisting of two monthly installments for June and July of \$26,666.67 (twenty-six thousand six hundred and sixty-six dollars and sixty-seven cents) and one monthly installment for August of \$26,666.66 (twenty-six thousand six hundred and sixty-six dollars and sixty-six cents).
3. **Duties of Contractor/Scope of Work:**
 Contractor shall perform and deliver Services as set forth in the attached Scope of Work/Monthly Deliverables (Attachment A).
4. **Duties of MHAI:**
 MHAI shall perform and deliver as set forth below:
 MHAI will pay Contractor on a monthly basis for three months in arrears in compliance with MHAI financial policies and this Agreement.
5. **Progress Reports/Work Validation:**

DEPARTMENT HEADS AND ELECTED OFFICIALS

Commissioner King asked that Mr. Bill Walters speak regarding the grants recently received.

Mr. Walters, East Central Indiana Regional Planning District, received two grants that will help with brownfields within Delaware County. One grant from EPA was \$500,000 for phase one and two assessments. The grant from USDA Best grant was \$100,000. This grant will help entrepreneurs within the region. Mr. Walters has helped other small community's with Community Crossing grants.

President Riggin said Mr. Tommie Humbert, Highway Superintendent, is working with the Surveyor regarding drainage problems within Delaware County.

Mr. Humbert said they had several problems from the rain/storms that took place on July 17, 2022. Areas had trees and limbs down and flooding.

President Riggin asked that the neighborhoods help us to keep the drains free of debris.

Mr. Brooke told the Commissioners that the Center Township Trustee would like to have 1214 east Main transferred to Center Township Trustee. Mr. Brooke will prepare a deed and resolution for the next Commissioners meeting.

WEEKLY, MONTHLY AND QUARTERLY REPORTS

PAYMENT OF CLAIMS

MOTION: Commissioner King made a motion to approve claims in the amount of \$1,058,222.59 and ARP claims in the amount of \$7,838.24.

SECOND: Commissioner Henry

YEAS: Commissioner Henry, Commissioner King, President Riggin

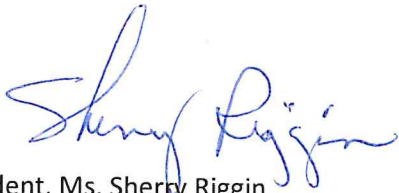
President Riggin reminded all that the Delaware County Fair starts tonight (July 18, 2022).

RECESS

MOTION: Commissioner King made a motion to recess until August 1, 2022.

SECOND: Commissioner Henry

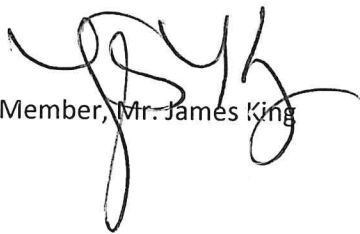
YEAS: Commissioner Henry, Commissioner King, President Riggin



President, Ms. Sherry Riggan



Vice President, Mr. Shannon Henry



Member, Mr. James King



Mr. Steven G Craycraft

Chief Deputy Auditor

COMMENTS MAY BE MADE TO THE COMMISSIONERS VIA THEIR EMAIL AT commissioners@co.delaware.in.us]

Commissioners meeting for July 18, 2022