

DELAWARE COUNTY COMMISSIONER'S MEETING  
MONDAY, AUGUST 1, 2022 @ 9:01 A.M.  
COMMISSIONERS' COURTROOM  
100 W. MAIN ST. ROOM 309A  
CALL TO ORDER  
MOMENT OF SILENCE FOR RECENT COMMUNITY TRAGEDIES  
AND OFFICER NOAH SHAHNAVAZ, PUBLIC SERVANT IN ELWOOD, INDIANA  
PLEDGE TO FLAG  
WELCOME

ROLL CALL

Mr. Shannon Henry  
Mr. James King  
Ms. Sherry Riffin  
Mr. John Brooke, County Attorney  
Ms. Donna Patterson, Deputy Auditor

ORDER OF BUSINESS

APPROVAL OF MINUTES

MOTION: Commissioner King made a motion to approve July 18, 2022 Commissioner minutes.

SECOND: Commissioner Henry

YEAS: Commissioner Henry, Commissioner King, President Riffin

PRESENTATIONS

COUNTRY VILLAGE AND CREEKWOOD NEIGHBORHOOD ASSOCIATION

Mr. Mitch Isaacs, spoke on behalf of Creekwood and County Village Association. Mr. Isaacs said the neighborhood campaign raised \$120,000. Without the support of \$40,000 from the Commissioners, this would not have taken place. Mr. Isaacs thanked the Commissioners for helping so much.

Sometime during fall 2022, the old tennis court will be demolished and a playground will be landscaped into the plan. Mr. Isaacs thanked the Commissioners and Highway Superintendent, Mr. Tommy Humbert, for paving the roads within the neighborhoods. The Commissioners will be recognized at a later date, regarding the roads. Mr. Isaacs provided each Commissioner with a bag of treats, as a thank-you for all they had done.

DELAWARE COUNTY FIRE DEPARTMENT

Mr. Randy Reid, Liberty Township Fire Chief and President of Fire Chiefs Association and Mr. Caleb Halsema, Secretary Treasurer for Fire Chiefs Association, presented the Crew Force (New World) Mobile Computer Aided Dispatch purchase. Crew Force is a CAD system. They are requesting \$22,871 in assistance for 45 licenses.

Details of information are located in the Auditor's office.

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MOTION: Commissioner King made a motion to approve, pending Mr. Brooke's review to see if ARP money can be used for the request.

SECOND: Commissioner Henry

Mr. Reid or Mr. Halsema will send the signature page for "purchaser" signatures at a later date.

Commissioner King asked that Mr. Brooke look to see if ARP money can be used for the request of the Fire Chiefs Association.

YEAS: Commissioner Henry, Commissioner King, President Riffin

Mr. John Brooke, County Attorney, asked that Tyler Technologies send the invoice directly to the Fire Chief and not to Delaware County.

#### CONTRACTS OR AGREEMENTS FOR APPROVAL:

##### INTERLOCAL COOPERATION AGREEMENT BETWEEN THE DELAWARE COUNTY, INDIANA AND IVY TECH COMMUNITY COLLEGE OF INDIANA, INC. REGARDING THE JUDICIAL USERS MANUFACTURING PARTNERSHIP

Mr. Brooke presented the Judicial Users Manufacturing Partnership (JUMP) interlocal agreement. This was a request from Delaware County Court System. Mr. John Bush, Adult Probation, came up with this idea to work together between Ivy Tech, Delaware County Courts and manufacturers located in Muncie, Indiana. This program is set-up for low level offenders to transition back into the workforce.

A Coordinator from Ivy Tech will work with Probation Department and individuals to get them jobs along with education.

Mr. Bush will get interlocal signatures from Ivy Tech.

Mr. Brooke said this is the first initial program within the State of Indiana. Ivy Tech and Redevelopment Commission both have been given grants to help with the program.

President Riffin said Mr. Bush and Mr. Jeff Hansard, along with public officials, have worked to get the program to take off. President Riffin would like to have a presentation about the program, since this is one of a kind in the state.

MOTION: Commissioner Henry made a motion to approve the Interlocal agreement between Delaware County and Ivy Tech Community, College of Indiana regarding Judicial Users Manufacturing Partnership.

SECOND: Commissioner Riffin

YEAS: Commissioner Henry, Commissioner King, President Riffin

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8.1.2022

**ORIGINAL**

**INTERLOCAL COOPERATION AGREEMENT BETWEEN THE DELAWARE COUNTY,  
INDIANA AND IVY TECH COMMUNITY COLLEGE OF INDIANA, INC. REGARDING THE  
JUDICIAL USERS MANUFACTURING PARTNERSHIP**

THIS INTERLOCAL COOPERATION AGREEMENT (hereinafter "Agreement") is entered into on this, the 1 day of August, 2022 (the "Effective Date") by and between the Board of Commissioners of Delaware County, Indiana ("County"), Delaware County Court System by the Chief Judge of the Delaware County Circuit Courts ("Courts") and IVY Technical Community College of Indiana, Inc. ("IVY Tech") and agree as follows:

**WITNESSETH THAT:**

WHEREAS, Ind. Code § 36-1-7-1 *et seq.* provides for the joint exercise of governmental powers and the voluntary execution of interlocal cooperation agreements providing for the exercise of such powers; and

WHEREAS, the County, Courts and IVY Tech have worked on creating a program to assist people involved in the judicial system, industrial and business sector as well as education to provide opportunities to reduce recidivism, offer rehabilitation as well as improve or reduce labor shortages in the business sector of the county as well as improve the education of the participants to grow their own independence and opportunities; and

WHEREAS, the County, Courts and IVY Tech have determined that an Interlocal Cooperation Agreement to implement the Judicial Users Manufacturing Partnership is necessary to finalize this unique opportunity.

NOW, THEREFORE, pursuant to Ind. Code § 36-1-7-1 *et seq.* and in consideration of the mutual promises and consideration contained herein, the parties hereby agree as follows:

**ARTICLE 1. TERM**

- Section 1.1 The term of this Interlocal Cooperation Agreement shall be from the Effective Date and end on the first anniversary of the execution of this Interlocal Agreement.
- Section 1.2 This Interlocal Cooperation Agreement shall automatically renew for additional one (1) year terms upon the expiration of the then current term.

**ARTICLE 2. PURPOSE**

- Section 2.1 The purpose of this Interlocal Cooperation Agreement is to implement the Judicial Users Manufacturing Partnership ("JUMP") program with the County, Courts and IVY Tech.
- Section 2.2 An employment position shall be created with a title of "Judicial Employment and Education Services Coordinator" with a job description that is included as Exhibit A to this Interlocal Cooperation Agreement.
- Section 2.3 The employee shall be a "shared" employee between the Delaware County Probation Department and IVY Tech with regard to a management. The employee shall be managed

by the Delaware County Probation Department and Board of Judges and Jennifer Gasiorek from IVY Tech. The employee shall be located, generally, at the Delaware County Probation Department offices.

- Section 2.4 The Judicial Employment and Education Services Coordinator position shall be obligated to follow the Code of Judicial Conduct and the rules of the Courts for the Delaware County Circuit Courts as well as the Code of Conduct for employees of IVY Tech.

### **ARTICLE 3. MANNER OF FINANCING, STAFFING, AND BUDGETING**

- Section 3.1 The County shall provide the equipment, materials, and supplies necessary to carry out the purpose of this Agreement.
- Section 3.2 The employee would be an IVY Tech employee and receive IVY Tech benefits, paid by IVY Tech. The employee's hours of work shall generally be the same as the work hours of the Delaware County Probation Department.
- Section 3.3 It is the intent of the parties that this position shall be funded from a grant that is received by IVY Tech for the first year of the Interlocal Agreement. Any subsequent term of this Interlocal Agreement, the salary shall be funded by either another grant or from funds of Delaware County.

### **ARTICLE 4. TERMINATION**

- Section 4.1 Either party may terminate this Agreement by providing the other with written notice of its intent to terminate this Agreement at least thirty (30) days prior to the expiration of the current term then in effect.

### **ARTICLE 5. ADMINISTRATION**

- Section 5.1 This Agreement shall be administered by the Department of Workforce Partnership for IVY Tech and the Chief Adult Probation Officer on a daily basis as well as the Judges of the Delaware County Circuit Courts.

### **ARTICLE 6. ACQUISITION AND DISPOSITION OF PROPERTY**

- Section 6.1 Any and all personal property that is acquired during the term of this Interlocal Cooperation Agreement shall remain the property of the party that purchased the property. The Judicial Employment and Education Services Coordinator shall be permitted to use any and all equipment, property or items that are purchased by any party for their benefit during the term of this Interlocal Cooperation Agreement.

**ARTICLE 7. MISCELLANEOUS**

Section 7.1 [This space intentionally left blank]

**ADOPTED AND APPROVED** by the Board of Commissioners of Delaware County, Indiana on this, the 1 day of August, 2022.

**BOARD OF COMMISSIONERS OF  
DELAWARE COUNTY, INDIANA**

Sherry Riggan  
Sherry Riggan, President

James King  
James King, Commissioner

Shannon Henry  
Shannon Henry, Commissioner

Attest:

Donna Patterson  
Steven Craycraft, Auditor  
Delaware County, Indiana  
*Chief Deputy Auditor*

**Delaware County Circuit Courts**

Hon. Linda R. Wolf, Presiding Judge

**Ivy Tech Community College of Indiana, Inc.**

Jeffrey D. Scott, Chancellor

#### UTILITY AND RIGHT OF FIRST REFUSAL AGREEMENT (MUNCIE PUBLIC LIBRARY)

Mr. Brooke said several years ago 911 Center was purchased from Muncie Library, the contract expired earlier this year. Mr. Brooke has worked with the Library attorney on the agreement. There is only one sewer and water meter, the plan is/was to have a 60/40 split meter. The library asked for the first "right of refusal" in the event that the county does not use the 911 center and would want to sell the building.

MOTION: Commissioner King made a motion to approve Utility and Right of First Refusal agreement with Muncie Public Library.

SECOND: Commissioner Henry

YEAS: Commissioner Henry, Commissioner King, President Riggins

*Mr. Brooke will have the Library attorney to notarize and provide this to the Auditors office.*

#### ARP TOURISM & HOSPITALITY GRANT REQUESTS

Mr. Victor Whitehead, President of Convention and Tourism Commission, said the Commissioners partnered with Convention and Tourism to implement the Hospitality and Tourism grant program for ARP funds. Eleven companies have applied, Mr. Whitehead presented seven and four applications are pending.

Pumpkin Plup Inc. requested \$49,000-Commission recommendation is to deny the request due to Pumpkin Plup Inc. being located within city limit.

Escapades Inc. requested \$49,000-Commission recommendation is to deny the request due to Escapades Inc. being located within city limit.

Delaware County Fairgrounds requested \$49,000-Commission recommendation is approval of \$43,133.

President Riggins said three quotes are needed.

Mr. Whitehead said they did ask for three, however he said the Commission was not sure if the three quotes had to be turned in at the time of application. If the Fairgrounds would be approved then they would need to provide two more quotes.

Commissioner King asked if the Commission realized that the Fairgrounds had already been given \$250,000.

Mr. Whitehead said no.

MOTION: Commissioner Henry made a motion to table the Fairgrounds request of \$49,000.

SECOND: Commissioner King

YEAS: Commissioner Henry, Commissioner King, President Riggins

Academy of Model Aeronautics requested \$49,000-Commission recommendation is \$48,650.

JCC Hospitality Inc. doing business as Pete's Bar and Grill for \$49,000-Commission recommendation is \$49,000. Two quotes is all that he could get regarding a walk-in freezer.

The Wedding Factory, Inc. requested \$49,000-Commission denied due to the business not opening until March 2021. One of the requirements was that the companies had to be purchased before March 2020.

Iceberg Ice Cream by Thornburg Farms requested \$34,000-Commission recommended \$30,000.

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President Riggin thanked the Commission for reviewing the application process for ARP Tourism & Hospitality grants.

MOTION: Commissioner Henry made a motion to approve the recommendations of the Commission.

SECOND: Commissioner King

YEAS: Commissioner Henry, Commissioner King, President Riggin

Mr. Whitehead will continue to work toward getting the other applications finished.

Mr. Brooke will prepare a grant request/grant approval contract for the ones approved and Ms. Jeni Honeycutt, Executive Assistant, will prepare claims to get them paid.

#### HOOSIER PRIDE

Ms. Angie Moyer, Project Manager, received two bids to replacement a structure. Ms. Moyer and Mr. Brooke both reviewed the bids. The recommendation was to go with Hoosier Pride (lowest bidder). The Structure #1559 replacement at 700 South @ Welsh Creek is \$207,262.80.

MOTION: Commissioner Henry made a motion to approve Hoosier Pride at \$207,262.80

SECOND: Commissioner King

YEAS: Commissioner Henry, Commissioner King, President Riggin

Mr. Brooke said they received requests for proposal (RFP) for the mental health facility, construction and mental health services. Since only one RFP was received for the construction part, Mr. Brooke recommended the Commissioners to go ahead and approve that so we can start concluding the negotiation. Mr. Brooke is not finished reviewing the three proposals for mental health services so he asked that the Commissioners not approve that. BW Development was the only construction received.

MOTION: Commissioner King made a motion to approve the BW Development construction RFP.

SECOND: Commissioner Henry

YEAS: Commissioner Henry, Commissioner King, President Riggin

#### WEEKLY, MONTHLY AND QUARTERLY REPORTS

#### PAYMENT OF CLAIMS

MOTION: Commissioner King made a motion to approve claims in the amount of \$1,363,328.17 and payment of ARP claims in the amount of \$113,988.48

SECOND: Commissioner Henry

YEAS: Commissioner Henry, Commissioner King, President Riggin

#### DEPARTMENT HEADS AND ELECTED OFFICIALS

Captain Tony Johnson, Sheriff Department, wanted to make application for a grant. The United States Deputy Sheriff Association do cash donations for cash and equipment for law enforcement agencies. Mr. Johnson wants to submit a \$5,000 cash grant. Mr Johnson would like this to go towards five headsets (\$900 each) for the S.W.A.T. team.

MOTION: Commissioner Henry made a motion to approve requests.

SECOND: Commissioner King

YEAS: Commissioner Henry, Commissioner King, President Riggin

Commissioner Henry recognized and said they appreciated the work from the Sheriff's department and Investigators on a recent tragedy and thanked all involved.

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Commissioner King and President Riggins also thanked the Sheriff's department.

PUBLIC COMMENTS, QUESTIONS, OTHER BUSINESS & DISCUSSION

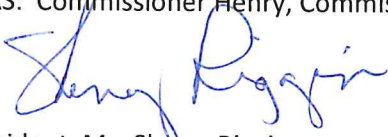
Mr. Steve Justice, Attorney General's office, said their office works with the Outreach Team. Mr. Justice said if anyone has questions concerning state laws, Medicare fraud, data breaches, scams, unclaimed properties, etc. they can contact the Attorney General's office for assistance. Attorney General's office works directly with State Legislators office. Mr. Justice is involved with education committee (Parents Bill of Rights).

RECESS

MOTION: Commissioner King made a motion to recess until August 15, 2022.

SECOND: Commissioner Henry

YEAS: Commissioner Henry, Commissioner King, President Riggins



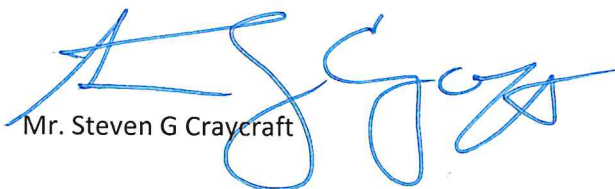
President, Ms. Sherry Riggins



Vice President, Mr. Shannon Henry



Member, Mr. James King



Mr. Steven G Craycraft