

**DELAWARE COUNTY COMMISSIONER'S MEETING
MONDAY, JANUARY 4, 2021 @ 9:02 A.M.
ZOOM MEETING**

QUESTIONS MAY BE DIRECTED TO COMMISSIONERS @CO.DELAWARE.IN.US

ORIGINAL

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

**REORGANIZATION OF THE BOARD
ELECTION OF PRESIDENT OF BOARD**

MOTION: Commissioner King made a motion to appoint Ms. Sherry Riggin as President for 2021.
SECOND: Commissioner Henry
Commissioner Riggin declined.

MOTION: Commissioner Riggin made a motion to appoint Mr. James King as President for 2021.
SECOND: Commissioner Henry
YEAS: Commissioner Henry, Commissioner Riggin, President King

ELECTION OF VICE PRESIDENT OF BOARD

MOTION: Commissioner Henry made a motion to appoint Ms. Sherry Riggin as Vice President for 2021.
SECOND: Commissioner King
MOTION: Commissioner Henry made a motion to close nominations for Vice-President.
SECOND: Commissioner King
YEAS: Commissioner King, Commissioner Riggin, President Henry
Roll call for Ms. Riggin to be Vice-President
YEAS: Commissioner Henry, Commissioner Riggin, President King

APPOINTMENTS

Mr. John Brooke, County Attorney, read aloud appointments for 2021.
MOTION: Commissioner Henry made a motion to approve appointments, as presented.
SECOND: Commissioner Riggin
YEAS: Commissioner Henry, Commissioner Riggin, President King

List of Appointments-2021

Annual Appointments

[these are appointments with a 1-year appointment term and these are usually done annually at the first meeting of the year.]

| Position | Appointee | Date of Term |
|---|-------------------------|---------------------|
| Executive Appointments | | |
| 911 Director | Paul Singleton | 12/31/2021 |
| Executive Administrator | Jeni Honeycutt | 12/31/2021 |
| County Attorney | John Brooke | 12/31/2021 |
| EMA Director | John Coutinho | 12/31/2021 |
| EMS Director | Mike Ashley | 12/31/2021 |
| Highway Superintendent | Tom Humbert, Interim | 12/31/2021 |
| Project Director/Administrator | Angela Moyer | 12/31/2021 |
| HR Director | Pam McCammon | 12/31/2021 |
| Veteran's Affairs Office | Nate Jones | 12/31/2021 |
| Inspector, Weights and Measures | Jeff Brandon | 12/31/2021 |
| Maintenance Superintendent | Charles Walker | 12/31/2021 |
| Economic Development Director | Brad Bookout | 12/31/2021 |
| Delaware County Council Finance Committee | Jeni Honeycutt | 12/31/2021 |
| Alcohol, Tobacco Commission | Tom Simpson | 12/31/2021 |
| Delaware County Drainage Board | Shannon Henry | 12/31/2021 |
| | Jamie Swoboda | 12/31/2021 |
| | John Landers | 12/31/2021 |
| | Bill Whitehead | 12/31/2021 |
| | Richard McIntire | 12/31/2021 |
| Attorney | Brandon Murphy | 12/31/2021 |
| Delaware County Redevelopment Commission | James King | 12/31/2021 |
| | Bryce Conyers | 12/31/2021 |
| | Angie Moyer | 12/31/2021 |
| <i>Ex officio-School Board</i> | Paul Garrison | 12/31/2021 |
| Delaware Advancement Corporation | James King | 12/31/2021 |
| Community Revitalization Economic Enhancement District [CREED] | | 12/31/2021 |
| | Dan Allen | 12/31/2021 |
| | Leslie Mathewson | 12/31/2021 |
| | James King | 12/31/2021 |
| | Angie Moyer | 12/31/2021 |
| | Jeff Rodeffer | 12/31/2021 |
| | Doug White | 12/31/2021 |
| Emergency Communications Board | James King | 12/31/2021 |
| | Shannon Henry | 12/31/2021 |
| Property Tax Board of Appeal [PTBOA] | Sharyn Black | 12/31/2021 |
| | Robert Adams | 12/31/2021 |

List of Appointments-2021

Appointments with Term of Office

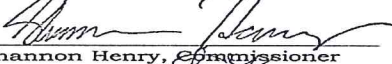
[These offices have a set term of years as established by statute, ordinance or regulation.]

| Board or Commission | Appointee | Length of Term | Expiration of New Term |
|--|---------------------|-------------------|------------------------|
| Airport Authority | Mike Foster | 4 years | 12/31/2023 |
| | Russell Jones | 4 years | 12/31/2024 |
| Board of Health | Dr. Anthony Dowell | 4 years | 12/31/2024 |
| Community Corrections Advisory Board | | | |
| Criminal Defense Atty | Kelly Bryan | 4 years | |
| Ex-Offender | Doris Granados | 4 years | |
| Adult Probation Officer | Jeff Hansard | 4 years | |
| Mental Health Administrator | Jodi Cole | 4 years | |
| Lay Person | Royce Mitchell | 4 years | |
| Lay Person | Sue Templin | 4 years | |
| Lay Person | Carol Ammon | 4 years | |
| Lay Person | Robert Darden | 4 years | |
| Convention and Tourism Board | Dr. Leland Wilhoite | 2 years | 12/31/2022 |
| | Jarod Walls | 2 years | 12/31/2022 |
| East Central Indiana Planning Council | James King | 1 year | 12/31/2021 |
| | Marta Moody | 1 year | 12/31/2021 |
| | Ryan Ballard | 1 year | 12/31/2021 |
| East Central Indiana Solid Waste District | James King | 1 year | 12/31/2021 |
| | Sherry Riffin | 1 year | 12/31/2021 |
| Fair Board | Charlotte Anthony | 3 years | 12/31/2023 |
| | Donna Patterson | 3 years | 12/31/2023 |
| | Melanie Marshal | 3 years | 12/31/2023 |
| | Jane Lasater | 3 years | 12/31/2023 |
| | Cora Conatser | 3 years | 12/31/2023 |
| | Larry Clendenin | 3 years | 12/31/2023 |
| | Eldon Reed | 3 years | 12/31/2023 |
| | Shawn Eldridge | 3 years | 12/31/2023 |
| | Shannon Henry | Ex Officio member | 12/31/2021 |

| | | | |
|---|--------------------------------|---------|------------|
| Liberty Regional Wastewater District | Mark Dennis | 4 years | 12/31/2023 |
| Metropolitan Plan Commission | Teresa Hensley | 3 years | 12/31/2023 |
| | Shannon Henry-elected official | 1 year | 12/31/2021 |
| Public Defender Board | Danyel Struble | 3 years | 12/31/2023 |
| ICAP | Sherry Rigglin | 1 year | 12/31/2021 |
| | Mike Downham | 1 year | 12/31/2021 |
| Delaware County Regional Wastewater District | Ray Maynard | 4 years | 12/31/2024 |
| | Bill Walters | 4 years | 12/31/2024 |
| Information Technology (IT) Board | Sherry Rigglin | 1 year | 12/31/2021 |
| | | | |
| | | | |

Approved this 4th day of January, 2021.

BOARD OF COMMISSIONERS
DELAWARE COUNTY, INDIANA


Shannon Henry, Commissioner


Sherry Rigglin, Commissioner

James King, Commissioner

Certification of Appointments:


Steven G. Craycraft, Auditor
Delaware County, Indiana

CONTRACTS OR AGREEMENTS FOR APPROVAL

EMERGENCY DECLARATION 2021-01

Mr. Brooke presented Emergency Declaration 2021-01.

MOTION: Commissioner Henry made a motion to approve, as presented Emergency Declaration 2021-01.

SECOND: Commissioner Riggins

YEAS: Commissioner Henry, Commissioner Riggins, President King

**Disaster Emergency Declaration
2021-01**

Delaware County, Indiana

ORIGINAL

WHEREAS, the President of the United States, on March 13, 2020, has declared a nationwide emergency concerning the spread of COVID-19 viral infections, and

WHEREAS, the Governor of the State of Indiana, on March 16, 2020, has made an emergency declaration in response to the Coronavirus (COVID-19) disease epidemic wherein he has extended the public health emergency for a tenth time up to and including January 30, 2021; and

WHEREAS, the County Health Officer has determined that certain measures should be put into place to lessen the potential spread of the COVID-19 virus including the closing of some local businesses; and

WHEREAS, pursuant to I. C. 10-14-3-29(a) the Board of Commissioners of Delaware County, IN hereby makes a local disaster emergency declaration; and

WHEREAS, the trend in Delaware County for the past month has shown a significant increase in COVID-19 cases and the positivity rate for the last 7 days is 7.8% ending on December 2, 2020 for the County; and

WHEREAS, there have been a total of 7,470 cases in Delaware County to date with an increase of 738 cases and 122 deaths since the start of the pandemic and more than an average of 73.8 cases per day; a positivity rate of 10.7% currently and IU Ball Memorial Hospital has a total of 65 inpatient COVID-19 patients; and

WHEREAS, younger members of the populace have been testing positive in greater numbers as well as greater illness rates among younger and younger people; and

WHEREAS, the Board of Commissioners of Delaware County, Indiana have determined that in response to the emergency believes that an Emergency Declaration is appropriate for the citizens of Delaware County and that the Emergency Declaration should be extended.

NOW THEREFORE WE, THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY, INDIANA HEREBY DECLARE THAT:

1. A local public health disaster continues to exist in the County and that we hereby invoke and declare those portions of the Indiana Code which are applicable to the conditions and have caused the issuance of this

proclamation, to be in full force and effect in the entire County, including incorporated areas for the exercise of all necessary emergency authority for protection of the lives and property of the people of this County and the restoration of local government with a minimum of interruption. **This Emergency Order is effective immediately and shall be in place until the end of business January 19, 2021.**

2. Governor Eric Holcomb's Executive Orders 20-48; 20-49, 20-50, 20-52 and 20-53 are incorporated in their entirety in this Emergency Declaration.
3. All employees in any county facility shall wear a face covering their nose and mouth at all times except while working in their own workspace, provided that the workspace is spaced more than 6' from other work spaces. Additionally, employees shall not be required to wear facial coverings when working outside (if they are working in an environment that allows for social distancing), in a vehicle by themselves or working remotely. Employees of the County shall also wear facial coverings when moving about the hallways, common areas, restrooms or other areas of the County facilities when not at their work space.
4. Department heads and Elected officials shall reduce the number of employees and personnel permitted to congregate in break rooms or common areas and to ensure social distancing occurs at all times.
5. All members of the public that conduct business in any county building or facility shall maintain a social distance of at least 6 feet between individuals at all times and shall wear a face covering over the nose and mouth when inside any public building or other indoor space open to the public. This does NOT apply to private offices, private workplaces or meetings where social distancing can be achieved and maintained between people not in the

same household. Member of the public are required to wear a face covering which may consist of a face mask or shield or other covering which covers the person's mouth and nose during their business in the County Building unless the member of public prohibits a face covering because of an underlying health condition prohibits wearing a face covering.

6. In instances where an individual must visit a retail business, the business shall follow the proper social distancing requirements in Executive Order 20-48 and the guidelines from the Center for Disease Control (CDC).
7. Those residents that meet the below stated criteria are not required to wear a facial covering:
 - a. Under 2 years of age;
 - b. Over age 2 years and under age 8 years;
 - c. Any person with a medical condition, mental health condition or disability which prevents face coverings.
 - d. Any other exemption set forth in Executive Order 20-48, section 3(f)(i-xv).
8. Those members of the public that are at least 65 and older and those with known high-risk health conditions should adhere to social distancing requirements and be cautious at work and in their communities and should wear facial coverings.
9. Citizens that have symptoms, may have been exposed, been in close contact (as defined by the CDC), have high-risk health conditions as well as others that desire peace of mind are encouraged to be tested for COVID-19 at the local facilities.
10. Pursuant to Executive Order 20-48; Delaware County currently is placed in the "Orange" zone because community spread is approaching high levels

and the County has a point score of 2.5 according to the Indiana Department of Health.

11. Delaware County has the ability to increase the threat level to a "Red" zone where the community spread is high and the County could achieve a point score of 3.0 or higher by the Indiana Department of Health.
12. As a result of the County achieving the "Orange Zone" level from the State Health Department social gatherings and events of greater than 50 people are prohibited from occurring.
13. In the event that the County achieves a "Red Zone" level from the State Health Department, then social gatherings and events of greater than 25 people are prohibited from occurring.
14. All businesses are required to place clearly visible signage at their public and employee entrances notifying that face coverages are required for all individuals entering the business.
15. Businesses should only admit those customers, clients, vendors and visitors that wear a face covering.
16. Religious services shall be governed by Executive Order 2020-48, section 7(a).
17. This Emergency Declaration shall supersede and replace all prior Emergency Declarations made the by Board of Commissioners prior to this Emergency Order.
18. The Commissioners determine that all government operations are essential and the government operations from March 23, 2020 to the present and all essential governmental functions are operating and available to the public through remote or electronic access, as needed.

FARM GROUND LEASES

MOTION: Commissioner Henry made a motion to approve Mr. Chad Spangler to the farm lease of 30.2 acres.

SECOND: Commissioner Riggan

YEAS: Commissioner Henry, Commissioner Riggan, President King

MOTION: Commissioner Riggan made a motion to approve Mr. Wade Wright and Mr. Jon Licht to the farm lease of 130 acres.

SECOND: Commissioner Henry

YEAS: Commissioner Henry, Commissioner Riggan, President King

Farm leases are available in the Auditors office

RESOLUTIONS FOR APPROVAL

RESOLUTION OF THE DELAWARE COUNTY BOARD OF COMMISSIONERS ESTABLISHING POLICIES AND PROCEDURES TO PROTECT DECORUM AND FOSTER THE EFFECTIVE ADMINISTRATION OF PUBLIC MEETINGS

RESOLUTION NO. 2021-001

Mr. Brooke presented Resolution 2021-001, as an annual Resolution regarding procedures of Commissioners 2021 meetings.

Commissioner Riggan asked that Resolution 2021-001 be tabled, due to the new format of the Commissioner meetings.

MOTION: Commissioner Riggan made a motion to table Resolution 2021.001 until January 19, 2021.

SECOND: Commissioner Henry

YEAS: Commissioner Henry, Commissioner Riggan, President King

A RESOLUTION RESCINDING COLLECTIVE BARGAINING FOR EMPLOYEES

RESOLUTION NO. 2021-002

Mr. Brooke said Delaware County has one collective bargaining contract remaining with expiration of April 2021. The Commissioners must send out notification of termination within a timeframe. Labor contracts are with United Auto Workers for Sheriff Deputies, Correction Officers, Security Bailiffs and 911 employees.

MOTION: Commissioner Henry made a motion to approve Resolution 2021-002, A Resolution Rescinding Collective Bargaining for Employees.

SECOND: Commissioner Riggan

YEAS: Commissioner Henry, Commissioner Riggan, President King

RESOLUTION NO. 2021-002

ORIGINAL

**A RESOLUTION RESCINDING COLLECTIVE BARGAINING FOR
EMPLOYEES**

WHEREAS, the Board of Commissioners in the past had been agreeable to engage in Collective bargaining for certain units of county employees when a labor organization submits adequate proof that it represents a majority of such employees; and

WHEREAS, the County has a collective bargaining agreement with the International Union, United Automobile, Aerospace and Agricultural Implement Workers of America, Local Union #321, UAW Region 2-B; and

WHEREAS, the Board of Commissioners in the past have adopted recognition agreement with the Sheriff's deputies (including Sergeants, Corporals and Sheriff's Security bailiffs, Correctional Officers, Clericals and Cooks) dated May 12, 1991 and a recognition agreement with the Emergency Services Communication Employees dated May 12, 2002; and

WHEREAS, since the County adopted those above described recognition agreements the County also had other collective bargaining units and agreements; and

WHEREAS, the Board of Commissioners entered into its sole remaining collective bargaining agreement effective April 9, 2018 for a period of three (3) years and is set to expire on April 9, 2021; and

WHEREAS, the Board of Commissioners believe that it is no longer in the best interest of the citizens and efficient and cost efficient operation of government to continue any and all collective bargaining agreements.

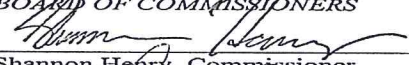
NOW, THEREFORE, IT IS RESOLVED BY THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY, INDIANA, THAT:

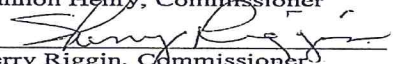
1. The Board of Commissioners shall terminate the Agreement between the County Commissioners of Delaware County and the Delaware County Sheriff's Office (Bargaining Units 1 and 2) and Delaware County Emergency Communications Center (E911/Bargaining Unit) and International Union, United Automobile, Aerospace and Agricultural Implement Workers of America, Local #321, UAW Region 2-B upon its expiration on April 9, 2021.
2. The Board of Commissioners shall send a notice, via certified mail with return receipt requested to the Union of its intent to terminate the Agreement as set forth in Article 44, section 2 of the Agreement.

3. The Board of Commissioners hereby rescind any and all recognition Agreements dated May 12, 1991 and May 12, 2002.
4. The Board of Commissioners rescind any and all prior resolutions which recognize any representation, opportunity, obligation, right or ability for any group of employees and/or labor organization to be recognized for the purpose of collective bargaining employment terms, conditions, benefits or other employment considerations.

DULY ADOPTED by the Board of Commissioners of Delaware County at a regularly scheduled public meeting held on this, the 4 day of JANUARY, 2021.


DELAWARE COUNTY
BOARD OF COMMISSIONERS


Shannon Henry, Commissioner


Sherry Riggins, Commissioner


James King, Commissioner

ATTEST:


Steven Craycraft, Auditor
Delaware County, Indiana

Mr. Brooke will send a letter to union representative regarding Resolution 2021-002.

DEPARTMENT HEADS AND ELECTED OFFICIALS

Commissioner Henry said a child was reported missing within Delaware County over the first week-end of January 2021. EMA was requested along with twelve others to help in the search. The new drone was used and the Commissioners appreciate the work of EMA.

Mr. John Coutinho, EMA Director, said the drone was used in the efforts of locating the missing child. This cuts down search time of locations. Grid search areas was set-up with the help of Mr. Kyle Johnson, Chief Information Officer/GIS Coordinator.

Commissioner Riggin asked about the timeline of COVID vaccinations.

Mr. Coutinho said they are meeting weekly with Delaware County Health Officials on setting up location sites and when COVID vaccines are projected to be in.

Mr. Johnson said the Health Department has grant fund available for education outreach regarding COVID vaccines.

Ms. Pam McCammon, Human Resource Director, thanked the Commissioners for another year of opportunity to work with the Commissioners. Ms. McCammon said she hoped the citizens of Delaware County know that the first and foremost interest of the Commissioners and Mr. Brooke are the citizens.

PAYMENTS OF CLAIMS

MOTION: Commissioner Riggin made a motion to approve claims in the amount of \$4,031,507.14.

SECOND: Commissioner Henry

YEAS: Commissioner Henry, Commissioner Riggin, President King

PUBLIC COMMENTS, QUESTIONS, OTHER BUSINESS & DISCUSSION

Mr. Brooke said the only comment made on Facebook was regarding an error of spelling for an appointment. This error was corrected by Mr. Brooke.

RECESS

MOTION: Commissioner Riggin made a motion to recess until January 19, 2021.

SECOND: Commissioner Henry

YEAS: Commissioner Henry, Commissioner Riggin, President King

A handwritten signature in black ink, appearing to be 'JK' or similar initials, with a stylized flourish.

President, Mr. James Ki9ng

Vice President, Ms. Sherry Riffin

A handwritten signature in black ink, appearing to be 'Shannon Henry', with a long horizontal flourish.

Member, Mr. Shannon Henry

A handwritten signature in blue ink, appearing to be 'Steven G Craycraft', with a large, stylized 'S' and 'C'.

Auditor, Mr. Steven G Craycraft