

JULY 6 2020 @ 9:00 a.m.
COMMISSIONER'S COURTROOM
COMMISSIONER MEETING
100 W. MAIN STREET
MUNCIE, IN 47305
QUESTIONS MAY BE DIRECTED TO COMMISSIONERS@CO.DELAWARE.IN.US
PLEDGE TO FLAG

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

PUBLIC HEARING

A PUBLIC HEARING REGARDING DISPOSAL OF COUNTY-OWNED REAL PROPERTY

Mr. John Brooke, County Attorney, said all criteria was met by non-profit applicants. It is the position of the Commissioners that they satisfied the requirements. Due to COVID 19 and the limited seating within the courtroom, no applicants attended the public hearing.

No one attended in opposition.

MOTION: Commissioner King made a motion to close the public hearing.

SECOND: Commissioner Riggin

YEAS: Commissioner King, Commissioner Riggin, President Henry

MINUTES

MOTION: Commissioner King made a motion to approve June 15, 2020 Commissioner Minutes.

SECOND: Commissioner Riggin

YEAS: Commissioner King, President Henry

ABSTAIN: Commissioner Riggin

PRESENTATIONS

Ms. Anitra Davis, City Councilmember District 6, provided a list of 25 properties within the City of Muncie that are not being mowed. Ms. Davis took office in January 2020, she is interested in beautification of Muncie, Indiana. During Ms. Davis campaign, as she walked door to door, citizens wanted answers of why these vacant lots are not being mowed. Ms. Davis asked for solutions from the Commissioners and said she wants to work together for the best of District 6. In reviewing the tax sale, it seems it was successful with one buyer purchasing all of the parcels. The new owners however should take responsibility.

Ms. Jeni Honeycutt, Executive Assistant, said after a successful tax sale with the one owner purchasing 115 properties, she believes a process is in place that mowing will begin on the properties. Ms. Honeycutt will review the list that Ms. Davis provided.

Ms. Davis said none of the list of properties she provided was on the list. Ms. Davis said it is very difficult to find the names of the property owners. Ms. Davis asked how an interested adjacent homeowner could get a vacant lot next to their property. Ms. Davis said she wants to work together for District 6.

Mr. Brooke said there are several names that have been used over the years regarding the name "Commissioners", depending on what name the attorneys used and Mr. Brooke said this does create a problem with looking up details of parcels. Mr. Brooke said the Auditors office determines adjacent property owners by sending notices, if two property owners are interested then a drawling is required.

President Henry said that the lots will be mowed.

CONTRACTS OR AGREEMENTS FOR APPROVAL

DOJ GRANT – JUDGE VORHEES

Ms. Judge Vorhees asked for approval from the Commissioners for the Department of Correction grant of \$58,000.

MOTION: Commissioner King made a motion to approve the presented DOJ Grant.

SECOND: Commissioner Riggin

YEAS: Commissioner King, Commissioner Riggin, President Henry

\$58,000

Exhibit B

DELAWARE COUNTY
REQUEST FOR GRANT APPLICATION

ORIGINAL

(This form must be completed and approved by the County Commissioners prior to applying for any grant.)

COUNTY DEPARTMENT: DELAWARE COUNTY CIRCUIT COURT
COUNTY DEPARTMENT HEAD: EMILY ANDERSON
GRANT TITLE: BJA FY 20 CORONAVIRUS EMERGENCY SUPPLEMENTAL FUNDING PROGRAM
GRANT AGENCY: OFFICE OF CIVIL RIGHTS (OCR), OFFICE OF JUSTICE PROGRAMS (OJP), U.S. DEPARTMENT OF JUSTICE (DOJ)
AGENCY CONTACT PHONE # 202-598-9695
AGENCY CONTACT NAME: TRACY LEE-WILLIAMS

Check all that apply:

FEDERAL GRANT: CFDA #: 16.034
☒ Pass-Through
☐ Direct

STATE GRANT:
☐ Pass-Through
☐ Direct

LOCAL GRANT:
☐ Pass-Through
☐ Direct

GRANT TYPE:

☒ REIMBURSABLE (County spends and is reimbursed—requires a budget)
☐ PASS THROUGH (County receives funds which are passed on to another entity)
☐ ADVANCE (County receives funds in advance—requires a budget)

GRANT PERIOD DATES:

STARTING: 01/20/2020
ENDING: 01/31/2022
GRANT YEAR (e.g., 2019, FY2020, etc.): 2020

AMOUNT REQUESTED: \$58,008.00

COUNTY MATCH?
☐ YES
☒ NO AMOUNT OF MATCH: _____

Rev. 11/17/2018

INDOT – SR 32 HIGHWAY IMPROVEMENT PROJECT


Mr. Brooke said the INDOT S.R. 32 project is for paving and widening and improvements of handicap access of intersections S.R. 32 and High Street and S.R.32 and Walnut Street.

MOTION: Commissioner Riggin made a motion to approve the request from INDOT regarding S.R. 32 improvement projects.

SECOND: Commissioner King

YEAS: Commissioner King, Commissioner Riggin, President Henry

on 7-7-2020
Comm mtg



INDIANA DEPARTMENT OF TRANSPORTATION
Driving Indiana's Economic Growth

100 North Senate Avenue
Room N642
Indianapolis, Indiana 46204

Michael Kuehl
775-4601
mjkuehl@cmkres.com

Eric Holcomb, Governor
Joe McGuinness, Commissioner

June 1, 2020

Board of Commissioners of
Delaware County, Indiana
100 W. Main Street
Muncie, IN 47305

RE: Project: 1593199
Parcel: 39
Code: 6641
County: Delaware

Dear Commissioners:

The Indiana Department of Transportation (INDOT) has undertaken a highway improvement project in Delaware County known as project DES #1593199. The project begins approximately at the SR 32 intersection with SR 9 in Anderson. The project continues for 19.42 miles on SR 32 before ending approximately to 0.2 mile east of the U.S. Highway 35 interchange in Muncie. The project consists of mill and overlay work as well as curb modification work to install American with Disabilities Act (ADA) compliant curb ramps.

In order to accommodate the planned improvements, INDOT needs to acquire approximately 143 sq. ft. of fee simple right of way at 100 W. Main Street, Muncie, IN 47305. A plan sheet is enclosed with the required area highlighted. The measurements are taken from the legal description included with the attached deed and/or easement.

Enclosed are the following documents:

1. Uniform Property and / or Easement Acquisition Offer*
2. Warranty Deed
3. Land Acquisition Claim Voucher
4. W-9
5. Sales Disclosure Form
6. Tax memo
7. State Appraisal with Statement of the Basis for Just Compensation
8. Private Appraisal Letter**
9. Plan Sheet
10. Brochure, "Acquisition, Acquiring Real Property for federal and Federal-Aid Programs and Projects"

*Your legal options with this offer are explained on pages two (2) and three (3) of the Uniform Property and / or Easement Acquisition Offer. Also attached are copies of page four (4) Acceptance of Offer and Deed/Easement with Legal Description.

ORIGINAL

INDIANA STATE OPIOID RESPONSE GRANT

Ms. Jayne Meranda, Community Corrections Director, presented Indiana State Opioid Response Grant on-line submission for 2022. The \$60,000 grant is in partnership with Adult Probation and would pay for two pretrial kiosks and one Case Manager at Community Corrections. Kiosks will be located in the Justice Center and one other to be determined location. This is geared toward pretrial offenders.

MOTION: Commissioner King made a motion to approve the Indiana State Opioid \$60,000 Response Grant.

SECOND: Commissioner Riggin

YEAS: Commissioner King, Commissioner Riggin, President Henry

#60800

Exhibit B

ORIGINAL

DELAWARE COUNTY REQUEST FOR GRANT APPLICATION

(This form must be completed and approved by the County
Commissioners prior to applying for any grant.)

COUNTY DEPARTMENT: Community Corrections
COUNTY DEPARTMENT HEAD: Jayne Mergenda
GRANT TITLE: Indiana State Dpidid Response
GRANT AGENCY: Community Corrections
AGENCY CONTACT PHONE # 765-747-7825 ext 104
AGENCY CONTACT NAME: Jayne Mergenda

Check all that apply:

FEDERAL GRANT: CFDA #: 93-788

☐ Pass-Through
☒ Direct

STATE GRANT:

☐ Pass-Through
☐ Direct

LOCAL GRANT:

☐ Pass-Through
☐ Direct

GRANT TYPE:

☐ REIMBURSABLE (County spends and is reimbursed—requires a budget)
☐ PASS THROUGH (County receives funds which are passed on to another entity)
☒ ADVANCE (County receives funds in advance—requires a budget)

GRANT PERIOD DATES:

STARTING: _____

ENDING: _____

GRANT YEAR (e.g., 2019, FY2020, etc.): FY2022

AMOUNT REQUESTED: \$60,000.00

COUNTY MATCH?

☐ YES
☒ NO

AMOUNT OF MATCH: _____

Rev. 11/17/2018

INTERLOCAL AGREEMENT FOR TOWN OF YORKTOWN

Mr. Brooke presented the interlocal agreement with Town of Yorktown for a development project.

MOTION: Commissioner King made a motion to approve the interlocal agreement with Town of Yorktown.

SECOND: Commissioner Riffin

YEAS: Commissioner King, Commissioner Riffin, President Henry

Interlocal agreement available in Auditor's office, signatures still needed

INTERLOCAL AGREEMENT

ORIGINAL

This Interlocal Agreement (the "Agreement") is entered into by and between the **Delaware County Board of Commissioners, as the Legislative Body of Delaware County, Indiana** (the "County"); the **Delaware County Redevelopment Commission, as the governing body of the Delaware County, Indiana Department of Redevelopment** (the "DCRC"); the **Yorktown Town Council, as the legislative body of the Town of Yorktown, Indiana** (the "Town"); and the **Yorktown Redevelopment Commission, as the governing body of the Town of Yorktown, Indiana Department of Redevelopment** (the "YRC"), on this, the 6 day of July, 2020 (the "Execution Date").

WITNESSETH:

WHEREAS, the Delaware County Board of Commissioners adopted Amended Resolution No. 2019-036A on November 4, 2019 resolving to jointly undertake an economic development project with the Town of Yorktown, Indiana pursuant to Ind. Code § 36-7-25-1 *et seq.*; and

WHEREAS, the YRC adopted Resolution No. 2020-1 on March 12, 2020 amending its declaratory resolutions and expanding and consolidating its Yorktown Economic Development Area No. 1 and Yorktown Economic Development Area No. 2 into a single economic development area known as the 2020 Consolidated Economic Development Area, which said Area is now contiguous to the DCRC's Nebo Road Economic Development Area; and

WHEREAS, pursuant to Amended Resolution No. 2019-036A, the County and the Town, through their respective redevelopment commissions, engaged in discussions to establish the terms and conditions of an interlocal agreement to jointly undertake an economic development project subject to the limitations stated in the Amended Resolution; and

WHEREAS, the County and the Town have specifically found and determined that the economic development project described herein will serve or benefit the County's and the Town's applicable allocation areas; and

WHEREAS, the parties have determined that it is in the best interest of the Town and the County to jointly undertake the economic development project described herein according to the terms and conditions stated herein; and

NOW, THEREFORE, in consideration of the foregoing and of the mutual covenants and agreements contained herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties do hereby agree as follows:

I. DURATION

- (a) This Interlocal Agreement shall be in full force and effect upon execution by the parties and continue for a period of Ten (10) years from the Execution Date (the "Initial Term").

SHAFFER LEADERSHIP ACADEMY

Mr. Brooke presented a training proposal for "Understanding and Responding to Implicit Bias and Microaggressions". The program will be offered to Delaware County Highway (onsite), Delaware County Courts and Delaware County Elected Officials over Zoom.

President Henry said all Commissioners are in agreement and fully support this training. Even though the Commissioners are not over elected officials, they are in hopes that they will mandate staff to attend training.

Commissioner King would like Daleville Police to participate in this Zoom training.

Mr. Mitch Isaccs, Executive Director of Shafer Foundation, said Shafter Leadership Academy will make a donation of half of the program cost to a local social justice organization of the Commissioners choice.

Commissioner Riggin would like Motivate Our Minds (MOMs).

MOTION: Commissioner Riggin made a motion to approve the contract for training proposal with the donation going to MOM's.

SECOND: Commissioner King

YEAS: Commissioner King, Commissioner Riggin, President Henry

SHAHER LEADERSHIP ACADEMY IMPLICIT BIAS AND MICROAGGRESSIONS

DESCRIPTION

We used to think there were "biased people" and "unbiased people" and that "good" people were not biased. Over time, cognitive science has helped us understand that we are ALL biased and the difference is not between "good" and "bad" but in how aware we are of our potential biases and how skilled we are at the strategies we can mobilize to reduce the impact of those biases.

This two-hour workshop will provide participants with an understanding of unconscious bias and its origins and its connection to micro-aggressions along with tools and proactive everyday strategies for positive outcomes.

LEARNING OBJECTIVES

- ☐ Understand the concepts "implicit bias" and "micro-aggressions"
- ☐ Recognize situations and contexts where they are more likely to occur
- ☐ Identify strategies to reduce "implicit bias" and "micro-aggressions"
- ☐ Practice strategies to move toward recovery and repair when they do occur

PROGRAM SCHEDULE AND LOCATION

- ☐ For Delaware County Courts
 - o Conducted over Zoom
 - o Two (2) one-hour sessions conducted over lunch
- ☐ For Delaware County Highway Department
 - o Conducted in person at the Highway Department
 - o One (1) two-hour session
- ☐ For Delaware County Elected Officials
 - o Conducted over Zoom
 - o One (1) two-hour session

DISASTER EMERGENCY DECLARATION

2020-013

Mr. Brooke presented 2020-013 Disaster Emergency Declaration.

MOTION: Commissioner King made a motion to approve 2020-013 Disaster Emergency Declaration.

SECOND: Commissioner Riggin

YEAS: Commissioner King, Commissioner Riggin, President Henry
President Henry recommended wearing a mask in public.

1-16-2020

**Disaster Emergency Declaration
2020-13**

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; 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 Governor has adopted Executive Orders 20-25 and 20-26 as map for continued protection from the COVID-19 threat as well as a map of reopening the State and County; and
- WHEREAS,** the Governor has extended the current declaration of a public health emergency in Executive Order 20-33, 34 and 35 to August 3, 2020; and
- WHEREAS,** the Board of Commissioners of Delaware County, Indiana have determined that in response to the emergency believes that the Governor's order should be made a part of the County's Emergency Declaration for consistency and continuity 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 July 20, 2020.**
2. The Board of Commissioners adopt the Governor's Executive Order 20-33, 34 and 35 in whole as part of their emergency declaration and plan to return to get back on track.

3. 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. Employees shall be required to wear face coverings in all public areas of county facilities or where the employee has existing underlying health conditions prohibits wearing a face covering. Member of the public are encouraged to wear a face mask or other covering which covers the person's mouth and nose during their business in the County Building.
4. The Governor's Executive Order 20-32, 33, 34 and 35 is incorporated by reference and made a part of this Emergency Declaration.
5. In instances where an individual must visit a retail business, the business shall follow the proper social distancing requirements in Executive Order 20-32 and the guidelines from the Center for Disease Control (CDC).
6. Those residents that are 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.
7. Residents that have symptoms, may have been exposed, 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.
8. Social gatherings of up to 250 people may take place following CDC recommended social distancing guidelines.
9. The Stage 4.5 guidelines for the State of Indiana are implemented for Delaware County, IN.
10. All individuals are encouraged to wear masks when going out to businesses, grocery stores or outside of their residence for any essential purpose.
11. This Emergency Declaration shall supersede and replace all prior Emergency Declarations made the by Board of Commissioners prior to this Emergency Order.

12. The Commissioners determine that all government operations are essential as 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.
13. Violations of this order will be turned over to the Governor's Enforcement Response Team as set forth in Executive Order 20-26 for investigation and enforcement.
14. This Emergency Order shall remain valid until July 20, 2020.

In witness, whereof, we have hereunto set our hand this 6th day of July, 2020.

Delaware County Board of Commissioners


Shannon Henry, President


James King, Vice President


Sherry Riffin, Member

Attest: 
Steven G. Craycraft, County Auditor

ORDINANCES FOR SECOND READING

AN ORDINANCE AMENDING TITLE 4, CHAPTER 1 OF THE DELAWARE COUNTY CODE REGARDING THE BUILDING CODE ORDINANCE AND ADOPTION OF REGULATIONS BY REFERENCE

ORDINANCE NO. 2020-007

Ms. Marta Moody, Plan Commission Director, said this is the second reading for Ordinance 2020-007, an Amendment to the building code ordinance that will allow Delaware County to stay up to date with state codes.

MOTION: Commissioner King made a motion to adopt second reading of Ordinance 2020-007, An Ordinance Amending Title 4, Chapter 1 of the Delaware County Code Regarding Building Code Ordinance and Adoption of Regulations by Reference.

SECOND: Commissioner Riggins

YEAS: Commissioner King, Commissioner Riggins, President Henry

ORDINANCE NO: 2020-007

ORIGINAL

AN ORDINANCE AMENDING TITLE 4, CHAPTER 1 OF THE DELAWARE COUNTY CODE REGARDING THE BUILDING CODE ORDINANCE AND ADOPTION OF REGULATIONS BY REFERENCE

WHEREAS, the construction, alteration, occupancy and additions to all buildings and structures in unincorporated Delaware County, Indiana, are regulated by rules, regulations and codes adopted by the Indiana General Assembly, the Indiana Register and the Fire Prevention and Building Safety Commission as set forth in the Indiana Administrative Code, Title 675; and

WHEREAS, changes, updates, supplements and amendments can be, and are, made to the various state rules, regulations and codes on a regular basis; and

WHEREAS, the current Delaware County Code, Title 4, Chapter 1 includes a listing of each such rule, regulation and code and will regularly be out of date as changes are made at the state level; and

WHEREAS, there is a need to amend Title 4, Chapter 1 to allow for the automatic adoption by reference of rules, regulations and codes as they may be up-dated from time to time.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of Delaware County, Indiana, as follows:

Section 1. That Title 4, Chapter 1, Section 4 Adoption of Regulations by Reference, of the Delaware County Code, shall be amended by deleting the existing text in its entirety, which contains specific years of adoption for various codes and regulations, and by Inserting a new Section 4 as follows;

4-1-4 ADOPTION OF REGULATIONS BY REFERENCE

The most current versions of the following rules, regulations and codes, as set forth in the Indiana Administrative Code (IAC), are hereby adopted by reference as the rules and regulations governing the construction and alteration of buildings and structures in the unincorporated territory of Delaware County, Indiana:

- Indiana Building Code
- Indiana Electrical Code
- Indiana Plumbing Code
- Indiana Mechanical Code
- Indiana Residential Code
- Indiana Fuel Gas Code
- Indiana Fire Code
- Indiana Energy Conservation Code
- Indiana Swimming Pool Spa, and Water Attraction Code

Any updates or amendments to the codes listed herein that are adopted by the State of Indiana, as set forth in the Indiana Administrative Code, shall be considered in effect for unincorporated Delaware County, Indiana upon notification of adoption to the Delaware County Building Commissioner. Copies of the current codes are on file in the office of the Delaware County Building Commissioner.

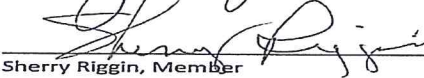
Section 2. That this Ordinance shall be considered in effect upon its adoption and such publication as may be required by law.

ADOPTED this 6 day of July, 2020.

**BOARD OF COMMISSIONERS
DELAWARE COUNTY, INDIANA**


Shannon Henry, President


James King, Member


Sherry Riffin, Member

ATTEST:


Steven Craycraft, Auditor
Delaware County, Indiana

ORDINANCES FOR FIRST READING

AN ORDINANCE TO CHANGE MONTHLY FUND CONTRIBUTIONS FROM EMS BILLING

ORDINANCE NO. 2020-008

Mr. Brooke said this is for a change in some of the fund amounts. When the ordinance was adopted in 2017 there was certain amounts identified and specified in various funds. Mr. Brooke worked with Mr. Mike Ashley, EMS to return monies back to county general funds to reflect run volume.

Mr. Mike Ashley, EMS said this is important to come in line with changes.

Ms. Donna Patterson, Auditor Deputy, said this is very important due to the collections from the State of Indiana.

MOTION: Commissioner King made a motion to introduce Ordinance 2020-008, An Ordinance to Change Monthly Fund Contributions from EMS Billing.

SECOND: Commissioner Riggin

YEAS: Commissioner King, Commissioner Riggin, President Henry

MOTION: Commissioner King made a motion to suspend the rules of Ordinance 2020-008, An Ordinance to Change Monthly Fund Contributions from EMS Billing.

SECOND: Commissioner Riggin

YEAS: Commissioner King, Commissioner Riggin, President Henry

MOTION: Commissioner King made a motion to adopt Ordinance 2020-008, An Ordinance to Change Monthly Fund Contributions from EMS Billing.

SECOND: Commissioner Riggin

YEAS: Commissioner King, Commissioner Riggin, President Henry

ORIGINAL

AN ORDINANCE TO CHANGE MONTHLY FUND CONTRIBUTIONS FROM
EMERGENCY MEDICAL SERVICES BILLING


- WHEREAS, Indiana Code IC 16-31-5-1 establishes the authority of the Delaware County Commissioners to Establish, operate, and maintain emergency medical services; and,
- WHEREAS, Indiana Code IC 16-31-5-1 (4) establishes the authority of the Delaware County Commissioners may apply for, receive, and accept gifts, bequests, grants-in-aid, state, federal, and local aid, and other forms of financial assistance for the support of emergency medical services; and,
- WHEREAS, County EMS services has undergone some changes and alterations in the amount of services that are being conducted in the County which necessitates some alteration in the allocation of the various funds maintained for proper operations; and,
- WHEREAS, Certain changes will need to be made to the amount allocated to certain dedicated non-reverting funds that are maintained by the emergency medical services in the County.


NOW THEREFORE BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY THAT an amendment to Ordinance 2017-01 shall be made as follows:

1. Ambulance Replacement Fund (Fund ⁴⁹¹⁵~~4910~~/283) shall be reduced from \$10,000 per month to \$0 per month from EMS billing revenues.
2. Capital Improvement Fund (Fund 4910/263) shall be reduced from \$20,000 per month to \$15,000 per month from EMS billing revenues.
3. Medical Supply Fund (Fund 4920/322) shall be reduced from \$16,000 per month to \$10,000 per month from EMS billing revenues.
4. Hazardous Materials Fund (Fund 4929) shall be reduced from \$4,500 per month to \$2,000 per month from EMS billing revenues.

BE IT FURTHER ORDAINED THAT the previous Delaware County Emergency Medical Service Ordinance, 2017-001 to reflect the change in fund amounts as set forth herein.

Adopted by the Board of Commissioners of the County of Delaware State of Indiana on
the 6 day of July, 2020.


Shannon Henry, Commissioner


James King Sr. Commissioner


Sherry Riggins Commissioner

Attest:


Steven G. Craycraft
Delaware County Auditor

ON 7-7-2020
Dana Patterson
called Mike Ashley
regarding bond
number
Don said to
check by
hard
check

RESOLUTIONS
REGARDING THE AMENDMENT OF DALEVILLE REDEVELOPMENT AREA
RESOLUTION 2020-022

Mr. Brad Bookout said this is the final step of approval. Plan Commission, Redevelopment Commission, Town of Daleville, and Economic Development Commission all voted unanimously to approve. A public hearing took place with no written or verbal comments. This will move the projects of BHI, Town Hall Project and ECSIA forward.

MOTION: Commissioner King made a motion to approve RESOLUTION 2020-022, Regarding Amendment of Daleville Redevelopment area.

SECOND: Commissioner Riffin

YEAS: Commissioner King, Commissioner Riffin, President Henry

RESOLUTION NO. 2020-022
BOARD OF COMMISSIONERS OF DELAWARE COUNTY, INDIANA
REGARDING THE AMENDMENT OF
THE DALEVILLE REDEVELOPMENT AREA

WHEREAS, the Delaware County Redevelopment Commission ("Commission"), did on April 9, 2020, adopt a declaratory resolution ("Declaratory Resolution") amending the Declaratory Resolution for the Daleville Redevelopment Area pursuant to IC 36-7-14, and subsequently modified and confirmed the Declaratory Resolution on June 18, 2020 after conducting a public hearing; and

WHEREAS, IC 36-7-14-41(c) requires that the determination that a geographic area is an economic development area be approved by the Board of Commissioners of Delaware County ("County Commissioners"); and

WHEREAS, the County Commissioners reviewed the Declaratory Resolution as modified and confirmed, the Commission's Economic Development Plan approved by the Declaratory Resolution, and the written order of the Delaware-Muncie Metropolitan Plan Commission regarding the Declaratory Resolution and the Plan.

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

1. The County Commissioners hereby find and determine that it will be in the best interests of Delaware County to amend the Daleville Redevelopment Area as described in the Declaratory Resolution as modified and confirmed.
2. The reestablishment of a redevelopment area in the area known as the Daleville Redevelopment Area as described in the Declaratory Resolution and in Exhibit A to the Declaratory Resolution is hereby approved.
3. This Resolution shall be effective from and after its passage.


Resolution No. 2020-022

Page 1 of 2

PASSED AND ADOPTED by the Board of Commissioners of Delaware County, Indiana,
this 6th day of July, 2020, by a vote of 3 ayes and _____ nays.


BOARD OF COMMISSIONERS OF
DELAWARE COUNTY, INDIANA

By: 
Shannon Henry, President

By: 
Sherry Riggin, Commissioner

By: 
James King, Commissioner

ATTEST:


Steven G. Craycraft, Auditor
Delaware County, Indiana

Resolution No. 2020-022

Page 2 of 2

RESOLUTION OF THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY, IN
TO RESCIND BOARD OF COMMISSIONERS RESOLUTION 2017-019
RESOLUTION 2020-023

Mr. Brooke said a request by Sanitary District was made in 2017 to swap properties with Delaware County, however this was never confirmed. The property did not change hands.

MOTION: Commissioner King made a motion to rescind Resolution 2017-019 with approval of Resolution 2020-023, Resolution to Rescind Board of Commissioners 2017-019.

SECOND: Commissioner King

YEAS: Commissioner King, Commissioner Riggins, President Henry

RESOLUTION NO. 2020-023

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY,
INDIANA TO RESCIND BOARD OF COMMISSIONERS' RESOLUTION NO. 2017-019**

WHEREAS, the Delaware County Board of Commissioners ("Commissioners") entered into a Letter of Intent with the Muncie Sanitary District, dated March 25, 2016, to exchange parcels of County-owned real property for real property owned by the Muncie Sanitary District; and

WHEREAS, the Commissioners did, on May 1, 2017, adopt Resolution Number 2017-019 to transfer certain County-owned real property to the Muncie Sanitary District according to the terms of the parties' Letter of Intent; and

WHEREAS, the above-referenced property exchange was contingent on the Muncie Sanitary District acquiring the real property needed to facilitate the exchange by, or before, April 29, 2016; and

WHEREAS, the Muncie Sanitary District was unable to acquire the real property needed to facilitate the exchange and, therefore, the proposed exchange was never, and cannot in the future, be carried out according to the terms of the parties' Letter of Intent.

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

1. The Letter of Intent, dated March 25, 2016, between the Delaware County Commissioners and the Muncie Sanitary District is deemed null and void and, by its own terms, shall no longer be of any force or effect on either the Commissioners, or the Muncie Sanitary District.
2. Resolution Number 2017-019, previously adopted by the Commissioners on May 1, 2017, is hereby RESCINDED in whole and shall no longer be of any force or effect and the County-owned real property referenced therein shall be retained by Delaware County for use or disposal as deemed fit by the Delaware County Board of Commissioners.
3. This Resolution shall be effective from and after its passage.

Resolution No. 2020-023

Page 1 of 2

PASSED AND ADOPTED by the Board of Commissioners of Delaware County, Indiana,
at a duly called public meeting on this, the 6 day of July, 2020.

BOARD OF COMMISSIONERS OF
DELAWARE COUNTY, INDIANA

By: 
Shannon Henry, President

By: 
Sherry Riggins, Commissioner

By: 
James King, Commissioner

ATTEST:


Steven G. Craycraft, Auditor
Delaware County, Indiana

Resolution No. 2020-023

Page 2 of 2

RESOLUTION NO. 2017-019

BOARD OF COMMISSIONERS OF DELAWARE COUNTY, INDIANA

**RESOLUTION TO TRANSFER REAL ESTATE TO
MUNCIE SANITARY DISTRICT**

WHEREAS, the Delaware County Commissioners entered into a Letter of Intent with the Muncie Sanitary District dated March 25, 2016, to exchange parcels of real estate owned by Delaware County (referred to as Parcel 1 and Parcel 1(a)) for Parcel 2 owned by the Muncie Sanitary District, more particularly described as follows:

- | | | |
|-----|--------------------------|---|
| 1. | Property Address: | 300 W Washington St., Muncie, In 47305 |
| | Tax ID: | 18-11-09-481-014.000-003. |
| | Legal: | Gilbert Donation Addition S 80' Jury Parking Lot |
| 1a. | Property Address: | 211 N Franklin St., Muncie, IN 47305 |
| | Tax ID: | 18-11-09-481-013.000-003 |
| | Legal: | Gilbert Donation Addition N 45 ft Jury Parking Lot 8 |
| 2. | Property Address: | 214 E Washington St., Muncie, In. 47305 |
| | Tax ID: | 18-11-10-356-011.000-003 |
| | Legal: | Gilbert Donation Addition Blk 10, Lot 7&8 |

WHEREAS, the Muncie Sanitary District, has expressed a desire to acquire the aforementioned Parcels 1 and Parcel 1(a) for and as a part of its storm water separation project;

WHEREAS, the Board of Commissioners of Delaware County would benefit from the Parcel 2 because its contiguous to a parking lot already owned by the Board of Commissioners of Delaware County; and,

WHEREAS, the Board of Commissioners of the Muncie Sanitary District have agreed to pass a substantially identical resolution accepting such transfer.

NOW, THEREFORE, BE IT RESOLVED by the Delaware County Board of Commissioners, as the Delaware County Executive, that the real estate described above shall be deeded to the Muncie Sanitary District, under the provisions of Indiana Code § 36-1-11-8.

The foregoing Resolution No. 2017-09 was passed by the Board of Commissioners of Delaware County, Indiana this 1, day of May, 2017.

COMMISSIONERS OF DELAWARE COUNTY

By: [Signature]
James King, Commissioner

By: [Signature]
Shannon Henry, Commissioner

By: [Signature]
Sherry Riggia, Commissioner

ATTEST:

By: [Signature]
Steven G. Craycraft, Auditor

RESOLUTION OF THE DELAWARE COUNTY BOARD OF COMMISSIONERS APPROVING THE SALE OF COUNTY-OWNED REAL PROPERTIES PURSUANT TO IN CODE 36-1-11 USING SERVICES PROVIDED BY SRI

RESOLUTION 2020-024

Mr. Brooke said this is for the upcoming July 28, 2020 deed sale. Mr. Brooke will compare the attached list with Ms. Davis list for comparison of parcels.

MOTION: Commissioner King made a motion to approve Resolution 2020-024, The Sale of County Owned Real Properties Pursuant to IN Code 36-1-11 Using Services Provided by SRI.

SECOND: Commissioner Riggins

YEAS: Commissioner King, Commissioner Riggins, President Henry

RESOLUTION NO. 2020-024

ORIGINAL

**RESOLUTION OF THE DELAWARE COUNTY BOARD OF COMMISSIONERS
APPROVING THE SALE OF COUNTY-OWNED REAL PROPERTY PURSUANT TO
IND. CODE § 36-1-11 *ET SEQ.* USING SERVICES PROVIDED BY SRI, INC.**

WHEREAS, the Delaware County Board of Commissioners has, or will acquire, deeds to certain parcels of real property located in Delaware County, as identified in Exhibit A, attached hereto;

WHEREAS, the Delaware County Board of Commissioners has endeavored to return these parcels of real property to productivity on the tax rolls by way of selling them at public auction pursuant to the provisions of Ind. Code § 36-1-11 *et seq.*;

WHEREAS; the Delaware County Board of Commissioners is authorized to sell the parcels of real property to be deeded in the name of the Delaware County Commissioners pursuant to Indiana law;

WHEREAS, a duly noticed public hearing was held by the Delaware County Board of Commissioners on the 6th day of July, 2020, as required by Ind. Code § 36-1-11-3(b) to allow interested parties to provide evidence either for, or against, the sale;

WHEREAS, the Delaware County Board of Commissioners, in accordance with Ind. Code § 36-1-11-3 approves the sale of the parcels of real property deeded in the name of the Delaware County Commissioners;

WHEREAS; in order to conduct the sale of the parcels, the Delaware County Board of Commissioners desires to enlist the services of SRI, Inc., an Indiana vendor with extensive experience in conducting auctions for the sale of real estate; and

WHEREAS; the Delaware County Board of Commissioners shall conduct the public auction pursuant to Ind. Code § 36-1-11 *et seq.* with the assistance of SRI, Inc., after publishing required notices in accordance with a work plan to be developed by vendor SRI, Inc.

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

1. The Delaware County Board of Commissioners shall dispose of the parcels of real property deeded in the name of the Delaware County Commissioners, identified in Exhibit A, by way of public auction prescribed by Ind. Code § 36-1-11 *et seq.* to be held on July 28, 2020, and continued until such time as all properties are disposed.
2. That the Delaware County Board of Commissioners is authorized by law to conduct the auction in an effort to return the lands to productivity on the tax rolls pursuant to the provisions of Ind. Code § 36-1-11 *et seq.*

Resolution No. 2020-024

Page 1 of 2

3. The Delaware County Commissioners shall enlist the services of SRI, Inc. to conduct the auction of the parcels upon such terms and conditions as may be acceptable to the parties.
4. The Delaware County Commissioners shall follow applicable state statutes governing the sale of the parcels to conduct the auction in order to dispose of the parcels.
5. The Delaware County Board of Commissioners may, at any time prior to, or during the sale, withhold from sale any parcel of real property listed on Exhibit A which may have been listed in error, has become ineligible for sale, or is no longer in the County's interest to sell.
6. This Resolution shall be effective upon passage.

PASSED AND ADOPTED by the Board of Commissioners of Delaware County, Indiana, at a duly called public meeting on this, the 12 day of July, 2020.

BOARD OF COMMISSIONERS OF
DELAWARE COUNTY, INDIANA

By: [Signature]
Shannon Henry, President

By: [Signature]
Sherry Riffin, Commissioner

By: [Signature]
James King, Commissioner

ATTEST:

[Signature]
Steven G. Craycraft, Auditor
Delaware County, Indiana

Resolution No. 2020-024

Page 2 of 2

18-11-15-268-016.000-003	1114 E Willard St	H AND L Lot # 67
18-11-15-303-007.000-003	211 E Willard St	ANTHONY HOME LOT 60
18-11-15-309-007.000-003	221 E 6th St	ANTHONY HOME LOT 33
18-11-15-309-008.000-003	225 E 6th St	ANTHONY HOMES Lot # 32
18-11-15-310-001.000-003	1300 S Jefferson St	ANTHONY HOME LOT 91
18-11-15-312-009.000-003	119 E 7th St	ANTHONY PARK Lot # 58
18-11-15-312-010.000-003	121 E 7th St	ANTHONY PARK EX S 60 FT LOT 57
18-11-15-312-011.000-003	1413 S Mulberry St	ANTHONY PARK S60FT Lot # 57
18-11-15-329-003.000-003	813 E Willard St	GAL SUB Lot # 35
18-11-15-335-003.000-003	607 E 6th St	GAL SUB Lot # 274
18-11-15-335-004.000-003	611 E 6th St	GAL SUB LOT 275
18-11-15-355-006.000-003	1620 S Walnut St	GRAYS ADD N 33HALF FT Lot # 26
18-11-15-434-004.000-003	1317 E 6th St	GAL SUB Lot # 320
18-11-15-435-010.000-003	1400 Blk E 7th St	GAL SUB Lot # 336
18-11-15-435-011.000-003	1400 Blk E 7th St	GAL SUB Lot # 337
18-11-15-480-001.000-003	1602 S Penn St	GAL SUB EX 65FT E END Lot # 803
18-11-15-480-003.000-003	1307 E 9th St	GAL E 60 HLF FT Lot # 803
18-11-15-491-005.000-003	1801 S Blaine St	GAL SUB N 41 2 THIRDS FT Lot # 959-960
18-11-16-130-038.000-003	1204 W Powers St	S T NEEDLES ADD Lot 13 EX NE COR & LOT 12
18-11-16-131-024.000-003	511 S Elliott St	PROUDS 2 ADD S HLF Lot # 37
18-11-16-131-028.000-003	1026 Adj W Powers St	WS STEWART SUB Lot # 9
18-11-16-131-029.000-003	1026 W Powers St	WS STEWART SUB Lot # 8
18-11-16-176-003.000-003	1319 W Kilgore Ave	S T N ADD Lot # 6
18-11-16-180-004.000-003	616 S Elliott St	S T N N46FT Block # 1 Lot # 7
18-11-16-180-006.000-003	920 W 1st St	ST NEEDLES ADD W HLF Block # 1 Lot # 8
18-11-16-181-007.000-003	1201 W 1st St	S T N ADD Block # 1 Lot # 1
18-11-16-182-003.000-003	1113 W 1st St	S T N W 33 FT Block # 1 Lot # 5
18-11-16-182-006.000-003	1103 W 1st St	S T N ADD Block # 1 Lot # 2
18-11-16-206-006.000-003	303 S Proud St	PROUDS 1 ADD 26FTX 52.3 FT & Lot # 4
18-11-16-218-023.000-003	611 S Council St	W HLF NE QTR N COUNCIL ST 40 FT BY S16 T20 R10 0.160 AC
18-11-16-234-018.000-003	426 W Howard St	MESS AND R ADD Lot # 7
18-11-16-386-007.000-003	1724 S Hoyt Ave	HOYT PLACE Lot # 7
18-11-16-412-003.000-003	1408 S Kinney Ave	KINNEY ADD Lot # 11
18-11-18-276-016.000-003	3408 W Ethel Ave	CARLTON HGTS LOT 15
18-11-20-278-012.000-003	1912 W 19th St	MC CONNELLSVILLE LOT 21 BLK 7
18-11-21-176-001.000-003	2300 S Pierce St	SUB WITT TR Lot # E
18-11-23-129-006.000-003	2212 S Mock Ave	PT NE QTR NW QTR S23 T20 R10 0.430 AC
18-11-23-203-026.000-003	2005 S Manhattan Ave	BURLINGTON HGTS Lot # 10
18-11-23-231-014.000-003	2105 S Delawanda Ave	BURLINGTON HGTS Lot # 134
18-03-23-502-005.000-023	400 Blk N Hartford St	PT LOT 6 Lot # 6
18-03-24-359-012.000-023	700 E Race St	FT WAYNE ADD E 56.5' & S HLF VAC ALL ADJADJ LOT LOT 232
18-02-34-159-009.000-025	200 Blk E Walnut	B & K ADD S HLF Lot # 27

Exhibit A

Parcel ID	Common Address	Brief Tax Description
18-07-35-327-001.000-003	2201 E Depauw Ave	MORNINGSIDE Lot # 101-100
18-07-35-329-029.000-003	2218 Adj E Princeton Ave	MORNINGSIDE Lot # 357
18-11-03-427-026.000-003	2300 Blk N Wolfe St	MELROSE Lot # 47
18-11-10-231-013.000-003	1418 E Hines St	W L CO 1 ADD BLK 12 LOT 13
18-11-10-239-004.000-003	1407 E Butler St	W L CO 1 ADD Block 30 LOT 4
18-11-10-383-013.000-003	207 N Hackley St	KIR 3 ADD 42 FT X 62 HLF FT BLK 17 LOT 8
18-11-10-386-011.000-003	710 E Main St	KIRBYS 2 ADD PT AND 5'X125' A BLK 14 LOT 6
18-11-10-490-004.000-003	110 N Ohio Ave	PT SEQTR E OF BEACON S OF WASH STS S10 T20 R10 0.060 AC
18-11-10-490-005.000-003	104 N Ohio Ave	39FTBY40FT PT SEQTR NECOR MAIN ANDB S10 T20 R10 0.030 AC
18-11-11-115-008.000-003	1900 E Highland Ave	W L CO 1 ADD Block 35 Lot 8
18-11-11-115-009.000-003	1902 E Highland Ave	W L CO 1 ADD Block # 3 Lot # 9
18-11-11-153-008.000-003	1900 E Russey St	W L CO 1 ADD Block # 3 Lot # 8
18-11-11-153-009.000-003	1904 E Russey St	W L CO 1 ADD Block # 3 Lot # 9
18-11-11-153-010.000-003	1906 E Russey St	W L CO 1 ADD Block # 3 Lot # 10
18-11-11-183-002.000-003	932 N Leland Ave	AUSTIN HEIGHTS BK 1 LOT 2
18-11-11-202-001.000-003	1200 Blk N Hodson Ave	AUSTIN HGTS Lot # 1 BLOCK 2
18-11-11-202-003.000-003	1227 N Hodson Ave	AUSTIN HGTS Lot 2-3 BLOCK 2
18-11-11-303-015.000-003	1909 E Faulkner Dr	RIVERVIEW HTS Lot # 61
18-11-11-303-016.000-003	1911 E Faulkner Dr	RIVERVIEW HTS Lot # 62
18-11-11-303-017.000-003	1912 E Faulkner Dr	RIVERVIEW HTS Lot # 63
18-11-14-158-002.000-003	801 Adj S Burlington Dr	G AND L SUB Lot # 5
18-11-14-158-003.000-003	805 S Burlington Dr	G L SUB Lot # 4
18-11-14-158-007.000-003	800 S Shipley St	G AND L SUB Lot # 7
18-11-14-304-004.000-003	1118 S Walling Ave	G AND L SUB Block # 1 Lot # 4
18-11-14-304-005.000-003	1120 S Walling Ave	G AND L SUB BLK 11 LOT 5
18-11-15-165-011.000-003	1011 S Elm St	OLOM'S ADD EX W 60FT LOT 24
18-11-15-183-015.000-003	800 Blk E 1st St	GAL 3 ADD PT LOT Lot # 30
18-11-15-183-016.000-003	725 S Hackley St	GAL 3RD ADD PT Lot # 30
18-11-15-183-017.000-003	800 Blk E 1st St	GAL 3RD ADD 9'X31' OF 44'X100' Lot # 30
18-11-15-192-012.000-003	915 S Pershing Dr	GAL 5 ADD Lot # 5
18-11-15-192-013.000-003	921 S Pershing Dr	GAL 5 ADD Lot # 6
18-11-15-193-022.000-003	804 E Willard St	GAL 6 ADD W 29FT Lot # 11
18-11-15-227-022.000-003	1507 E Jackson St	HAM 1 ADD EX PT S HLF OF E HLF LOT 3
18-11-15-252-013.000-003	1024 E Kirby Ave	GEO KIRBY 1 ADD EX N36FT BLOCK 33 LOT 8
18-11-15-255-010.000-003	1316 E Kirby Ave	MC J ADD LOT 74
18-11-15-255-014.000-003	1312 E Kirby Ave	MCCULLOCH JOHNSON ADD W HALF LOT 73
18-11-15-265-008.000-003	815 S Blaine St	Z T MONG ADD LOT 11
18-11-15-267-001.000-003	900 S Ebright St	MARYSVILLE ADD 20'X40' NE COR of Lots 21-22
18-11-15-267-002.000-003	904 S Ebright St	MARYSVILLE EX 20' BY 40 FT NE COR Lot # 22

RESOLUTION OF THE DELAWARE COUNTY BOARD OF COMMISSIONERS TO TRANSFER COUNTY-OWNED REAL PROPERTY
TO THE CITY OF MUNCIE AND ACCEPT CITY-OWNED REAL PROPERTY FROM THE CITY OF MUNCIE

RESOLUTION 2020-025

Mr. Brooke said this Resolution was drafted in response to the request the Commissioners made to the agreement with Muncie Redevelopment Commission to transfer properties.

MOTION: Commissioner King made a motion to approve Resolution 2025-025, To Transfer County-Owned Real Property to the City of Muncie and Accept City-Owned Real Property from City of Muncie.

SECOND: Commissioner Riffin

YEAS: Commissioner King, Commissioner Riffin, President Henry

RESOLUTION NO. 2020-025

**RESOLUTION OF THE DELAWARE COUNTY BOARD OF COMMISSIONERS TO
TRANSFER COUNTY-OWNED REAL PROPERTY TO THE CITY OF MUNCIE AND
ACCEPT CITY-OWNED REAL PROPERTY FROM THE CITY OF MUNCIE**

WHEREAS, the Muncie Redevelopment Commission, as the governing body of the City of Muncie, Indiana's Department of Redevelopment, owns certain pieces of real property located in the City of Muncie, Indiana, which are specifically identified on "EXHIBIT A" attached hereto (hereinafter, the "City Property");

WHEREAS, the Delaware County Board of Commissioners, as the legislative body and executive of Delaware County, Indiana, desire to acquire the City Property from the Muncie Redevelopment Commission to be used in for various County-related purposes;

WHEREAS, the Delaware County Board of Commissioners own certain pieces of real property located in the City of Muncie, Indiana, which are specifically identified on "EXHIBIT B" attached hereto (hereinafter, the "County Property");

WHEREAS, the Muncie Redevelopment Commission desires to acquire the County Property from the Delaware County Commissioners to be used for various City-related purposes;

WHEREAS, the Muncie Redevelopment Commission desires to transfer said City Property to the Delaware County Commissioners, subject to acceptance of said City Property by the Delaware County Commissioners; and

WHEREAS, the Delaware County Commissioners desire to transfer said County Property to the Muncie Redevelopment Commission, subject to acceptance of said County Property by the Muncie Redevelopment Commission.

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

1. The Delaware County Board of Commissioners shall transfer said County Property referenced herein to the Muncie Redevelopment Commission:
 - a. Upon acceptance of the County Property by the Muncie Redevelopment Commission; and
 - b. In exchange for the Muncie Redevelopment Commission's transfer of the City Property to the Delaware County Commissioners.
2. The Muncie Redevelopment Commission's acceptance of the County Property shall be demonstrated by the adoption of a substantially similar resolution by the Muncie Redevelopment Commission indicating:

Resolution No. 2020-025

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- a. The Muncie Redevelopment Commission's intent and agreement to transfer to the City Property to the Delaware County Commissioners in exchange for the transfer of the County Property to the Muncie Redevelopment Commission; and
 - b. The Muncie Redevelopment Commission's acceptance of the County Property from the Delaware County Commissioners in exchange for the transfer of the City Property from the Muncie Redevelopment Commission.
3. The Delaware County Commissioners shall pay all transfer and recording fees for the City Property and the Muncie Redevelopment Commission shall pay all transfer and recording fees for the County Property.
 4. The Delaware County Auditor shall provide an executed copy of this Resolution to the Muncie Redevelopment Commission and, upon receipt of a substantially similar resolution adopted by the Muncie Redevelopment Commission, the President of the Delaware County Board of Commissioners shall be authorized to execute all documents necessary to transfer the County Property to the Muncie Redevelopment Commission.
 5. This Resolution shall be effective upon adoption.

DULY ADOPTED by the Board of Commissioners of Delaware County at a regularly scheduled public meeting held on this, the 6 day of JULY, 2020.

DELAWARE COUNTY
BOARD OF COMMISSIONERS


Shannon Henry, President


Sherry Riggins, Commissioner


James King, Commissioner

ATTEST:


Steven Craycraft, Auditor
Delaware County, Indiana

Resolution No. 2020-025

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EXHIBIT A

CITY PROPERTY

Tract 1

Parcel No.: 18-11-20-351-005.000-003

Common Address: 3100 S Tillotson Ave
Muncie, Indiana 47302

Legal Description: A part of the West Half of the Southwest Quarter of Section 20, Township 20 North, Range 10 East in Center Township, Delaware County, Indiana, described as follows:

Commencing at a spike marking the Northwest corner of the Southwest Quarter of Section 20, Township 20 North, Range 10 East; thence South 89 degrees 58 minutes 03 seconds East 1329.40 feet (assumed bearing) to the aliquot Northeast corner of the West Half of said Southwest Quarter of said Section 20; thence South 00 degree 59 minutes 09 seconds East 763.90 feet along the East line of said Half-Quarter Section to the point of beginning; thence South 00 degree 59 minutes 09 seconds East 1036.31 feet to a 5/8 inch rebar that is 855.60 feet north of the South line of said Half-Quarter Section; thence South 89 degrees 29 minutes 41 seconds West 760.63 feet parallel with the South line of said Quarter Section; thence North 45 degrees 18 minutes 36 seconds West 615.60 feet to a point on the East line of the Commissioner's Tract described by Deed Record 1979 page 1073-4, Records of Delaware County, Indiana; thence North 11 degrees 06 minutes 25 seconds East 579.19 feet along said tract to the point of beginning of a curve, said point being South 78 degrees 53 minutes 35 seconds East 2914.75 feet from the radius point of said curve; thence Northerly 42.93 feet along said curve to a point that is South 79 degrees 44 minutes 13 seconds East 2914.75 feet from said radius point; thence South 89 degrees 58 minutes 03 seconds East 1060.88 feet to the point of beginning, containing 25.41 acres, more or less.

Tract 2

Parcel No.: 18-11-20-301-004.000-003

Common Address: 2900 Blk Cornbread Rd
Muncie, Indiana 47302

Legal Description: A part of the West Half of the Southwest Quarter of Section 20, Township 20 North, Range 10 East in Center Township, Delaware County, Indiana, described as follows:

Commencing at a spike marking the Northwest corner of the Southwest Quarter of Section 20, Township 20 North, Range 10 East; thence South 89 degrees 58 minutes 03 seconds East 1329.40 feet (assumed bearing) along the North line of said Quarter Section to the aliquot

Resolution No. 2020-025

EXHIBIT A

Northeast corner of the West Half of said Southwest Quarter; thence South 00 degree 59 minutes 09 seconds East 396.00 feet along the East line of said Half-Quarter Section to a 5/8 inch rebar at the point of beginning; thence South 00 degree 59 minutes 09 seconds East 367.90 feet to a 5/8 inch rebar; thence North 89 degrees 58 minutes 03 seconds West 1060.88 feet to a 5/8 inch rebar on the curved Easterly right-of-way line of the Tillotson Avenue, said rebar being South 79 degrees 44 minutes 13 seconds East 2914.75 feet from the radius point of said curve; thence Northerly 370.52 feet along said curve to a 5/8 inch rebar that is South 87 degrees 01 minute 14 seconds East 2914.75 feet from said radius point; thence South 89 degrees 58 minutes 03 seconds East 1011.83 feet to the point of beginning, containing 8.71 acres, more or less.

Tract 3

Parcel No.: 18-11-20-301-010.000-003

Common Address: 2900 Blk Cornbread Rd
Muncie, Indiana 47302

Legal Description: A part of the West Half of the Southwest Quarter of Section 20, Township 20 North, Range 10 East in Center Township, Delaware County, Indiana, described as follows:

Beginning at a MAG nail on the North line of the West Half of the Southwest Quarter of Section 20, Township 20 North, Range 10 East, said nail being South 89 degrees 58 minutes 03 seconds East 405.00 feet (assumed bearing) from a spike at the Northwest corner of said Half-Quarter Section; thence South 89 degrees 58 minutes 03 seconds East 259.65 feet to a MAG nail; thence South 00 degrees 57 minutes 59 seconds East 396.00 feet along the East line of the West Half of the West Half of said Southwest Quarter to a 5/8 inch rebar; thence North 89 degrees 58 minutes 03 seconds West 346.89 feet to a 5/8 inch rebar on the curved East line of the Tillotson Extension, said rebar being South 87 degrees 01 minutes 14 seconds East 2914.75 feet from the radius point of said curve; thence Northerly 199.98 feet along said curve to a 5/8 inch rebar that is North 89 degrees 06 minutes 26 seconds East 2914.75 feet from said radius point; thence North 00 degrees 53 minutes 34 seconds West 109.90 feet along said right-of-way line to a 5/8 inch rebar; thence North 45 degrees 06 minutes 58 seconds East 69.61 feet to a 5/8 inch rebar; thence South 89 degrees 58 minutes 03 seconds East 30.00 feet to a 5/8 inch rebar; thence North 00 degrees 56 minutes 41 seconds West 40.00 feet to the point of beginning, containing 3.01 acres, more or less, and subject to the right-of-way for the Cornbread Road along the Northerly side and to all easements of record.

Resolution No. 2020-025

EXHIBIT A

EXHIBIT B
COUNTY PROPERTY

Parcel Number	Common Address	Brief Tax Description
18-11-10-357-011.000-003	300 E Washington St	GILBERT ADD & W HLF ALLEY ADJ Block 32 Lot 5
18-11-10-357-012.000-003	306 E Washington St	GILBERT ADD & W HLF ALLEY ADJ Block 32 Lot 6
18-11-10-357-013.000-003	312 E Washington St	GILBERTS ADD & E HLF ALLEY ADJ Block 32 Lot 7
18-11-10-496-003.000-003	1605 E Main St	T H AND K 1 ADD LOTS 2 & 3 BLK 13
18-11-09-481-013.000-003	211 N Franklin St	GILBERT DONATION N 45' JURY PARKING LOT
18-11-09-481-014.000-003	300 W Washington St	GILBERT DONATION S 80' JURY PARKING LOT

Resolution No. 2020-025

EXHIBIT B

RESOLUTION APPROVING AN INTERLOCAL AGREEMENT TO JOINTLY UNDERTAKE AN ECONOMIC DEVELOPMENT
PROJECTS WITHIN THE TOWN OF YORKTOWN, INDIANA
RESOLUTION 2020-026

Mr. Brooke said the interlocal agreement had been approved so Resolution 2020-026 is the formal last step.

MOTION: Commissioner King made a motion to approve Resolution 2020-026, approving an Interlocal Agreement to Jointly Undertake an Economic Development Project within the Town of Yorktown, Indiana.

SECOND: Commissioner Riffin

YEAS: Commissioner King, Commissioner Riffin, President Henry

RESOLUTION 2020-026

**RESOLUTION APPROVING AN INTERLOCAL AGREEMENT TO JOINTLY
UNDERTAKE AN ECONOMIC DEVELOPMENT PROJECT WITHIN THE TOWN OF
YORKTOWN, INDIANA**

WHEREAS, the Board of Commissioners of Delaware County, Indiana (the "Commissioners") desires to assist the Town of Yorktown, Indiana (the "Town") by jointly undertaking an economic development project with the Town pursuant to Ind. Code § 36-7-25-1; and

WHEREAS, the Commissioners have determined that, for the Commissioners to provide the Town with the requested assistance, it is now necessary to enter into an interlocal agreement with the Town Council for the Town, the Yorktown Redevelopment Commission, and the Delaware County Redevelopment Commission, pursuant to Ind. Code § 36-1-7-1 *et seq.*, memorializing the terms of the parties' agreement.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of Delaware County, Indiana, as follows:

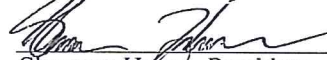
1. The Board of Commissioners of Delaware County, Indiana hereby approves and authorizes the execution of the Interlocal Agreement, attached hereto and incorporated herein by reference, between the Delaware County Board of Commissioners, the Delaware County Redevelopment Commission, the Town Council for the Town of Yorktown, Indiana, and the Yorktown Redevelopment Commission.
2. The Board of Commissioners shall have no obligation to satisfy the terms, or any parts thereof, of the Interlocal Agreement until:
 - a. The Board of Commissioners receive substantially similar resolutions that have been adopted and executed by the Town Council for the Town of Yorktown, Indiana, the Delaware County Redevelopment Commission, and the Yorktown Redevelopment Commission;
 - b. The Interlocal Agreement is fully executed by all parties thereto; and
 - c. The Interlocal Agreement is properly recorded in the office of the Delaware County Recorder and filed with all necessary agencies as required by law.
3. This Resolution shall be in full force and effect from the date of its adoption by the Board of Commissioners of Delaware County, Indiana.

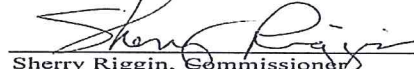
Resolution No. 2020-026

Page 1 of 2

DULY ADOPTED by the Board of Commissioners of Delaware County, Indiana at a duly called public meeting held on this, the 6 day of July, 2020.

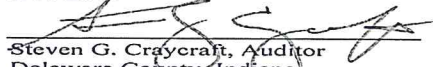
BOARD OF COMMISSIONERS OF
DELAWARE COUNTY, INDIANA


Shannon Henry, President


Sherry Riffin, Commissioner


James King, Commissioner

ATTEST:


Steven G. Craycraft, Auditor
Delaware County, Indiana

Resolution No. 2020-026

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RESOLUTION OF DELAWARE COUNTY, INDIANA BOARD OF COMMISSIONERS MAKING A FINAL DETERMINATION TO
TRANSFER CERTAIN PROPERTIES TO NONPROFIT ENTITIES PURSUANT TO IND. CODE
RESOLUTION 2020-027

Mr. Brooke said this is to transfer certain properties (Ross Community Center & Energize ECI, Muncie Homes) to nonprofit. A public hearing took place at 9:00 a.m. on July 6, 2020.

MOTION: Commissioner Riggin made a motion to approve Resolution 2020-027, making a Final Determination to Transfer Certain Properties to Nonprofit Entities.

SECOND: Commissioner King

YEAS: Commissioner King, Commissioner Riggin, President Henry

Full signed resolution is located at www.co.delaware.in.us

RESOLUTION NO. 2020-027

**A RESOLUTION OF THE DELAWARE COUNTY, INDIANA BOARD OF
COMMISSIONERS MAKING A FINAL DETERMINATION TO TRANSFER CERTAIN
PROPERTIES TO NONPROFIT ENTITIES PURSUANT TO IND. CODE § 6-1.1-24-6.7
AND IND. CODE § 36-1-11-1 ET SEQ.**

WHEREAS, Ind. Code § 6-1.1-24-6.7 sets out the procedures the Board of Commissioners may utilize to transfer property to a nonprofit entity; and

WHEREAS, the Board of Commissioners previously adopted Resolution No. 2020-020, which identified multiple properties for which the Board of Commissioners acquired tax deeds and desires to transfer to nonprofit entities for use for the public good; and

WHEREAS, the properties the Board of Commissioners desires to transfer to nonprofit entities for use for the public good are identified in Resolution No. 2020-020; and

WHEREAS, the Board of Commissioners received written applications from eligible nonprofit entities and, on July 6, 2020, conducted a public hearing to consider all submitted applications and hear any opposition to a proposed transfer of the identified properties; and

WHEREAS, having considered the submitted applications and public comments presented at the public hearing, the Board of Commissioners now desires to make a final determination on the transfers of the identified properties.

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

SECTION 1. Having received and considered the applications from nonprofit entities, copies of which are attached hereto, the Board of Commissioners issue the final determinations described in Exhibit A, attached hereto, regarding proposed transfers to nonprofit entities of the properties identified in Resolution No. 2020-020.

SECTION 2. The transfer of each identified property shall be completed according to the specific terms and conditions described in the Commissioners' final determination for each individual property.

SECTION 3. If any grantee nonprofit entity fails to comply with the terms and conditions of the Commissioners' final determination, title to the subject property shall revert to Delaware County to be retained or disposed of by the Board of Commissioners as permitted by law.

SECTION 4. By or before Monday, August 31, 2020, each grantee shall:

- (a) Pay, for each property to be transferred, an amount equal to Six Hundred and 00/100 (\$600.00) Dollars to the Board of Commissioners, an

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amount equal to Ten and 00/100 (\$10.00) to the Delaware County Auditor, and an amount equal to Twenty-Five and 00/100 (\$25.00) Dollars to the Delaware County Recorder; and


(b) Sign all required documents and forms necessary to complete the transfer of each property.

SECTION 5. If any grantee fails to pay the amounts stated herein or sign the required documents and forms necessary to complete a transfer by or before Monday, August 31, 2020, title to the applicable property or properties shall be retained by Delaware County to be used or disposed of by the Board of Commissioners as permitted by law.

SECTION 6. The President of the Board of Commissioners is hereby authorized to executed all documents necessary to carry out the terms of this Resolution.

PASSED AND ADOPTED ON THIS, THE 6 DAY OF JULY, 2020
BY THE DELAWARE COUNTY, INDIANA BOARD OF COMMISSIONERS.

DELAWARE COUNTY
BOARD OF COMMISSIONERS


Shannon Henry, President


Sherry Riggins, Commissioner


James King, Commissioner

ATTEST:


Steven Craycraft, Auditor
Delaware County, Indiana

Resolution No. 2020-027

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RESOLUTION APPROVING AN INTERLOCAL AGREEMENT WITH THE TOWN OF ALBANY, INDIANA AND ALBANY
EMERGENCY MEDICAL SERVICES TO JOINTLY ACCEPT ASSETS AND TRANSFER PROPERTY

RESOLUTION 2020-028

Mr. Brooke said Albany EMS has made a decision to disband some assets have been transferred over to Delaware County. They have 3 or 5 lots in Albany, Indiana they own subject to a reversionary interest. Albany EMS can operate and own the land as long as they operate on a volunteer EMS operation. Delaware County would like to use this for an EMS station but Delaware County does not operate as a volunteer operation. Albany needs to change the reversionary interest over to Delaware County. Albany Town board are ok with this, Commissioners and EMS believe this is a good place for a station, as long as they can afford to do this. Assets have been transferred over so that EMS can dissolve the corporation.

Commissioner Riggin thanked the volunteers who started this station.

President Henry said EMS Albany has been there for a long time.

MOTION: Commissioner Riggin made a motion to adopt Resolution 2020-028, Approving Interlocal Agreement with town of Albany, and Albany EMS to Jointly Accept Assets and Transfer Property.

SECOND: Commissioner King

YEAS: Commissioner King, Commissioner Riggin, President Henry

RESOLUTION 2020-28

RESOLUTION APPROVING AN INTERLOCAL AGREEMENT WITH THE TOWN OF ALBANY, INDIANA AND ALBANY EMERGENCY MEDICAL SERVICES, INC. TO JOINTLY ACCEPT ASSETS AND TRANSFER PROPERTY

WHEREAS, Albany EMS owns real estate located at 500 E. State St., Albany, IN 47320 that is used for its emergency medical services (hereinafter referred to as "EMS Station"); and

WHEREAS, Albany EMS also owns some vehicles, equipment, supplies and other inventory used in the operation of providing emergency medical services; and

WHEREAS, County has been working with Albany EMS to assist in its operation and services for the past year; and

WHEREAS, the County employs paramedics to provide advanced emergency medical services throughout Delaware County, including the town of Albany; and

WHEREAS, the County has also, for the past year, occupied the former Albany EMS Station in Albany, IN; and

WHEREAS, the County and Albany EMS desire to enter into an agreement wherein the County would receive all of the vehicles, equipment, inventory, supplies and other items maintained by Albany EMS as part of its process for dissolution of the corporation; and

WHEREAS, Albany EMS also owns certain parcels of real estate within the town limits of Albany, IN which should be deeded to the County; and

WHEREAS, the Town of Albany will remove its reversionary interest in the real estate so that it may be transferred to the County.

WHEREAS, the Board of Commissioners believe that it is in the best interest of the public's health, safety and welfare to enter into an Interlocal Agreement transferring the assets and land to the County to operate an EMS station as well as have the Town of Albany remove its reversionary interest in the land to allow the County to own the land.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of Delaware County, Indiana, as follows:

1. The Board of Commissioners of Delaware County, Indiana hereby approves and authorizes the execution of the Interlocal Agreement, attached hereto and incorporated herein by reference, between the Delaware County Board of Commissioners, Albany Emergency Medical Services, Inc and the Town of Albany, Indiana.
2. The Board of Commissioners shall have no obligation to satisfy the terms, or any parts thereof, of the Interlocal Agreement until:

- a. The Board of Commissioners receive substantially similar resolutions that have been adopted and executed by the Town Council for the Town of Albany, Indiana, and the Board of Directors for Albany Emergency Medical Services, Inc.
 - b. The Interlocal Agreement is fully executed by all parties thereto; and
 - c. The Interlocal Agreement is properly recorded in the office of the Delaware County Recorder and filed with all necessary agencies as required by law.
 - d. The Deed is recorded transferring the real estate to the County with the reversionary interest language removed by the Town of Albany, Indiana.
3. This Resolution shall be in full force and effect from the date of its adoption by the Board of Commissioners of Delaware County, Indiana.

DULY ADOPTED by the Board of Commissioners of Delaware County, Indiana at a duly called public meeting held on this, the 2 day of JULY, 2020.


BOARD OF COMMISSIONERS OF
DELAWARE COUNTY, INDIANA


Shannon Henry, President


Sherry Riggan, Commissioner


James Kang, Commissioner

ATTEST:


Steven G. Craycraft, Auditor
Delaware County, Indiana

DEPARTMENT HEADS AND ELECTED OFFICIALS

Ms. Molly Hunt, Purdue County Extension Director, provided the Safety Plan for 4-H Plan an Exhibit.

MONTHLY/WEEKLY REPORTS

Weights & Measures Monthly Report

PAYMENTS OF CLAIMS

MOTION: Commissioner Riggin made a motion to approve payment of claims in the amount of \$4,311,870.96.

SECOND: Commissioner King

YEAS: Commissioner King, Commissioner Riggin, President Henry

PUBLIC COMMENTS, QUESTIONS, OTHER BUSINESS & DISCUSSION

Mr. Stanley Geidel, read a letter aloud regarding the concern of roads located in County Village/Creekwood.

See five year plan below.

Mr. Mitch Issacs, President of County Village/Creekwood, thanked the Commissioners for their efforts toward the 5-year projected plan.



Delaware County Highway Department
Robert Jessee – Superintendent
7700 E. Jackson Street
Muncie, Indiana 47302
(765) 747-7818 - Phone
(765) 741-3392 – Fax

ORIGINAL

COUNTRY VILLAGE
Five Year / Projected Plan

2020 Estimated Total \$ 107,786.00

N Oak Flat Rd
N Santa Barbara
N Costa Mesa
W Sacramento

2021 Estimated Total \$ 128,277.00

Dovin Gate / Santa Barbara
North Tahoe
North Seneca

2022 Estimated Total \$ 110,468.00

West Pinewood
West Creekwood Crt
North Rock Creek Crt

2023 Estimated Total \$ 104,580.00

Sequia
North Sierra Dr
North Wilderness
North Palisade Pkwy

2024 Estimated Total \$113,719.00

North Glacier Dr
North Yellowstone
North Ravenwood

Note: All items subject to change dependant upon weather conditions

Mr. Cameron Grubbs, Muncie, Indiana, recommended that masks be mandated in Delaware County. Mr. Grubbs is disappointed that the Commissioners have not made public statement regarding racism or PRIDE month.

Mr. Brooke said he received no public comments on the Public Hearings. For a point of clarification, Mr. Brooke would like to reopen the Public Hearings regarding the Deed Sale.

MOTION: Commissioner King made a motion to reopen the Public Hearing for the Deed Sale.

SECOND: Commissioner Riggin

YEAS: Commissioner King, Commissioner Riggin, President Henry

No comments made regarding July 28, 2020 Deed Sale.

MOTION: Commissioner King made a motion to close the Public Hearing regarding the Deed Sale.

SECOND: Commissioner Riggin

YEAS: Commissioner King, Commissioner Riggin, President Henry

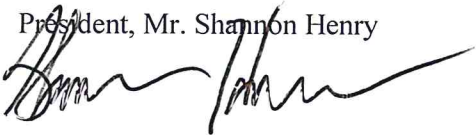
RECESS

MOTION: Commissioner King made a motion to recess until July 20, 2020.

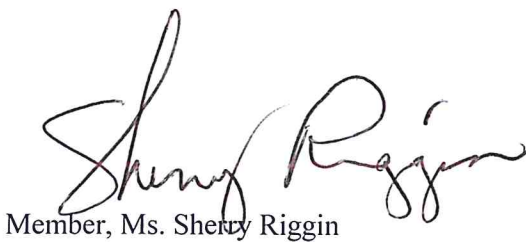
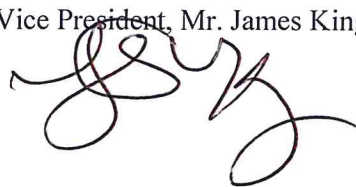
SECOND: Commissioner Riggin

YEAS: Commissioner King, Commissioner Riggin, President Henry

President, Mr. Shannon Henry



Vice President, Mr. James King



Member, Ms. Sherry Riggin



Auditor, Mr. Steven G Craycraft