

DELAWARE COUNTY COMMISSIONERS MEETING
MONDAY, NOVEMBER 15, 2021 @ 9:02 A.M.
COMMISSIONERS' COURTROOM
100 W. MAIN ST. ROOM 309A
CALL TO ORDER
PLEDGE TO FLAG
WELCOME

Meetings will also be live streamed via the
Delaware County, Indiana Government Facebook Page
Comments may be made to the Commissioners via their email at commissioners@co.delaware.in.us

ROLL CALL

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

FAIR BOARD APPOINTMENT

MOTION: Commissioner Riggan made a motion to appoint Ms. Carrie Dye to the Delaware County Fair Board.

SECOND: Commissioner Henry

Ms. Dye will be completing Mr. Larry Clendenin's term.

President King announced that the Fair Board is wanting to appoint Ms. Lenen Nicola, Ms. Julie Eskew, Mr. Mark Pitzer and Mr. Jeff Smoot.

Commissioner Riggan thought they would wait until January 2022 to make appointments.

Ms. Melanie Marshall, Fair Board member said they like to make appointments before year end due to the Fair and Festival convention being held the first week of January. Election of officers take place in November. Ms. Dye will be appointed until the end of 2023.

Commissioner Riggan made this as a motion.

SECOND: Commissioner Henry

YEAS: Commissioner Henry, Commissioner Riggan, President King

TABLED BUSINESS
AIRPORT AUTHORITY BOARD

President King said they received two letters of interest requesting to serve on Airport Authority Board.

MOTION: Commissioner Riggan made a motion to remove both the Airport Authority Board and DCCC from the table.

SECOND: Commissioner Henry

YEAS: Commissioner Henry, Commissioner Riggan, President King

President King said since there were two interested in serving the Airport Authority Board, when calling the role, please state the one you would like to appoint and then whoever receives two votes will be appointed to the board.

Mr. John Brooke, County Attorney said for the record, nominate the two, Ms. Nora Powell and Mr. Scott Truax.

MOTION: Commissioner Henry made a motion to nominate Ms. Powell and Mr. Truax.

SECOND: President King

YEAS: Commissioner Henry, Commissioner Riggin, President King

Ms. Donna Patterson, Deputy Auditor, called on the votes;

Commissioner Henry-Powell

Commissioner Riggin-Truax

President King-Powell

DCCC Board

MOTION: Commissioner Riggin made a motion to nominate Ms. Joyce Mitchell.

SECOND: Commissioner Henry

YEAS: Commissioner Henry, Commissioner Riggin, President King

APPROVAL OF MINUTES

NOVEMBER 1ST COMMISSIONERS' MEETING AND NOVEMBER 4, 2021 EXECUTIVE SESSION

MOTION: Commissioner Riggin made a motion to approve November 1st, 2021 Commissioner minutes and November 4, 2021 Executive minutes.

SECOND: Commissioner Henry

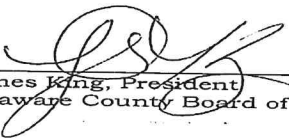
YEAS: Commissioner Henry, Commissioner Riggin, President King

ORIGINAL

MINUTES OF EXECUTIVE SESSION
November 4, 2021

The Delaware County Commissioners met in an Executive Session on Thursday, November 4, 2021 at approximately 2:30 p.m.

The purpose of the executive session was to discuss strategy with respect to collective bargaining pursuant to Ind. Code § 5-14-1.5-6.1(b)(2)(A). No other subject matter was discussed in the executive session other than the subject matter specified in the public notice.


James King, President
Delaware County Board of Commissioners

PRESENTATION-CANCELED DUE TO ILLNESS

Commissioners meeting November 15, 2021

CONTRACTS OR AGREEMENTS FOR APPROVAL

Purdue Extension Contractual Service Agreement

MOTION: Commissioner Henry made a motion to approve Purdue Extension contractual service agreement.

SECOND: Commissioner Riffin

YEAS: Commissioner Henry, Commissioner Riffin, President King

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EXTENSION CONTRACTUAL SERVICES AGREEMENT

BETWEEN

PURDUE UNIVERSITY

AND GOVERNMENT OF

DELAWARE COUNTY, INDIANA

ORIGINAL

This agreement made this first day of January, 2022 by and between the government of Delaware County of the State of Indiana, hereinafter called the "County", and Purdue University of West Lafayette, Indiana 47907, on behalf of the Purdue Cooperative Extension Service, hereinafter called "University,"

WITNESSTH THAT:

WHEREAS, the County desires to provide financial support for county extension services of interest, specifically the 4-H YOUTH DEVELOPMENT, LEADERSHIP and COMMUNITY DEVELOPMENT, AGRICULTURE and NATURAL RESOURCES, and HEALTH AND HUMAN SCIENCES, the results of which may be of mutual benefit to the county and others interested in agriculture, health and human sciences, youth, and community development; and,

WHEREAS, the services are an integral part of the University's Cooperative Extension Service; and

WHEREAS, the services will be of benefit to the populace of Delaware County and the State of Indiana in the following manner: Extension Service Programs to include: 4-H YOUTH DEVELOPMENT, LEADERSHIP and COMMUNITY DEVELOPMENT, AGRICULTURE and NATURAL RESOURCES, and HEALTH AND HUMAN SCIENCES; and,

WHEREAS, the University is willing to undertake such work through its Cooperative Extension Service;

NOW THEREFORE, the parties hereto agree as follows:

1. In exchange for the University's provision of the services described more fully in Appendix 1 to this Agreement, which is fully incorporated herein, for a period of one year from the date first written above the County agrees to contribute to Purdue University the dollar amounts specified in Appendix 1. Invoice will be issued by the University on or about April 1.
2. The University agrees to use the funds thus contributed for the conduct of such services and will provide the necessary personnel required for the services. All personnel employed by the University specifically for the conduct of these services shall be employees of the University. The employment or assignment of any specific individual to any service position under this agreement is the responsibility of the Director of the Purdue Cooperative Extension Service and will be done in consultation with the County's Extension Board. This agreement applies only to those positions specifically stated herein.
3. It is understood that the results of the services or reports of activities may be published by the University in such form as may be approved by the University.
4. Any funds not expended or committed for said services can be made available for other uses benefiting the contributing county's Extension programs. Possible uses could include other salary support, supplies, capital equipment.
5. It is further understood that this agreement may be renewed at the expiration date subject to the approval of the County and the University.
6. This Agreement supercedes any and all prior Agreements made between the parties for the subject matter herein.

EQUAL OPPORTUNITY AND AFFIRMATIVE ACTION

The University agrees by the execution of this contract that in regards to its operation in Delaware County, Indiana:

1. The provisions of all Federal Civil Rights laws and the Indiana Civil Rights law as applicable are incorporated by reference as part of this agreement.
2. County shall not discriminate against any employee, applicant for employment, student, or applicant for admission on the basis of race, sex, religion, age, national origin or ancestry, marital status, parental status, sexual orientation, gender identity or expression, genetic information disability, handicap, or status as a veteran. Acceptance of this agreement signifies full compliance on the part of County with Title VI and Title VII of the Civil Rights Act of 1964 and Section 504 of the Rehabilitation Act of 1973. County ensures that no person shall on the grounds of race, sex, religion, color, sex, age, national origin or ancestry, marital status, parental status, sexual orientation, gender identity or expression, genetic information, disability, status as a veteran, or handicap be excluded from participation in, denied the benefits of, or otherwise subjected to discrimination under any program activity or with respect to any matter directly or indirectly related to employment.
3. The provisions of the Affirmative Action Program adopted by the County as applicable are incorporated by reference as part of this agreement.
4. County further agrees:
 - a. To abide by Executive Order 11246, as amended, and the Rules and Regulations applicable thereto which are incorporated by reference and made a part of this Agreement;
 - b. To take affirmative action to employ and advance in employment qualified handicapped individuals and qualified disabled veterans and Vietnam-Era veterans as required by the Rehabilitation Act of 1973 and the Vietnam-Era Veterans Readjustment Act of 1974, and regulations issued pursuant to those Acts which are incorporated by reference and made a part of the agreement.

FICA TAXES

The University shall pay all FICA taxes, from their own sources, for the employees who are the subject of this contract.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and year first written above.

PURDUE UNIVERSITY COOPERATIVE EXTENSION SERVICE:

DocuSigned by:
Beth Siple 10/25/2021
Signature Date

Beth Siple
Assistant Director Financial Affairs
Ag Sponsored Program Service

DocuSigned by:
Jason Henderson 10/25/2021
Signature Date

Jason R. Henderson
Senior Associate Dean and Director of Extension

COUNTY GOVERNMENT:

BY: *[Signature]*
County Government Official
MR. JAMES K. [Signature]
Typed Name

11.15.2021
Date
President
Title

APPENDIX 1

**Memorandum of Understanding:
Purdue Extension Contractual Services Agreement in Delaware County**

The contractual services agreement between Purdue University and the government of Delaware County provides financial support for county extension services in four program areas: agriculture and natural resources, health and human sciences, community development and 4-H youth development. These services include access to services from county educators, campus specialists at Purdue University, and other Extension staff.

In exchange for a payment in the amount of \$86,585.00 from Delaware County to Purdue, Purdue Extension will provide Extension services through the Delaware County Extension, including three county educators. These staff will provide local extension services in the following program areas: agriculture and natural resources, health and human sciences, and 4-H youth development. Each educator will have an individual program area focus, but will work as a team to contribute to the success of all program areas. The educators will also contribute to regional or statewide programs to fulfill obligations to the state of Indiana for state financial support. State support for local services is allocated based on county size classification as determined by the State Board of Accounts. Initial local service delivery is supported with larger state support. Counties may enhance local service delivery with additional funding, which would include hiring additional Purdue staff for the county Extension office.

Period: January 1, 2022 through December 31, 2022

Total Contractual Services Appropriation for Extension Educators:

Amount: \$86,585.00

The County Extension Director will also provide annually a report on Extension services provided in Delaware County during the calendar year and an accounting of county funds spent.

Additional benefits of contractual services:

- As employees of Purdue University, the Extension educators and program assistant have access to health, retirement, and other Purdue University benefits.
- Each year, Purdue University provides funding for training and staff development for each Educator to enhance their skills.
- Purdue University will provide for the high-speed internet connection and a technology allowance for every county educator.
- Through a federally funded grant, a Community Wellness Coordinator's (CWC) provides the Nutrition Education Program to organize community and home interventions to bring about nutrition-related lifestyle changes.
- According to Indiana code 36-7-4-208, the agriculture and natural resource educator will serve on the county planning commission.

**PURDUE UNIVERSITY
COOPERATIVE EXTENSION SERVICE:**

DocuSigned by:
Beth Siple 10/25/2021
Signature Date

Beth Siple
Assistant Director Financial Affairs
Ag Sponsored Program Service

DocuSigned by:
Jason Henderson 10/25/2021
Signature Date

Jason R. Henderson
Senior Associate Dean and Director of Extension

COUNTY GOVERNMENT:

BY: [Signature]
County Government Official
MR. James King
Typed Name

11-15-2021
Date
President
Title

INDIANA STATE 911 BOARD LETTER

Mr. Barry Ritter, 911 Interim, presented to the Commissioners the Indiana Statewide 911 Board letter to be taken under advisement as a formal complaint. This matter is in regards to the major 911 outage event on the afternoon of September 23, 2021 (see attached).

MOTION: Commission Henry made a motion to approve the formal written complaint be filed regarding the events that took place with 911 on September 23, 2021.

SECOND: Commissioner Riffin

YEAS: Commissioner Henry, Commissioner Riffin, President King



DELAWARE COUNTY COMMISSIONERS

James King
District #1

Sherry K. Riffin
District #2

Shannon Henry
District #3

Jeni Honeycutt
Executive Administrator

100 West Main Street
Room 309 County Building
Muncie, Indiana 47305
Telephone 765.747.7730
Fax 765.747.7899
www.co.delaware.in.us

An Equal Opportunity Employer

November 8, 2021
Indiana Statewide 911 Board
10 W. Market St. Suite 2420
Indianapolis IN 46204

ORIGINAL

Dear Board Members:

As you may be aware, multiple PSAPS suffered a major 911 outage event on the afternoon of September 23rd, 2021. This event affected all incoming 911 calls, as well as non-emergency 7D lines coming into 15 PSAPS. While we have not seen official information, we believe over 800 911 calls were mis-routed or delivered as "abandoned" to the PSAPS. Across the region PSAPS reported 911 calls being received for other jurisdictions, and there were some anecdotal reports of calls being misrouted from the Chicago area to central Indiana PSAPS as well.

An approximate timeline followed by the PSAPS is below. Note that times may be different for individual PSAPS depending on the order they were answered by AT&T/INDigital.

15:10 – Oddities noted on the 911 Vesta system.
15:12 – No more calls delivered to be answered.
15:15-15:30 – Social media and conventional media outlets notified that phone service was interrupted, many PSAPS referred public to Text to 911.
15:20-16:00 – MEVO phones activated by INDigital and/or AT&T.
17:30 – Notified by AT&T technicians that VESTA restoration was in progress.
17:45-19:30 – 911 calls routed back to VESTA system and normal operations.

During this outage, the following issues were encountered:

- 1) There was no centralized communication coming to the PSAPS from any entity. Much of the information PSAP directors received was shared with each other after contact with various technicians.
- 2) Because 15 PSAPS were involved in this outage, there was a backlog at the AT&T 911 Resolution Center, and the INDigital NOC. This created a situation where there was a delay in getting lines moved to disaster recovery options. Additionally, none of the affected PSAP directors have access or training on the ESInet portal, to implement these disaster recovery plans locally.
- 3) This did not create an event in the ESInet system to automatically reroute calls. This still required considerable time and manual intervention to activate disaster recovery options.
- 4) While it has been relayed to us that this was a server level event on the VESTA system, there has been no explanation for the extreme mis-routes that were received during the event.
- 5) There were several small (5-30 second) service interruptions over the summer. Once again there no official communications from AT&T regarding these interruptions. Were these signaling to a bigger issue that was uncovered on September 23?

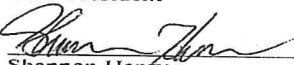
As PSAP directors we are responsible to our citizens, visitors, and responders. It is imperative that we can trust our call delivery to provide service to those who need it most. Currently we do not have the confidence in call delivery functions provided by AT&T to our communities.

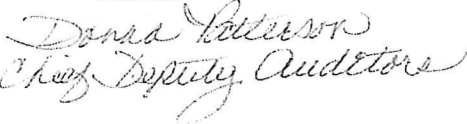
We ask that the Indiana Statewide 911 Board take this letter under advisement as a formal complaint regarding the call delivery, function of ESInet, and response to the events on September 23, 2021.

Sincerely,


James King, President
Delaware County Board of Commissioners


Sherry Riffin
Vice-President


Shannon Henry
Member


Dana Kellison
Chief Deputy Auditor

ADDENDUM TO INTERLOCAL AGREEMENT FOR 911 CENTER

Mr. Brooke said this addendum to the current 911 agreement has been discussed with 911 Board and all Board members are in agreement to extend the agreement for another year.

MOTION: Commissioner Henry made a motion to approve addendum to Interlocal agreement for 911 Center with City of Muncie for one year.

SECOND: Commissioner Riffin

YEAS: Commissioner Henry, Commissioner Riffin, President King

ADDENDUM TO INTER-LOCAL AGREEMENT

This Addendum to Inter-Local Agreement (hereinafter referred to as "Addendum") is entered into by and between Delaware County, Indiana ("County"), an Indiana political subdivision and the City of Muncie, Indiana ("Muncie"), an Indiana political subdivision this 15 day of November, 2021.

WHEREAS, the parties have previously operated a joint emergency dispatch and communication center for certain emergency response agencies located within Delaware County pursuant to an Inter-Local Agreement executed in 1984 and amended on several occasions; and

WHEREAS, the parties continue to desire to work together and operate a joint emergency dispatch and communications center for emergency response calls and dispatch; and

WHEREAS, in order to work together for the efficient and prompt delivery of emergency communications services to all public safety officers and departments in the County and City, the City and County have agreed to execute an addendum to the current inter-local agreement pursuant to Ind. Code § 36-1-7 *et. seq* clearly setting forth the rights and obligations of each with respect to the management, operating and financing of the joint emergency dispatch and communication center; and

NOW, THEREFORE, the parties hereby amend the Inter-Local Agreement as follows:

1. Term: The addendum term of this Agreement shall be for an additional one (1) year commencing on the 1st day of January, 2022 and ending on the 31st day of December, 2022.
2. Current Inter-Local Agreement: All other terms and conditions of the original Inter-Local Agreement dated January 1, 2020, shall remain in full force and effect during the addendum term through December 31, 2022.

In witness of the above, the undersigned have set their hands as of the date first above written.

Delaware County Board
Of Commissioners

James King, President

Sherry Riffin, Vice President

Shannon Henry, Member

City of Muncie, Mayor

Dan Ridenour, Mayor

Delaware County Council

Scott Alexander, President

Member

Member

Member

Member

Member

Member

City Council, Muncie

Jeff Robinson, President

Member

Member

Member

Member

Member

Member

Member

Attest:

Donna Patterson, Chief Deputy

Steven G. Craycraft, Auditor
Delaware County, IN

Attest:

Belinda Munson
City Clerk, City of Muncie, IN

Mr. Brooke will provide signatures to the Auditor's office once all parties have signed.

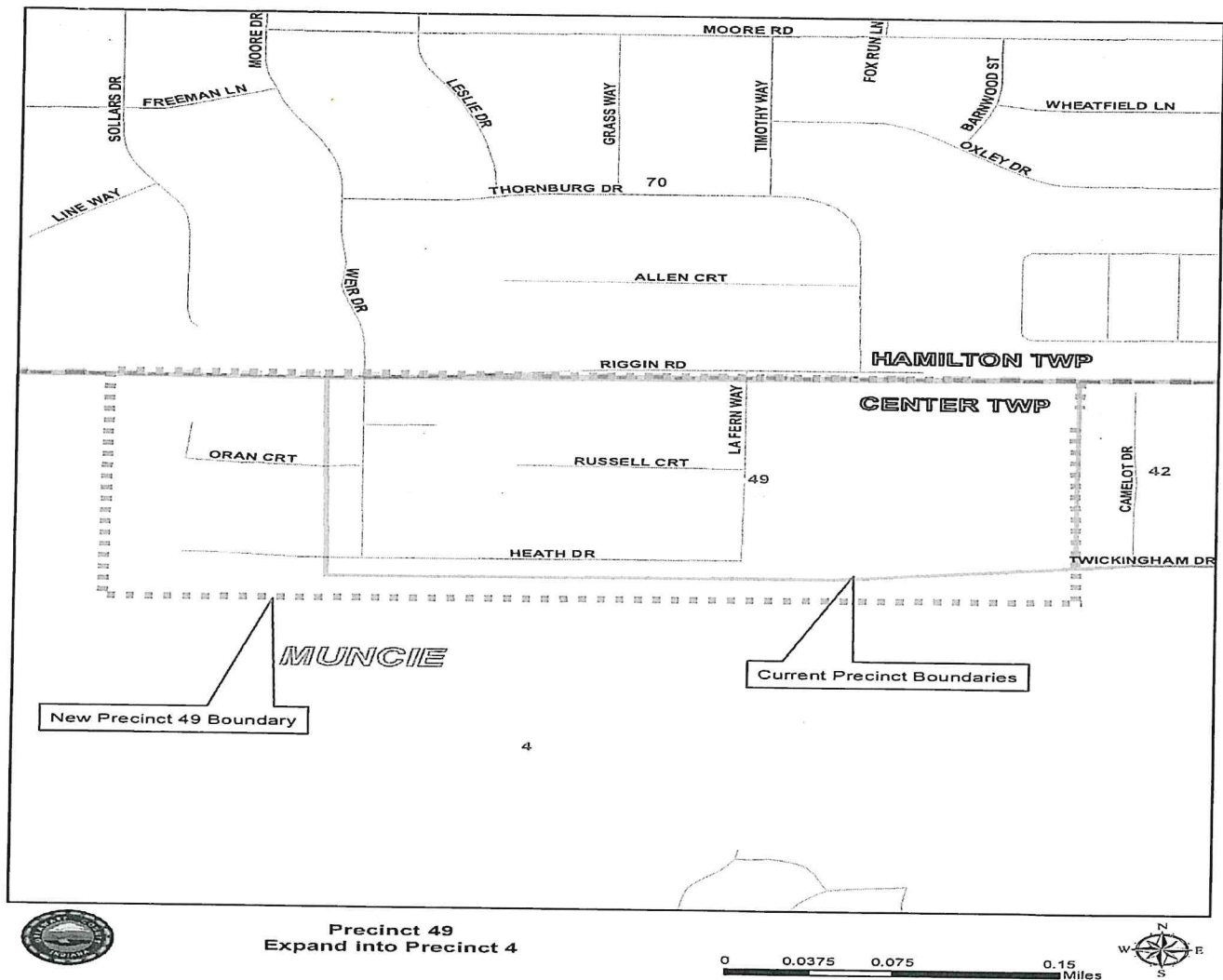
AMENDED ORDER ESTABLISHING PRECINCTS

Mr. Brooke said there was one precinct that needed to be corrected due to annexations. The State Election Board has approved the change. This amendment will be published and letters will be sent to voters within that specific area.

MOTION: Commissioner Riffin made a motion to amend order establishing precincts.

SECOND: Commissioner Henry

YEAS: Commissioner Henry, Commissioner Riffin, President King



ORIGINAL

STATE OF INDIANA
COUNTY OF DELAWARE

BEFORE THE DELAWARE COUNTY
BOARD OF COMMISSIONERS

AMENDED ORDER ESTABLISHING PRECINCTS

Whereas, Indiana Code 3-11-1.5 requires that the boundaries of precincts be established and revised in compliance with that law; and

Whereas, pursuant to IC 3-11-1.5, Delaware County, by and through its Board of County Commissioners, has determined that it is necessary and proper to establish and revise the boundaries of certain precincts for the County;

Whereas, an additional revision to precinct boundaries is necessary for the County and is included in the maps herein.


NOW, THEREFORE, BE IT ORDERED BY THE COMMISSIONERS OF DELAWARE COUNTY:

SECTION 1. Delaware County, by and through the Board of County Commissioners, establishes and revises the boundaries of certain precincts within the County. A precinct description and map of the boundary of each precinct submitted to the Indiana Election Division is attached hereto and incorporated herein by reference as set forth on Exhibit A.

SECTION 2. This ORDER becomes effective upon the approval of these precincts by the Indiana Election Division, provided that no objection is filed by a voter of the county with the Indiana Election Division by noon 10 days after the publication of notice of the proposed precinct establishment order, or, if a timely objection is filed by a voter of the county, then upon the approval of the Indiana Election Commission after a hearing, pursuant to IC 3-11-1.5.

SO ORDERED, THIS 15th DAY OF NOVEMBER, 2021


THE BOARD OF COUNTY COMMISSIONERS OF DELAWARE COUNTY:


James King, President


Sherry Riggins, Vice President


Shannon Henry, Member

ATTEST:


Steven G. Craycraft
Auditor, Delaware County
EXHIBIT A

ORDINANCES FOR FIRST READING

ORDINANCE CREATING A NEW FUND FOR
GRANT FUNDED PURCHASE OF DRUG INCINERATOR

ORDINANCE NO. 2021 – 031

Mr. Jeff Stanley, Sheriff Deputy, said the Sheriff's office applied for and received a \$4400 grant for a drug incinerator. The Sheriff's office will put \$600 with the grant to purchase the incinerator. The incinerator will remain onsite at THE Justice Center. The incinerator runs on propane.

MOTION: Commissioner Henry made a motion to introduce Ordinance 2021-031, An Ordinance Creating a new Fund for Grant Funded Purchase of Drug Incinerator.

SECOND: Commissioner Riggin

YEAS: Commissioner Henry, Commissioner Riggin, President King

MOTION: Commissioner Henry made a motion to suspend the rules of Ordinance 2021-031, An Ordinance Creating a new Fund for Grant Funded Purchase of Drug Incinerator.

SECOND: Commissioner Riggin

YEAS: Commissioner Henry, Commissioner Riggin, President King

MOTION: Commissioner Henry made a motion to approve Ordinance 2021-031, An Ordinance Creating a new Fund for Grant Funded Purchase of Drug Incinerator.

SECOND: Commissioner Riggin

YEAS: Commissioner Henry, Commissioner Riggin, President King

ORIGINAL

ORDINANCE NO. 2021-031

AN ORDINANCE CREATING A NEW FUND FOR GRANT FUNDED PURCHASE OF DRUG INCINERATOR

WHEREAS, the Delaware County Sheriff's Department receives funds from its operations, general fund revenue of the county and other sources; and

WHEREAS, the Delaware County Sheriff's Department has made application to the Delaware County Prevention Council for funds to offset the costs of purchasing a drug incinerator to dispose of medication and other drug substances; and


WHEREAS, the grant has been approved in the sum of \$4,400 from the Delaware County Prevention Council; and

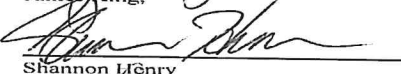
WHEREAS, it is necessary to establish a new fund in the Auditor's Office into which the proceeds will be deposited;

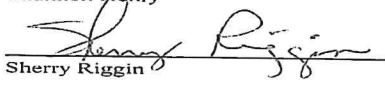
NOW THEREFORE, BE IT ORDAINED BY THE COUNTY COMMISSIONERS OF DELAWARE COUNTY, INDIANA THAT:

1. The Delaware County Auditor shall establish a fund entitled Delaware County Sheriff's Department Prevention Council Mini Grant and said Auditor has issued a budget fund number of _____ with respect to these funds.
2. Such funds are to be used to offset the cost of purchasing a drug incinerator and shall be non-reverting and the expenditure of said funds shall not require appropriation by Delaware County Council.

Dated this 15 day of November, 2021

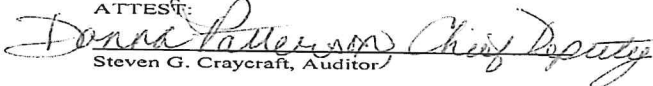

James King,


Shannon Henry


Sherry Riggins

Delaware County Commissioners

ATTEST:


Steven G. Craycraft, Auditor

AN ORDINANCE AMENDING TITLE 1, CHAPTER 1, SEC. 1-2-3,
SUBSECTION N AND ORDINANCE 2021-009 AND 2021-021 CONCERNING WEAPONS,
AND OTHER MATTERS IN OR ON COUNTY OWNED PROPERTY
ORDINANCE 2021-032

MOTION: Commissioner Henry made a motion to introduce Ordinance 2021-032, An Ordinance Amending Title 1, Chapter 1, Sec. 1-2-3, Subsection N and Ordinance 2021-009 and 2021-021 Concerning Weapons, and other Matters in or on County Owned Property.

SECOND: Commissioner Riggin

YEAS: Commissioner Henry, Commissioner Riggin, President King

ORIGINAL

ORDINANCE 2021- 032

**AN ORDINANCE AMENDING TITLE 1, CHAPTER 1, SECTION 1-2-3, SUBSECTION N AND
ORDINANCES 2021-009 AND 2021-021 CONCERNING WEAPONS, AND OTHER MATTERS IN
OR ON COUNTY OWNED OR OPERATED PROPERTY**

WHEREAS, the Delaware County Board of Commissioners has adopted a County Code with various sections concerning the use and conduct in or on county buildings and operations; and

WHEREAS, as a result of additions of county facilities and changes in operations, Delaware County Code, Title 1, Chapter 1, sections 1-2-3(N) should be amended as a result of amendments made by the Legislature to Indiana law; and

WHEREAS, the Board of Commissioners adopted ordinances 2021-09 and 2021-021 with regard to weapons and other matters at County owned facilities; and

WHEREAS, the Board of Commissioners wish to amend the County Code, and Ordinances 2021-09 and 2021-021 to make them consistent and clearly understood by all persons with regard to County buildings and facilities.

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

1. Title 1, Chapter 1, section 1-2-3, subsection N shall be amended in its entirety as follows:

USE OF COUNTY BUILDINGS

Section 1. This section shall apply to any and all buildings that are owned, leased, rented or used by any Delaware County government operation, department, entity, board or commission.

Section 2. The following definitions shall apply

- A. "Weapon" shall mean a loaded or unloaded firearm; a weapon, device, laser or electronic stun gun, equipment, chemical substance, knife or other material that in the manner it is used, could ordinarily be used or is intended to be used, is readily capable of causing serious bodily injury and also as defined in I. C. 35-31.5-2-86.
- B. "Firearm" means any weapon which capable of, designed to or that may readily be converted to expel a projectile by means of an explosion.
- C. "Mechanical means of transportation" shall mean any device used by an individual to assist with transportation that is not prescribed or required by a person with physical disabilities to ambulate. This shall include, but shall not be limited to skateboards, Segway's®, hoverboards, roller blades, roller skates, shoes with wheels in the sole or similar type devices.
- D. "Exempt person" shall mean a marshal, court bailiffs, judges, magistrates, master commissioners, prosecutor and deputy prosecutors; prosecuting attorney investigators; security personnel hired or retained for the purpose of providing security for any agency or function of County Government; sheriff and deputies; commissioner of the Department of Corrections or persons authorized by the Commissioner of the Department of Corrections in writing to carry firearms; judicial officers; law enforcement officers, members of the armed forces or the national guard or organized reserves while they are on active duty; regularly enrolled members of an organization duly authorized to purchase or receive such weapons from the United States or from this state who are at or going to or from

- the their place of assembly or target practice; employees of the United States duly authorized to carry handguns; employees of express companies as excepted pursuant to I. C. 35-47-2-2.
- E. Employees may possess a handgun so long as the employee has a valid license to carry a handgun on or about their body as required in I. C. 35-47-2-1(a) and I. C. 36-47-2-2.1; and permission is granted by their department head or elected official, in writing and make part of their personnel file and is not otherwise prohibited from possessing a firearm.

Section 3. Consent to Search.

- A. Any person that enters the Delaware County Justice and Rehabilitation Center is consenting to a reasonable search of their person and effects to insure that they shall comply with the requirements of the County's ordinances concerning safety and weapons in the Center.
- B. The Sheriff, law enforcement officers, court security personnel may detain any person who they have reason to believe possesses any weapon or other prohibited item for a period of time sufficient to obtain their name, address, date of birth, social security number and/or seize any weapon or prohibited item.

Section 4. Prohibited Conduct

- A. Weapons and Firearms Prohibited.
No person shall possess any type of weapon or firearm while inside any county owned, leased or operated facility at any time unless they are an exempt person.
- B. No person shall possess in their vehicle any weapon or firearm while on county property unless they are an exempt person.
- C. No person shall possess or carry a weapon or firearm into any of the offices or courtrooms in the County unless permission is granted by the judge of the court.
- D. Use of mechanical means of transportation prohibited. No person shall use or operate any type of mechanical means of transportation to move themselves throughout any county owned, leased or occupied building. Motorized means of transportation is permitted for individuals that need assistance while they are in any county building or facility. This permits mechanized wheelchairs for approved individuals.
- E. Smoking and Vaping are prohibited. No person shall smoke or vape inside any county owned, operated, leased or occupied building or structure at any time. Smoking and/or vaping shall also be prohibited on any of the grounds or locations of the county except in designated areas.
- F. Domestic animals on County property.
1. No domestic animal shall be permitted into any County owned, leased or occupied building or facility at any time unless the animal is a certified service dog for the visually or physically impaired.
 2. No dog, cat or other domestic animal shall be permitted on the grounds of any County owned, leased or occupied property unless that animal is on a leash and in the control of the owner or person that possesses the domestic animal at the time.

Section 5. Penalties

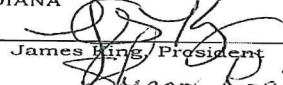
- A. Any violation of this ordinance shall be punishable by a fine of up to \$2,500.00 as a maximum.
- B. Each day or occurrence shall constitute a separate offense.
- C. The County may enforce this ordinance by any and all reasonable means, including injunctive relief.
- D. Any person that violates this ordinance and the violation is directly or indirectly the cause of an injury to a person or damage to County owned property shall be responsible for all costs associated with said damage or injury.
- E. Each and every person that is found to have violated this ordinance shall be responsible for the costs of enforcement including investigation, enforcement, attorney fees and costs.

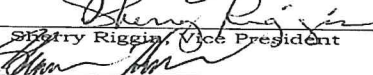
Section 6. Effective Date and Repeal of Prior Ordinances.


- A. This ordinance shall be effective ten (10) days after publication pursuant to I. C. 5-3-1.
- B. Any and all ordinances that were previously adopted by the Board of Commissioners and which contradict this ordinance are hereby repealed.
- C. Ordinances 1997-034, 1993-30, 2021-009 and 2021-021 are hereby repealed.

Passed and adopted by the Board of Commissioners on the 15 day of November, 2021.


BOARD OF COMMISSIONERS, DELAWARE COUNTY, INDIANA


James King, President


Sherry Riggins, Vice President


Shannon Henry, Member

ATTEST:


Steven Craycraft, Delaware County Auditor

RESOLUTIONS FOR APPROVAL
RESOLUTION ASSIGNING TAX SALE CERTIFICATES TO THE CITY OF MUNCIE
RESOLUTION NO. 2021 - 047

MOTION: Commissioner Riggin made a motion to approve Resolution Assigning Tax Sale Certificates to the City of Muncie.

SECOND: Commissioner Henry

YEAS: Commissioner Henry, Commissioner Riggin, President King

RESOLUTION NO. 2021-047

**RESOLUTION OF THE DELAWARE COUNTY, INDIANA BOARD
OF COMMISSIONERS ASSIGNING TAX SALE CERTIFICATES TO
THE CITY OF MUNCIE, INDIANA**

WHEREAS, the City of Muncie has identified the parcels of real property identified on Exhibit A, attached hereto, for which the Board of Commissioners currently holds tax sale certificates and has requested that these tax sale certificates be assigned to the City of Muncie; and

WHEREAS, the Board of Commissioners now desires to assign the tax sale certificates for the above-referenced properties to the City of Muncie, Indiana for use for the public good by encouraging private development.

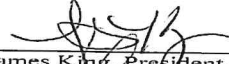
IT IS THEREFORE RESOLVED BY THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY, INDIANA THAT:


SECTION 1. The Board of Commissioners hereby assigns the tax sale certificates for the properties identified on Exhibit A, attached hereto, to the City of Muncie, Indiana for use for the public good, subject to the acceptance of the assignment by the City of Muncie.


SECTION 2. This Resolution shall become effective upon its adoption.

PASSED AND ADOPTED BY THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY, INDIANA ON THIS, THE 15 DAY OF November, 2021.

BOARD OF COMMISSIONERS OF
DELAWARE COUNTY, INDIANA


James King, President


Sherry Riggin, Commissioner


Shannon Henry, Commissioner

ATTEST:

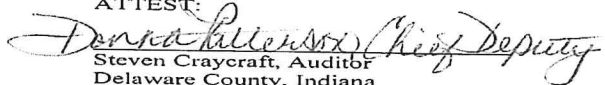

Steven Craycraft, Auditor
Delaware County, Indiana

Exhibit A

Tax Sale Certificate List

Parcel ID No.: 18-11-16-257-002.000-003
Parcel Address: 723 South Council Street, Muncie, Indiana
Certificate No.: 182000662

Parcel ID No.: 18-11-16-257-003.000-003
Parcel Address: 723 South Council Street, Muncie, Indiana
Certificate No.: 182000663

RESOLUTION OF THE DELAWARE COUNTY, INDIANA BOARD OF COMMISSIONERS IDENTIFYING PROPERTIES TO
BE OFFERED FOR SALE TO ABUTTING LANDOWNERS

RESOLUTION NO. 2021 - 048

MOTION: Commissioner Henry made a motion to approve Resolution 2021-048, Resolution of the Delaware County, Indiana Board of Commissioners Identifying Properties to be offered for Sale to Abutting Landowners.

SECOND: Commissioner Riffin

Mr. Brooke said due to the location there is no value on the land.

YEAS: Commissioner Henry, Commissioner Riffin, President King

No
value

ORIGINAL

RESOLUTION NO. 2021-048

RESOLUTION OF THE DELAWARE COUNTY, INDIANA BOARD
OF COMMISSIONERS IDENTIFYING PROPERTIES TO BE
OFFERED FOR SALE TO ABUTTING LANDOWNERS

WHEREAS, the Delaware County, Indiana Board of Commissioners (the "Board of Commissioners") has identified the parcels of real property identified on Exhibit A, attached hereto, for which the Commissioners acquired title following a tax sale; and

WHEREAS, the Board of Commissioners has determined that it is in the best interest of the County to offer the above-referenced properties for sale to the applicable abutting landowners.

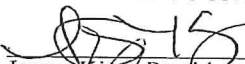
IT IS THEREFORE RESOLVED BY THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY, INDIANA THAT:


SECTION 1. The Board of Commissioners shall offer for sale the properties identified on Exhibit A, attached hereto, to the applicable abutting landowners pursuant to the provisions of Ind. Code § 36-1-11-5.9.


SECTION 2. This Resolution shall become effective upon its adoption.

PASSED AND ADOPTED BY THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY, INDIANA ON THIS, THE 15 DAY OF November, 2021.

BOARD OF COMMISSIONERS OF
DELAWARE COUNTY, INDIANA


James King, President


Sherry Riffin, Commissioner


Shannon Henry, Commissioner

ATTEST:


Steven Craycraft, Auditor
Delaware County, Indiana

RESOLUTION OF THE DELAWARE COUNTY, INDIANA, BOARD OF COMMISSIONERS CANCELLING LEASE WITH
MUN-DEL BUILDING CORPORATION
RESOLUTION 2021-049

Mr. Brooke has been working with City of Muncie on cleaning up the title for the old Justice Center Building. Mr. William Hughes, Attorney, identified this as an issue with the title company. Mr. Brooke spoke to the title company and the language in the resolution should reference all of the various leases and amendments and to show when the property was transferred in 2014.

MOTION: Commissioner Henry made a motion to approve Resolution 2021-049, Resolution of the Delaware County, Indiana Board of Commissioners Cancelling Lease with Mun-Del Building Corporation.

SECOND: Commissioner Henry

YEAS: Commissioner Henry, Commissioner Riggin, President King

RESOLUTION NO. 2021-049

RESOLUTION OF THE DELAWARE COUNTY, INDIANA BOARD OF
COMMISSIONERS CANCELLING LEASE WITH MUN-DEL BUILDING
CORPORATION

WHEREAS, the Delaware County, Indiana Board of Commissioners (the "Board of Commissioners") entered into a series of leases and amendments thereto with Mun-Del Building Corporation for the purpose of financing and constructing the old Justice Center located on East Washington St., Muncie, IN; and

WHEREAS, the Board of Commissioners has determined that the leases have expired upon the transfer of the ownership of said Justice Center to the County on December 2, 2014.

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

SECTION 1. The Board of Commissioners state that the lease and amendments thereto with Mun-Del Building Corporation were recorded as follows:

- a. Lease dated December 23, 1985 and recorded June 16, 1988 in Miscellaneous Record 1988 pages 1490-1514;
- b. First Amendment to the lease was recorded on June 16, 1988 in Miscellaneous Record 1988, pages 1515-1518;
- c. Second Amendment to the lease was recorded on June 16, 1988 in Miscellaneous Record 1988, pages 1519-1527;
- d. Third Amendment to the lease was recorded on June 27, 1990 in Miscellaneous Record 1990, pages 2196-2202;
- e. Endorsement to the lease was recorded on December 26, 1991 in Miscellaneous Record 1991, pages 4731-4734;
- f. Fourth Amendment to the lease was recorded on November 24, 2009 in Instrument No. 2009R22869.


SECTION 2. The lease was merged into the County when the property was transferred to the County dated December 2, 2014 and recorded on December 17, 2014 in Instrument No. 2014R14347 and is no longer in effect.


SECTION 3. This Resolution shall become effective upon its adoption.

PASSED AND ADOPTED BY THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY, INDIANA ON THIS, THE 15 DAY OF NOVEMBER, 2021.


BOARD OF COMMISSIONERS OF DELAWARE
COUNTY, INDIANA


James King, President


Sherry Riggins, Commissioner


Shannon Henry, Commissioner

ATTEST:


Steven Craycraft, Auditor
Delaware County, Indiana

DEPARTMENT HEADS AND ELECTED OFFICIALS
APEX INSURANCE AGREEMENTS

Mr. Brooke and Ms. Pam McCammon, Human Resource Director have been working on two insurance agreements with Apex Insurance. The increase is not as large as some communities have had. Competitive quotes had been received with certain aspects of health insurance. One was to change providers on organ transplants which helped to keep the rate down. The Insurance Committee met and all agreed with this insurance. Recommendation is to approve the insurance changes for 2022. Another component will be changing prescription plan and going with True RX. Prescription expense is approximately two million dollars for Delaware County.

Ms. McCammon said the employee increase will be 10%. Ms. McCammon said they have worked on keeping prices down since June 2021. It had to be raised due to the cost. Going with True RX did save money on the drug plan. Once a member satisfies \$4,000, the out of pocket from \$4,000 to \$5,000 will be picked up by Delaware County. Once \$5,000 is reached all is paid 100%. This is a great plan and a great company to work with. Ms. McCammon thanked Mr. Brooke and Ms. Ginger Brown, Human Resource Assistant for their help. The new plan will handle specialty drugs. Delaware County at this time still has Delameds. This will be in effect January 1, 2022. Employees will be able to access their own portal. Meetings will take place regarding these changes.

MOTION: Commissioner Henry made a motion to approve both Apex Insurance agreements.

SECOND: Commissioner Riggin

YEAS: Commissioner Henry, Commissioner Riggin, President King

Ms. McCammon will provide the Apex Insurance agreement to the Auditors office.

Mr. Brooke said there are also agreements with True RX for the prescription that is outside of the Apex agreement.

MOTION: Commissioner Henry made a motion to approve True Rx agreements.

SECOND: Commissioner Riggin

YEAS: Commissioner Henry, Commissioner Riggin, President King

Once agreements are signed, they will be available in the Auditors office.

Ms. Melanie Marshall, Secretary of Fair Board, provided information regarding the change in fees (see attached).

\$30 per night for camping fees

\$10 one-time fee for dumping

\$390 vendor rental fees during the fair

\$28.50 additional frontage per foot

25% overages of the base rate to cover electricity

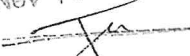
MOTION: Commissioner Henry made a motion to approve the changes presented by Ms. Marshall.

SECOND: Commissioner Riggin

YEAS: Commissioner Henry, Commissioner Riggin, President King

TO: Delaware County Commissioners
FROM: Delaware County Fair Board

ORIGINAL

RECEIVED
NOV 10 2021
BY: 

Fair Board Appointments:

Would you please appoint Carrie Dye to complete Larry Clendenin's term (through 2023)
Larry is moving to a Community Volunteer position

Would you please re-appoint the following board members to new 3 year terms (through 2024)

Lenen Nicola

Julie Eskew

Mark Pitzer

Jeff Smoot

We would also like to change some fees at the fairgrounds:

Camping Fees:

Currently: \$20 a night

New: \$30 a night and a one time dump station fee of \$10

Vendor Rental Fees:

Currently: Base rate of \$375 for 11 feet frontage plus \$27.50 for each additional foot plus 25% of the fees over the base rate to cover electricity charges.

New: Base rate of \$390 for 11 feet frontage plus \$28.50 for each additional foot plus 25% of the fees over the base rate to cover electricity charges.

Thank you,

Melanie Marshall

Delaware County Fair Board Secretary

MONTHLY/WEEKLY REPORTS

PAYMENTS OF CLAIMS

MOTION: Commissioner Riffin made a motion to approve claims in the amount of \$2,117,406.40.

SECOND: Commissioner Henry

YEAS: Commissioner Henry, Commissioner Riffin, President King

PUBLIC COMMENTS, QUESTIONS, OTHER BUSINESS & DISCUSSION


NONE

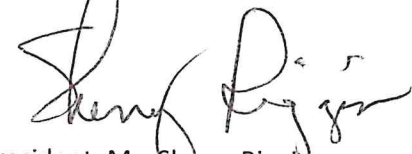
RECESS

MOTION: Commissioner Riffin made a motion to recess until

SECOND: Commissioner Henry

YEAS: Commissioner Henry, Commissioner Riffin, President King

ME: 
President, James King


Vice President, Ms. Sherry Riffin


Member, Mr. Shannon Henry


ME: 
Auditor, Steven G Craycraft