

**MEETING MINUTES
BOARD OF COMMISSIONERS**

December 5, 2019

6:00 p.m.

Commissioner President, Billy Stewart, opened the meeting and led the Pledge of Allegiance.

Roll Call: Present – Billy Stewart, John Schellenberger, Shawn Carruthers

Also Present: Rick Fox, Attorney; Jacqueline Wenning, Auditor; James Sinks, Assessor; Brad Striegel, Council Vice President; Dale Bagshaw, Council Member; Arnie Schnobrich, HR Director; Frank Loop, Sheriff

Old Business:

1. 2nd Reading of FCO 2019-29

- a. Dedicating Funds from the Investment Income Arising from the sale of the County Hospital to needed Infrastructure Improvements

The County council passed for the Board of Commissioners to receive 7 Million Dollars from the proceeds from the sale of the hospital. The Commissioners agreed to give the spend rate on investments for 2020 – 2021 to the County Council. Basically the Council gets 7 Million Dollars to spend as needed and the Commissioners receive 7 million dollars to spend as needed.

John Schellenberger is concerned that if you don't identify the 8 Million Dollars for 2022 in a line item that it will get spent.

Billy Stewart stated that he agrees with Mr. Schellenberger but the Council would not agree to it so they have to find common ground. He would like to see the funds dedicated to a certain area that no one could touch unless both bodies agree.

Motion to approve Ordinance 2019-29. Moved by Shawn Carruthers. Seconded by Billy Stewart. Motion 2-1 passed. John Schellenberger opposed. This Ordinance is adopted as of today.

2. Floyd County Corrections Officer-Shiloh Harris

- a. Contract Agreement

Rick Fox and Arnie Schnobrich reviewed the contract and both approved.

Motion to approve. Moved by John Schellenberger. Seconded by Shawn Carruthers. Motion approved unanimously.

John Schellenberger stated that HR Director needs to be included in the process in the future.

New Business:

1. Annual Bid Openings

Annual Bids were opened.

Motion to approve to take bids under advisement. Moved by John Schellenberger. Seconded by Shawn Carruthers. Motion passed unanimously.

2. Approval of FCR 2019-18 2020 Observed Holidays

Motion to approve with unanimous consent and adopted as of today. Moved by John Schellenberger. Seconded by Shawn Carruthers. Motion passes unanimously.

3. Approval of FCR 2019-19 2020 Meeting Dates

Motion to approve with unanimous consent and adopted as of today. Moved by John Schellenberger. Seconded by Shawn Carruthers. Motion approved unanimously.

4. Floyd County Resident-Marcia Ramon

a. ROW Acquisition-Corydon Pike

Billy Stewart stated that Marcia Ramon would like a ROW for a swimming pool. County Engineer reviewed and believes it would be a safety concern to approve. Under advisement of County Engineer and Board attorney we chose to deny request.

Motion to deny. Moved by John Schellenberger. Seconded by Shawn Carruthers. Motion passed unanimously.

5. Floyd County Prosecutor's Office-Chris Lane

a. Vehicle Title

Billy Stewart signed 2 Vehicle titles, one for Prosecutor's Office and one for Sheriff, for vehicles being donated.

6. Board & Committee Reports

John Schellenberger attended Indiana Association of County Commissioners in Indianapolis December 4, 2019. He had the opportunity to network with other County Commissioners. One of the workshops he attended discussed how the road and highway funds are getting smaller and smaller. He believes in the future that there will be a wheel tax because of the

use of electric cars and fuel efficient cars, less gas is being purchased but the wheels are still on the pavement.

John would also like to do more research on Criminal Rule 26 where people have been arrested and awaiting pre-trial contributing to overcrowding. Some pilot programs will be introduced on January 1, 2020. He stated the courts have been highly involved and he has been in contact with Judge Cody and others to make sure we are up to speed.

John also mentioned that Floyd County is in the Southeast district of Association of Indiana Counties. Jack Coffman is Chairman, John was nominated to be Vice President and Shawn Carruthers was nominated as Secretary/Treasurer. Floyd County Commissioners are stepping up to support IAC.

Shawn Carruthers added that the IAC convention was good. He enjoyed and learned a lot from the sessions on Jail Overcrowding. The state is looking at reinterpreting the rule about Medicare when incarcerated. At this time, you lose Medicare benefits if incarcerated. If there are mental health issues there are no services available. By reinterpreting the rule some of the mental health issues can be handled different than regular crimes.

Shawn also discussed the last session they attended was Shoot - Don't Shoot. It gave him a whole new perspective of what police officers go through, making split second decisions.

Let the record show that the Floyd County Commissioners received the September 9, 2019 & October 1, 2019 meeting minutes from the New Albany Floyd County Public Library.

- Let the record show that the Floyd County Commissioners received the October 2019 Clerks report.
- Let the record show that the Floyd County Commissioners received the March and April 2019 Treasurer's Monthly Reports.
- Approval of the October 15, 2019 and November 19, 2019 Commissioners Meeting Minutes.

Motion to approve October 15 and November 19 Minutes. Moved by John Schellenberger. Seconded by Shawn Carruthers. Motion passed unanimously.

- Approval of Payroll and Claims

Motion to approve Payroll and Claims. Moved by John Schellenberger. Seconded by Shawn Carruthers. Motion approved unanimously.

Today's Meetings:

4:30 P.M. Stormwater

5:30 P.M. Executive Session

Billy Stewart would like to add to the next meeting to amend the Ordinance 2007-6, fees for stormwater.

Next Commissioners Meeting:
December 17, 2019 @ 6:00 p.m.

Additional Business

Horacio Urieta - requested to have Cover sheet signed for Bridge#3 Chapel Hill Road over Thompson Creek.

Motion to sign. Moved by John Schellenberger. Seconded by Shawn Carruthers. Motion passed unanimously.

Horacio Urieta – Request for signature for contractor bid for Bear Creek Road.

Motion to approve. Moved by John Schellenberger. Seconded by Shawn Carruthers. Motion passed unanimously.

John asked Horacio who would be responsible for culverts in New Albany City Limits. Horacio responded that it is the City's responsibility.

John and Shawn thanked everyone for coming out.

Billy Stewart wanted to answer a question that was proposed to this board at the last public meeting. Was it legal for employees to carry guns in this building? Our attorney researched it and found Indiana law allows the public and employees to carry guns in Pineview as long as they have a valid gun permit. If they decided to enact security in this building, law enforcement would have to be used, not private security. If we decide to invest \$500,000.00 in security in this building an individual with a valid gun permit could still enter the building with a gun. Sheriff Frank Loop is willing to have a class with any employees to teach how to shoot a gun, go over rights, responsibilities and liabilities of owning a gun and what would happen if you pulled a gun on someone. He highly recommends any employee to attend the class that wishes to carry a gun.

Frank Loop added that this only allows you to carry. It does not allow you to take it out of the holster or to show it, by taking it out it could be considered intimidation or assault.

This does not apply to the City-County building, since there are courts no weapons are allowed by anyone.

Motion to adjourn. Moved by John Schellenberger; seconded by Shawn Carruthers. Motion passed unanimously.

Billy Stewart, President

John Schellenberger, Commissioner

Shawn Carruthers, Commissioner

Attest: Jacqueline Wenning, Auditor