

Meeting Minutes
Board of Commissioners
September 17, 2024
6:00 P.M.

Al Knable called the Public Hearing to order.

Public Hearing:

Notice of Public Hearing on Proposed Lease Between The Floyd County, Indiana Building Corporation and Floyd County, Indiana

Thomas Everett of Barnes and Thornburg, said the lease was preliminarily approved by the Commissioners on September 3. A notice of Public Hearing on the lease was published and the statute requires that before taking final action to approve the lease, the Board of Commissioners hold a public hearing on the lease. The lease is to finance the acquisition, construction and renovation of the building to serve as the County's public offices for certain departments.

George Mouser, Phillip Schmidt Road, read a letter to the Commissioners expressing strong objections to the encumbering of the Floyd County taxpayers for 30 years. The three Floyd County Commissioners have demonstrated a lack of due diligence of their official responsibilities. He referenced Ordinance 2024-21 that states under definitions that it applies to the City of Fishers. He questioned why the error was not caught and corrected. He doesn't approve of the Building Corporation.

Al Knable said the Building Corporation members have been named and they do not receive a salary.

Thomas Moore, Georgetown Township, said he agrees with Mr. Mouser that the Commissioners do not do their due diligence when signing something based primarily upon the say so of a paid consultant. He said he only knew one Commissioner that personally reviewed payroll and claims. He also referred to the Hospital Sale was hurried.

He asked for honesty and transparency and put the project be put on a referendum and not creative financing.

Al Knable said at the last Joint Meeting with the Council the consensus was to rebuild but only if there's a referendum is a necessary part of that. In reference to due diligence, what the public sees in meetings is only a fraction of the review that takes place. The Commissioners get the documents several days in advance and reviewed in detail. In regards to why no excuse has been rendered for the Fishers, Indiana Ordinance is because he has no excuse. He did not catch the error.

Attorney, Rick Fox, said he drafted the Ordinance using an Ordinance from Fishers. When he caught the error, he redrafted the Ordinance before anyone knew about it and had on the table to be passed again at the next meeting.

Motion to adjourn the public Hearing. Moved by John Schellenberger. Seconded by Jason Sharp. Motion passed unanimously.

Al Knable called the meeting to order and led the *Pledge of Allegiance*

Present: President, Al Knable; Vice President, John Schellenberger and Jason Sharp

Also Present: Attorney, Rick Fox; Sheriff, Steve Bush and Auditor, Diana Topping

Al Knable led a moment of silence for prayer, meditation or reflection

New Business:

1. Barnes & Thornburg- Thomas Everett

a. FCR 2024-15 Approving Executive Lease

Mr. Everett said this resolution takes final action to approve the lease and authorizes the commissioners to execute the lease. It also approves the project and the issuance of bonds by the Building Corporation to finance the purchase of the building and renovations to the building in an amount not to exceed \$12,500,000.00. It also authorizes the Building Corporation to issue bond anticipation notes prior to the issuance of the bonds in the amount not to exceed \$10,500,000.00. It authorizes any member of the board and County Council to take any actions to complete the execution and delivery of the lease and the issuance of the bonds by the Building Corporation.

Motion to approve FCR 2024-15 Approving Executive Lease. Moved by Jason Sharp. Seconded by John Schellenberger. Motion passed unanimously.

b. Approval of Lease for new County Government Center.

Mr. Everett stated the execution of the Resolution authorizes the execution of the lease. The Commissioners will sign and execute the lease at the end of the meeting.

Motion to move forward with the lease. Moved by John Schellenberger. Seconded by Jason Sharp. Motion passed unanimously.

2. County Attorney-Rick Fox

a. McClure Encroachment Agreement

Al Knable complimented the McClures on their approach to this issue.

Motion to approve. Moved by Jason Sharp. Seconded by John Schellenberger. Motion passed unanimously.

b. IC Contract for the Inspector

This contract is for an Independent Contractor for inspector, Larry Wallace, for the Building Department.

Motion to approve. Moved by John Schellenberger. Seconded by Jason Sharp. Motion passed unanimously.

c. Permit for Clark-Floyd Landfill

Motion for Jason Sharp to sign Clark-Floyd Landfill permit. Moved by John Schellenberger. Seconded by Jason Sharp. Motion passed unanimously.

3. County Engineer-Horacio Urieta

- a. Bid Opening-Old Vincennes Road Slide
 - CNR Construction \$3,257,747.00
 - Mac Construction \$2,823,000.0
 - E&B Paving \$3,225,000.00

Motion to take under advisement. Moved by John Schellenberger. Seconded by Jason Sharp. Motion passed unanimously.

4. Director of Operations & Planning

- a. Redwire Building Amendment

Don Lopp said the amendment is for additional \$129,403.00 dealing with electrical conduit that needs to run throughout the park.

Motion to approve Redwire Building Amendment as outlined by Don Lopp. Moved by Jason Sharp. Seconded by John Schellenberger. Motion passed unanimously.

- b. INDOT Letter SR 64 Knob Hill Entrance

Don Lopp said it is approval for staff to send a letter to INDOT regarding State Road 64. This permit was requested by Knob Hill as part of the permit request. A letter from the local authority noting their interest to take over the maintenance of the public roads. The financing is 100% on the developer

Motion to approve. Moved by Jason Sharp. Seconded by John Schellenberger. Motion passed unanimously.

- c. FCO 2024- 25 ARP Plan Amendment

Don Lopp said the amendment is for \$160,000.00 for Charlestown Road Trail Construction Inspection.

Motion to approve with unanimous consent FCO 2024- 25 ARP Plan Amendment. Moved by John Schellenberger. Seconded by Jason Sharp. Motion passed unanimously.

Don Lopp gave an update on Old Vincennes Road Highlander Point project. They are looking for a March 1 start date and having the road closed from March 1 to July to get the project completed.

5. Sheriff-Steve Bush

- a. Approve Revised Corrections Contract

Sheriff Bush stated the Commissioners approved the contract in August. It went to the Council three different times. On the third time they approved the contract with language clarification concerning sick days for the officers working eight- or twelve-hour days. The sick time is calculated in hours and not days.

Motion to approve the revised contract for the Corrections department. Moved by Jason Sharp. Seconded by John Schellenberger. Motion passed unanimously.

b. FCR 2024-16 Transferring of Property to Prosser Career Education Center
Sheriff Bush said they are transferring a vehicle to Prosser.

**Motion to approve FCR 2024-16 Transferring of Property to Prosser Career Education Center.
Moved by Jason Sharp. Seconded by John Schellenberger. Motion passed unanimously.**

6. Board and Committee Report

John Schellenberger

- 9/17/24 - Attended Redevelopment Meeting
- Attended Executive Session
- Attended Solid Waste Meeting

Jason Sharp

- Negotiations with the collective bargaining unit for the Road Department is ongoing
- There will be an EMS Task Force Meeting on September 25th at 1:00pm
- Read into record a situation assessment and the declaration of fire emergency. There is a significant fire risk in Floyd County for fall 2024. Dated September 17, 2024. The Commissioner declare a State of Emergency, specifically concerning open burning and fireworks. It will be renewed every seven days.

Al Knable

- 9/11/24 – Caesar Foundation Meeting
- 9/12/24 – Toured Denzinger Building and other adjacent structures with Sheriff Bush and Chief Firkins
 - Attended ribbon cutting for Associates in Pediatrics
 - 3:00 Health Department Executive Session to discuss a new home
 - 4:00 Open Door Youth Shelter
- Marine Corps League requests a roadblock on October 12, 2024, from 9:00 a.m. - 2:00 p.m. Paoli Pike and Scottsville Road. They will be collecting donations for Toys for Tots.

Motion to approve. Moved by John Schellenberger. Seconded by Jason Sharp. Motion passed unanimously.

- Approval of the Commissioners Meeting Minutes for September 3, 2024

Motion to approve. Moved by John Schellenberger. Seconded by Jason Sharp. Motion passed unanimously.

- Approval of Payroll and Claims for September 17, 2024

Motion to approve. Moved by John Schellenberger. Seconded by Jason Sharp. Motion passed unanimously.

Next Commissioners Meeting:

Tuesday, October 1, 2024 @ 6:00 p.m.

Al Knable stated the Solid Waste Director, Scott Stewart will be retiring.

Public Comments

Auditor, Diana Topping, stated that the Commissioners receive the claims ahead of time and ask questions about some claims.

Joseph Moore, Georgetown, suggested putting notice in the newspaper concerning the burn ban. He asked if a burn barrel is allowed. Jason Sharp said anything that's not used for cooking. Mr. Moore asked who to call if someone is setting off fireworks. He was told to call the Sheriff Department.

George Mouser, Philip Schmidt Road, asked if the lease was advertised. Rick Fox said it was advertised per state statute.

Dale Mann, Georgetown, asked what reassurance does the public have that we run efficient government. He asked why they don't do something to try to save money instead of raising taxes.

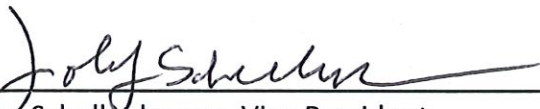
Motion to adjourn. Moved by John Schellenberger. Seconded by Jason Sharp. Motion passed unanimously.

Approved on October 1, 2024

BOARD OF COMMISSIONERS



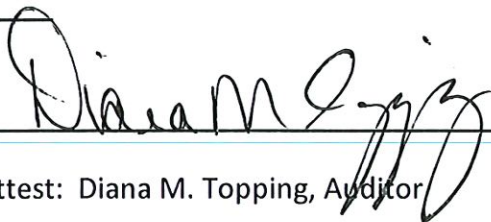
Al Knable, President



John Schellenberger, Vice President



Jason Sharp, Commissioner



Attest: Diana M. Topping, Auditor