

**PERRY COUNTY BOARD OF COMMISSIONERS
MINUTES – FEBRUARY 3, 2020**

The Perry County Board of Commissioners met at 6:00 p.m. at the Perry County Courthouse as was duly advertised. Commissioners President Thomas J Hauser, Bill Amos, and Randy Kleaving were in attendance. Also in attendance were County Administrator, Teresa Kanneberg, County Attorney, Chris Goffinet and Sheriff Alan Malone. A media representative from the “Perry County News” attended the meeting.

The meeting opened with the Pledge of Allegiance.

CLAIMS & PAYROLL

Bill made a motion to approve claims as presented that were dated February 3, 2020 and Randy seconded the motion, and motion carried 3-0. The Commissioners signed claims dockets in the amounts of \$374,744.74 for County General; \$147,355.51 for highway claim and advances of \$1,294.06, \$1,826.73, for a total of \$525,221.04. In addition, the payroll docket for February 3rd in the amount of \$143,377.63 by Randy and seconded by Bill. Motion carried 3-0.

TRANSFER AND ADDITIONAL APPROPRIATION – HIGHWAY DEPARTMENT

Highway Superintendent, Steve Howell, presented the Commissioners with a transfer of \$77,103.63 from Bituminous to Local Rd/Br Matching Grant Share 2019-2 within the Highway Fund-Restricted Share. Steve informed them that this is our match on the Sulphur Valley Road project. He said our share is 25% which is \$81,000.00. He also commented that from the last project we have almost \$5,000.00 left because the bid came in lower. Randy made the motion to approve the transfer, seconded by Bill. Motion carried 3-0.

Steve also presented the Commissioners with an additional appropriation in the amount of \$700,000.00 County Road Improvements within the EDIT fund. He said the EDIT money is used for paving roads and some is used for our matching share for the Community Crossings Grant if needed. Steve said they have submitted the latest Community Crossings Grant but haven’t heard on it. He commented that they are hoping for one million. Randy made the motion to approve the additional appropriation, seconded by Bill. Motion carried 3-0.

VACATION OF SQUIRREL ROAD – TROY TOWNSHIP

County Attorney, Chris Goffinet, explained to the Commissioners that this meeting serves as the public hearing for the Vacation of part of Squirrel Road running from its intersection with State Road 66 about 1300 feet north. He said there are two private land owners along this part of the road. They are North Perry and Vicky Foury. Chris also said there are no objections for this vacation. Randy made the motion to approve the vacation, seconded by Bill. Motion carried 3-0.

ORDINANCE - ZONING FEES CHANGED – PLANNING & ZONING DEPARTMENT

Chris Goffinet, County Attorney, informed the Commissioners that he had an Ordinance for them to sign regarding the zoning change on code for fees for the Planning and Zoning Department. He said the steps were to have a public hearing for the Plan Commission and make recommendations to the County Commissioners. Chris explained that there is a change in fee structure for new construction and for permits for additions and modifications to structures since the code was adopted. It is also adding a new section for getting permits. There is no connection to utility service until a building permit has been purchased. The remaining parts of the code stay the same. Chris informed the board that it has been a long time in changing the Planning and Zoning code. Tom commented that they need for the Planning and Zoning to stay within the County’s Comprehensive Plan. Randy said we need to look at all buildings being built to make sure they are in the correct spot. It is important to get the permits. Randy made the motion to approve the Ordinance, seconded by Bill. Motion carried 3-0 (See Attachment “A” O-C-20-1)

ANNEX BUILDING PROPOSAL – CITY OF CANNELTON

Mayor of Cannelton, Ralph Terry, came before the Commissioners with a letter of proposal from the Council of Cannelton asking for ownership of the Annex building in the City of Cannelton located at 125 South 8th Street. He said they want the County to transfer ownership to the City of Cannelton and they will accept the building as is. The City will pay for the transfer. The City will also accept responsibility of additional clean up, any future costs associated with the remediation and development and follow the Indiana 15 Regional Planning Commission recommendations for environmental clean-up to the extent required for rehab of the property. Commissioners commented that Phase I for environmental assessment is done and part of Phase II is done also. They said the building has potential and want to see what can be done with it. Tom said the grant to tear the building down has been stopped. Ralph commented that the City has some ideas they want to explore. He sees a savable building for the community. The City of Cannelton has a meeting on February 10, 2020. Attorney Chris Goffinet said both parties would need to adopt a resolution, substantially the same. The next Commissioners meeting is at the Cannelton School. No action was taken at this time. Chris said he will work with Cannelton Attorney Rod Acchiardo on this.

ADDITIONAL APPROPRIATION – EDIT PLAN – PCDC

Administrator Teresa Kanneberg presented the Commissioners with an additional appropriation in the amount of \$226,903.80 for the Contract payment – Perry County Development Corporation (PCDC) out of the EDIT fund. The PCDC receives 20% of the EDIT money according to the EDIT Plan. This contract is to pay toward billed services of the PCDC. Bill made the motion to approve the additional, seconded by Randy. Motion carried 3-0.

TITLE VI IMPLEMENTATION PLAN & 2020 GOALS AND 2019 ACCOMPLISHMENTS REPORT

Teresa Kanneberg, County Administrator, reported that as recipients of Federal funds, Perry County has direct legal requirements to comply with nondiscrimination and accessibility laws. She stated that Title VI of the Civil Rights Act of 1964 stated “no person in the United States shall on the grounds of race, color, or national origin be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance.” INDOT provided guidelines for the Title VI and ADA Transition plan to develop the County plan. One of the requirements for the federal funding is to have an approved Annual Title VI Implementation Plan and a separate Goals and Accomplishment Report.

2019 accomplished goals were the Perry County ADA & Title VI newsletter, published annual nondiscrimination statement in the newspaper, posted notice of nondiscrimination in all county buildings, continued monitoring data to ensure minority populations have access to programs and services and list of federally funded transportation projects.

2020 goals are to continue annual newsletter to county departments, continue publishing annual nondiscrimination statement in local newspaper, continue to post annual Notice of Nondiscrimination in County Buildings, continue to monitor data to ensure that LEP individuals have access to programs and services, and continue to keep an updated list of federally funded transportation projects and ensure that contracts contain nondiscrimination language. Randy made the motion to approve the 2020 Title VI Implementation Plan and Accomplishments and Goals Report, seconded by Bill. Motion carried 3-0.

CENSUS 2020 UPDATE

Teresa informed the board that the Constitution mandates that all people living in the United States and U.S. Territories be counted every 10 years. She commented that there was a meeting last Friday with Census committee members to get the word out on how important it is for every citizen in the County to be counted. Every year billions of dollars in federal funding go to schools, roads, and other public services based on census data. The census data also determines the number of seats each state will have in the U.S. House of Representatives and is used to draw congressional and state legislature districts.

Teresa announced that households in Perry County will receive their first correspondence from the Census Bureau in mid-March. It will provide instructions on how to reply either by mail, online or by phone. Reminders will be sent out followed by

paper forms if no response is received. Then they will visit homes to attempt to get the information needed. To ensure an accurate account, the Census Bureau counts people at their usual residence, which is the place where they live and sleep most of the time. The count is based on where you were living as of April 1, 2020. She said the Census Bureau is bound by law to protect your answers and keep them strictly confidential. The answers you provide are used only to produce statistics.

MISCELLANEOUS

Councilman Charlie Baumeister spoke to the Commissioners about having individual email addresses for the Council and Commissioners through the County. The Commissioners were informed that Teresa and Auditor Pam Goffinet checked on the County’s email licenses we currently still have available. They were informed that we will have to purchase 5 more licenses with a cost of \$550.00. This amount can be taken from the Computer System line item in the Commissioners budget. Attorneys Chris and Rod both say it is a good idea for each of them to have one separate than their personal emails for County use, because if get into ligation, they can subject your whole computer or phone.

Herbie Landers presented the Commissioners with a packet explaining the 2020 Shelter Information he has put together. He doesn’t want an answer tonight but he wants them to review the information given. He also plans to go to the Council’s February meeting to explain this information also. Herbie said they need to start on getting their 501C status. Randy commented that the current shelter has not been turned over to the County yet because of taking care of some items such as the roof. They want to make sure they are satisfied first. He said they will probably need an independent inspection done. Herbie said the new name will be Rivers Edge Animal Shelter.

Tom read a statement in regards to the 2nd Amendment for the United 2A Org. Sanctuary. It says “As County Commissioners, we each took an oath of office solemnly swearing to support both the Constitution of the United States and the Constitution of the State of Indiana. We take this oath very seriously, and we reaffirm that we do support the Constitution of the United States, including the second amendment and all of the other amendments to it, as well as the Constitution of the State of Indiana.” Robert Thomas spoke up from the public and said what he learned from Spencer County is that if the County passes a basic resolution; the County cannot use resources to remove guns from individuals. It protects the County. Tom said we can keep guns out of the Courthouse. We want to do what is right and abide the Constitution. We have to operate within the law. Sheriff Alan Malone stated that he takes his oath seriously. For 27 years, he has been upholding the Constitution, amendments 2 and 4, and will continue to do so. He said this is on the Federal level and we cannot enforce Federal laws, only the FBI and the Marshalls can do that.

Teresa announced the next Board of Commissioners meeting is scheduled for Tuesday, February 18, 2020 at 9:00 a.m. at Cannelton High School unless closed due to inclement weather which will be moved to the Perry County Courthouse. The March 10, 2020 meeting is scheduled for 9:00 a.m. at the Tell City Junior Senior High School and Tuesday, April 21, 2020 the meeting will be at 9:00 a.m. at the Perry Central Junior Senior High School. These dates have been confirmed with the schools. The April 6th meeting is rescheduled for March 27, 2020 at 6:00 p.m. following the Council meeting.

The meeting ended in open session at 7:05 p.m.

Minutes approved this 21st day of April, 2020.

Thomas J Hauser
President

Randy Kleaving

Bill Amos

*Minutes prepared by:
Pamela L Goffinet, Perry County Auditor*

