

PERRY COUNTY BOARD OF COMMISSIONERS

MINUTES – AUGUST 17, 2021

The Perry County Board of Commissioners met at 8:00 a.m. as was duly advertised. Commissioners in attendance were Randy Kleaving and Gregg Jarboe. Also attending the meeting were County Administrator, Teresa Kanneberg and Sheriff Alan Malone. No *News Representative* nor the County Attorney were present.

The meeting opened with the Pledge of Allegiance.

Randy wanted to offer President Tom Hauser a speed recovery while he recovers from health issues.

PAYROLL

The payroll docket was approved in the amount of \$146,969.16 for the payroll distributed on August 16, 2021. Gregg made a motion to approve the docket, and Randy seconded the motion. Motion carried 2-0.

AFFIDAVIT FOR PAYMENT - PCDC

Alvin Evans with the Perry County Development Corporation presented the Commissioners with an affidavit to authorize Old National Bank to make certain payments from a Construction Fund established by the Trust Indenture dated December 1, 2014, and the Third Supplemental Trust Indenture dated as of April 28, 2021, between the County and the Trustee. It was explained that these invoices will be paid from bond proceeds and that the projects were already approved by the Redevelopment Commission. The invoices for payment are: Exhibit A - \$10,113.00 payable to Perry County Development Corporation for Project 2, Riverview Stream Mitigation, RES Kentucky LLC, Task 7 – As-built Survey and Completion Report. Alvin stated this is paid from the new 2021 TIF bond. Gregg made the motion to approve the affidavit, seconded by Randy. Motion carried 2-0.

RESOLUTION – READI FUND

READI stands for Regional Economic Acceleration and Development Initiative fund pursuant to IC 5-28-41.7, which establishes the READI fund to provide grants or loans to an eligible regional economic acceleration and development organization. House Enrolled Act 1001 provides the IDEC (Indiana Economic Development Corporation) with the authority to spend \$500,000,000 under the READI fund by providing up to \$50,000,000 in funds to regional organizations with the mission of accelerating efforts to attract and retain talent by working together to create high quality, vibrant, and dynamic places that stand out from a crowded field of options. Alvin said PCDC and Region 15 are working with the Indiana First Region with a mission to advance economic and community prosperity in the ten counties of the Indiana First Region which include Perry, Spencer, Harrison, Pike, Dubois, Crawford, Knox, Orange, Daviess and Martin counties. Alvin informed the Commissioners that they approved earlier to go ahead with the process. Everything is done except the State needs this resolution. The deadline to submit the application is September 30, 2021. Gregg made the motion to approve the resolution, seconded by Randy. Motion carried 2-0.

Gregg said he has seen the spreadsheets that were done. They are massive. He thanked Alvin and Erin Emerson for all the work they did. (See Attachment “A” R-C-21-4)

AWARDING OF BIDS – CYCLICAL REASSESSMENT

Assessor Mendy Lassaline informed the Commissioners that Attorney Chris Goffinet reviewed the Cyclical Reassessment bid of Tyler Technologies and found it to be in line. Mendy also went through the bid specs to make sure they had everything in there. This bid runs from 2022 -2026 for the next four years for a total amount of \$343,864.00. Gregg made the motion to award the bid of Tyler Technology, seconded by Randy. Motion carried 2-0

MISCELLANEOUS

Celia Ferrand asked about the money for ARP (American Rescue Plan). She said she gave Charlie Baumeister a wish list. She is looking for basics to start a sober living house in Tell City. She passed out pamphlets to the Commissioners.

Becky Thorn said she has attended several meetings lately and the last few have gotten out of control. She said we are not children. Everyone has an opportunity to speak and should not take it personally. The Commissioners answer questions to best of your knowledge. We need to stop this nonsense. These meetings are livestreamed and everyone is seeing it. There is a lack of common sense. The Commissioners need to get better control on the meetings. Nothing gets accomplished this way. This is not Perry County. She said she wanted to make this statement and will share it with the Council also. Randy commented that this made a lot of sense.

Julie Hess spoke up of being concerned about the kids in Tell City schools. She spoke to Dr. Marcum and he suggested that she go to the Commissioners. She is concerned about no masks for kids in school and for kids not vaccinated. The Indiana Department of Health follows the CDC guidelines. She said we need the local Health Officer to follow guidelines. The Commissioners have the power to mandate masks indoors and public places. This could have prevented the schools from opening the way they did. Need to do the correct thing for the community.

Gregg spoke up about Senate Bill 5 which gave the Board of Health, Commissioners and Schools local control legally. The way it works is the Board of Health mandates then the Commissioners have the power to veto/approve that mandate much like a Senate bill is passed then the President has the power to sign it or veto it. With the Board of Health only doing a recommendation, there is nothing to veto/approve by the Commissioners. Plus, the recommendation from the local health board is not more stringent than the CDC and Indiana State Board of Health, so even if we could veto it, it wouldn't mean much. Which is where the bigger issue begins. Though the state gave us local control legally, they at the same time tied everyone's hands (especially the schools) via insurance and lawsuits. For example, the schools could legally say that since it's a recommendation they are not going to enforce masks in school legally, but then the Indiana Board of Health and State Government issued a statement saying if the schools don't follow CDC guidelines, then their insurance could be void. So, in one hand, the state says you have local control, go ahead, but in the other hand, they open the school up to lawsuits. Which basically makes local control a mirage. Another perfect example is let's take the whole thing and turn it on its ear. This time the local board of health makes a mask mandate and hypothetically the Commissioners veto it. So, no local mandate exists at all now. Guess what, the CDC and State Board of Health recommendations still exist and the school is back in the same spot. So, tell me how if no matter what we do or say locally changes the final outcome, how can that be local control. This decision has been made for us already and they have just pushed the blame down the road as far as they can. Here is the one thing we can do locally; we can support the school boards; they have been placed in an impossible position. It has been made to look like they have a choice, but in reality, their hands are tied. And members of the Health Department, local board of health and the Commissioners should be the most supportive of all. If we can't stop the preverbal can from being kicked down the road, then we should not cast judgement either. Just because as a Commissioner, I lack the power right now to affect this situation, that does not give me the right to point blame at someone else. So, with that in mind, I would like to personally state that I know my school board, superintendent, staff, and teachers have the safety, health and well-being of our children, my daughter included, as their first priority. I am also sure the same can be said for the other two schools. So regardless of what they do and what your position is on this subject, please support them and let them know you understand the catch 22 that they are in.

Julie replied then that the Commissioners have no ability to mandate masks. She said she does not agree with Gregg's statement.

Jim Carter came before the Commissioners about misstatements that have been made. He is concerned about problems of there being no shelter at this time. He talked

about the kennels outside of the current building in Cannelton. Jim provided the Commissioners with information for animal bites and estimate on putting a roof over the kennels. It would be approximately \$2,000 to put a roof on. It would make it a complete secure facility. Jim also brought up about animal bites that happen. The Health Department has to be informed. It is state law. It is in the ordinance. He said then the animal is to be confined and away from others. The place of confinement is at the discretion of the animal board. He said if a dog bites now, the Department of Health says the animal stays in the home, the liability is on the County. They do not enforce what is in the ordinance. He would like for the Commissioners to look at this and make a decision. Jim thinks we need to do something and the officers would have some place to put the animals.

Teresa announced that the next regular meeting of the Commissioners will be on Tuesday, September 7, 2021 instead of September 6, 2021 at 6:00 p.m. because of Labor Day.

The meeting ended in open session at 8:30 a.m.

Minutes approved this 18th day of October, 2021.

_____ Thomas J Hauser President	_____ Randy Kleaving	_____ Gregg Jarboe
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*Minutes prepared by:
Pamela L. Goffinet, Auditor*