

Randolph County Commissioners

April 1, 2013

The Randolph County Commissioners met at their regular meeting at 9:00AM in the Commissioners and Council Room in the Courthouse with the following members present: Board President William Terrell, Michael Wickersham and Gary Girtton. Also present was Randolph County Auditor Mary Ann Lenkendorf, Sheriff Ken Hendrickson and County Attorney Meeks Cockerill. Council was represented by Max Holaday.

Prayer was given by Gary Girtton.

William Terrell, President presided over the meeting.

Dan Kirtley, Gordon Jackson-4-H update

Dan Kirtley gave copy of the annual report to Commissioners. Gordon Jackson stated the report shows what was done last year in 4-H. He thanked the Commissioners for their continued support. Dan Kirtley stated to bring everyone up to date on the enrollment process, there are 545 enrolled in grades 3-12. There are 159 enrolled for mini 4-H which is kindergarten-2nd grade. Michael Wickersham asked if there is a mentor program and Kirtley stated they did not have one exactly, but there is a junior leader program. Part of the junior leader program responsibility is to work with the younger 4-H members on an informal basis. Kirtley stated they do visit all the schools in the county and try to stress there is more to 4-H than agriculture projects. Kirtley stated the fair starts the third Saturday in July.

Chris Shaneyfelt Homeland Security-memorandum of understanding

Chris Shaneyfelt needed signatures for the Emergency management grant that funds his salary. This grant reimburses his salary by \$15,824.70. Michael Wickersham made a motion to approve signing the agreement for the salary reimbursement. Gary Girtton seconded the motion. All aye votes cast. Motion carried. Chris also presented a memorandum of understanding with Hollansburg, Ohio for the FEMA portion in case we would get into a multi-day operating period. Meeks Cockerill asked if the problems have been discussed for contracting across the State line. Shaneyfelt stated the two States were working together to overcome the problems. Gary Girtton made a motion to approve the Memorandum of Understanding with Hollansburg Ohio. Michael Wickersham seconded the motion. All aye votes cast. Motion carried.

Mayor Bryan Conklin, Monte Poling, Coby Wells Police chief, Bill Bradbury Asst chief-E-911

agreement

Mayor Conklin stated he had read in the newspaper about how the 911 agreement was to take place prior to him leaving for vacation. Conklin stated he wanted to open discussion of what took place a few years ago with dispatch. Conklin had talked with previous Commissioners and how they lost financially forty-two percent of the operating budget and that is when dispatch was taken over by the county. One of the Commissioners at the time went to the sheriff's department and told them the county would be taking on Union City dispatch and that is when the dispatchers at Union City starting leaving because they felt they wouldn't have a job. By the time the agreement was written Union City had no dispatchers left and there was no bargaining available for him to bring to the table. Monte Poling was police chief at the time when Dispatch was sent to the county. He was chief when the 911 center was formed. They had a group for the 911 and they had made some recommendations, but commissioners decided to go with the consultant's recommendations instead. They were told at the time that the county would not dispatch for the city of Winchester or Union City. There were no other options given at the time. Conklin stated they were not allowed to go with a countywide dispatch at that time and dispatch would have been just a telephone. There was no elaborate system allowed. All 911 calls at that time were coming to the county and calls were dispatched to an officer, ambulance or fire. Conklin asked Wells and Bradbury what dispatch means. Coby Wells stated his main concern is dispatch is the lifeline of the officers. They rely heavily on a good communication center. They have recently converted to the 800 radios and they can no longer communicate with their back up, which is Union City Ohio. They have had some issues but that has been addressed. He most importantly wanted to state that they maintain a dispatch center because that is his main concern. Bradbury stated they have had some bumps in the road with cooperation, but feels they can still utilize a cad system with the 800 radios. With the cad system, it would cause the dispatchers to do less work because the officers would do more work from their cars and less on the radios. There has been repeater problems with the radios and the maintenance guy working on them doesn't agree with the maintenance guy the county has. They have recently switched to using the county's guy and that seems to be working out. They are willing to do the dispatch and take away some of the load with 911. Coby Wells stated the operation board has not met since 2011. Conklin asked if that was due to nothing moving forward and Wells stated they were never given a reason for not meeting. William Terrell stated he had met with Coby Wells concerning problems and he had reviewed the tapes with Cynthia Acree. He didn't see that there were any problems. Terrell couldn't remember the incidents but felt there were no problems at the time. Coby Wells stated he was not here today to complain about anyone and there have been issues they have worked through and other issues they have not. Conklin asked if there were problems with the repeaters. Wells stated they have not had any problems since going to the 800 radios. The issue we had was a repeater that was in Indiana but they said it was our repeater that was the problem

in communicating with dispatch. Our guy was saying that was not the problem but the two cannot come together on anything. The fire department will eventually have to go to the 800 radios which is a large expense and they cost around \$2700. William Terrell asked if Coby was satisfied with the 911 agreement with Union City. Wells stated as far as the agreement yes, as far as service, it needs some work. Terrell said the main thing today is to iron out the problems with the agreement. There is a \$10,000 increase in the agreement for this year but there had not been any increases with the county. Wells said it's like anything else you want to get the best for the money you are paying. Chris Shaneyfelt was asked to join the discussion and he explained the reason the operations board had not met for over a year is because the policy is so vague as to what their responsibilities are. There had been previous complaints of the management of the 911 center. The board felt they have no authority to do anything. Conklin asked wasn't the intent to communicate on the same level whether you are a town marshal, police or fire. Shaneyfelt stated we do but the paper doesn't give them authority to do anything. Conklin stated that hashing out anything in an open forum like this makes it very difficult. After speaking with Barry Ritter executive director of Indiana 911, he said we are under no obligation to pay any money for dispatch. Ritter went as far last year to have me contact Mike Kierkoff representative from Kokomo area what to do with dispatch for the State of Indiana and paying additional fees for services that are already provided. Since Union City represents less than fourteen percent of the population of Randolph County and receives no 911 fees or county tax and then pays a surcharge on top of that without having any say or discussion as to what goes on. Bill Terrell stated he still wonders why they are objecting so strongly about entering into this agreement. The city of Winchester didn't have any problem entering into this. Conklin stated we have had that discussion as well. Winchester may be okay with it but approximately three years ago we entered a petition of over four hundred signatures to the county asking for the LOT tax for emergency services. At that time, we had cut forty percent of our personnel and then now you are asking us to look at paying additional money that no one else in the county is paying for. Conklin stated the LOT tax for emergency services could have happened all this time and Barry Ritter asked Conklin why Union City had been paying because they did not have to. Meeks Cockerill stated the original plan started in April 2009 and was for approximately \$46,000 and had been the same the past three years. Michael Wickersham stated he was in a dilemma and knows it is valuable to have a county 991 service, but if the Mayor is coming in to say they are not going to pay these dollars then we could say we would not give 911 dispatch but we can't do that. Cynthia Acree stated she had talked with Barry Ritter also and all they have to do is the 911 calls. Wickersham stated to Mayor Conklin the county has saved you money by getting rid of the dispatch and you have paid roughly \$150,000 in three years. Now we are giving you an increase of twenty five percent with the understanding no one wants to be given a twenty five percent increase. The county's problem is if you say no then the City of Winchester should not have to pay it either. If that is the case, the county would have a hole in the budget of approximately \$112,000. I would like to find a way to wean off the two cities from having to pay but without having a budget contribution of \$92,000 will be hard to absorb. He was in favor of continuing these discussions in a negotiated setting with the two cities. Maybe we can wean ourselves off of this down the road. Conklin stated the 911 calls will still flow through the county. He continued that from the beginning no monies were given to Union City dispatch when the 911 was put in. Cynthia Acree answered that the county put the 911 center in and the monies went to the county. Terrell asked if Conklin was not going to sign the agreement and the only way he would is by sitting down with the board of commissioners. Conklin stated he believes the discussion needs to be continued on and find a way to wean this off. Wickersham asked if the executive committee, which is the two mayors, sheriff, council member and commissioner, could meet and sit down to discuss this. Gary Girtton stated the operations and executive committee needs their descriptions modified so they can sit down and work things out. This should be the starting point instead of not meeting. Girtton had read the policy and it doesn't give anyone the authority. Conklin stated that agreement was made after they had no dispatch center so he wondered what conversation he could bring to the table. Wickersham stated he would rather have the executive committee come back and give a recommendation stating this is what we have agreed to and have an agreement going forward. Cynthia Acree stated the problem she has right now, by the mayor refusing to pay, there is no money to pay the person. The next time I do payroll there will not be enough funds in the account to pay the person. Conklin stated then we need to meet as soon as possible. Meeks stated you can set the time right now. They decided to meet on April 8th at 9 AM. Ken Hendrickson asked Commissioners exactly do you want the executive board to do. Terrell stated it would only be recommending what to do because it is up to the mayor if he is going to pay or not. Anything else would be decided by the board of commissioners.

Kevin Slick, Danny Love-Highway department-Bridge #52

Danny Love stated they had to close bridge 52 on 100 East between 400-500 North per engineer instructions. They are getting rfp's to reconstruct the concrete box and reinforce I-beams. They are hoping to have the bridge completed by the end of the year. Kevin Slick stated there is more information on bridge 226 that you requested. If they would like to take a field trip to see the bridge, that could be arranged. It is a one-mile section of gravel with one house. There are approximately 70-80 vehicles per year on that road and it wouldn't be feasible to repair it. There is no bus traffic and the residents go out to State road 227. Wickersham asked how many bridges were closed in the county. Danny stated they had four bridges closed. Danny stated this was just information for the Commissioners and no action is needed.

Ron Preston, Randolph Co Tea Party- United Nations Agenda 21

Ron Preston, Randolph County Tea party wanted to inform Commissioners about United Nations Agenda 21. This agenda is a comprehensive plan of extreme environmentalism, social engineering and global political control. This is sometimes referred to as sustainable development plan. It believes human activity worldwide must be controlled in order to preserve the planet. It places the welfare of the environment over the welfare of the people. It views the private ownership of property of single-family homes, private car ownership, individual travel choices and individual family farms as destructive to the environment. This was initiated at the U N conference in Brazil in 1992. There are nine basic principles.

1. Move citizens off private land and into high-density urban housing.
2. Create vast wilderness spaces that only wildlife can inhabit.
3. Reduce traffic congestion and fuel use by eliminating cars and create walk-able cities.
4. Supports chosen private businesses with public funds to be used for sustainable development.
5. Make policy decisions that favor the greater good over individuals.
6. Drastically reduces the use of water, power and anything that produces carbon pollution.
7. Use of bureaucracy to make sweeping decisions outside the democratic process.
8. Increases taxes, fees and regulations.
9. It implements policies designed to reduce the world population. They have even come up with a number of humans that they think should be allowed to exist worldwide in order to preserve the planet. The plan describes social justice as the right and opportunity of all people to benefit equally from the resources afforded to us by society and the environment. This would be accomplished by a massive transfer of wealth from the developed countries to the underdeveloped countries. It believes national sovereignty and private land ownership is a social injustice. They also feel that most human activity would have to be controlled by an international body, i.e. United Nations. You might think this plan could not be implemented within the United States. Treaties have to be approved by the US senate. It is being implemented right now on the State and local level. Presidents Bush and Clinton restructured the federal grant program to give money to non-government organizations. Which in turn forces local governments to form public and private partnerships with non-government organizations in order to get the grant money for programs and development. Then the elected officials may vote to empower a non-elected board, council or agency to oversee a project or development. These boards would consist of members of the non-government organizations and various other appointed people. The non-government members are usually a majority and control the money. The main non-government organization is the international council for local environmental initiatives or ICLEI. Its main purpose is to facilitate local governments in the implementation of agenda 21. Its stated goal is to connect cities, counties and local governments to the United Nations and other international bodies. ICLEI boasts on its website that it has over 1200 local government elected officials who are committed to sustainable development and is growing all the time. The proponents know they cannot sell this agenda to any sovereign national all at once. They are targeting city, state and local government's one at a time and are making progress. Agenda 21 uses projects of founding names such as smart growth, wild lands projects, Brazilian cities, regional vision projects and other green or alternative names. No one is against a cleaner environment, a more efficient use of cleaner fuels or better management of land and resources. These goals should not be achieved at the expense of our national sovereignty, disregard for our constitution, and our rights as citizens afforded by our constitution. We believe all elected officials should be aware of agenda 21 and consider all aspects before becoming involved with any of its projects. In the United States, there is increasing resistance to agenda 21. The Republican national convention in 2012 passed a resolution disclosing the destructive nature of this plan and cause for rejection of its policies and grant money attached to it. There is a democratic organization called Democrats against Agenda 21 that is actively working against this plan. There are several states introducing legislation to combat Agenda 21. In Indiana, house bill 1021 and senate bill 134 have been introduced to prohibit agenda 21 activities. Mr. Preston stated there is a lot online information, suggested Commissioners do their research, and it is not their intent to tell them how to vote if these projects come their way. They ask that they consider all the aspects and ensure as elected officials you protect our individual rights and preserve the constitution. If you get involved with one of these projects, we ask that you maintain control and not allow control to pass to some outside group. Mr. Preston passed out prepared informational packages to Commissioners. He thanked Commissioners for their time and attention.

Brian Myrick- Iron man triathlon and use of road 1100W

Brian Myrick represents the Iron man triathlon and in previous years they have used State road 35 and 36. They would like to find a way to get off US 36 since it causes congestion for travelers as well as safety for the participants. He would like to use County Road 900 for a mile and County Road 1100 for seven miles. They are not asking to close the roads and believes there are three stop signs on 1100. He would like the right-a-way for those roads with a stop sign and is asking for help from the Sheriff's department for approximately four hours from 8 AM to noon. Terrell asked if they had worked anything out with Delaware County. Myrick stated he had worked out the routes in Henry and Delaware counties. He does have a permit to use State Road 36 but it would be easier to use the county roads. The triathlon would be Saturday morning on July 13th. Ken Hendrickson would have a problem having enough officers available to sit at those intersections. Myrick does have State Police available to be available on State Road 35. Michael Wickersham made a motion to approve the use of County roads 900 and 1100 and work with the Sheriff's department for the officers. Gary Gitton seconded the motion. All aye votes cast. Motion carried.

Greg Beumer- Economic Development

Beumer stated he wanted to give some updates. He had received a letter from Cardinal Ethanol and they are requesting the use of some TIF money. There is a balance of \$211,000 and they would like to use

\$198,000. The money would be used specifically for equipment at Cardinal Ethanol. There is a redevelopment commission that will act on the request.

Beumer had received some information from the city of Fort Wayne to be a part of their foreign trade zone. Randolph County is one of very few counties that is not covered in a foreign trade zone. They are seeking input if we would like to participate or not and has given a timeline. Foreign trade zone is overseen by US customs and border protection services that are located in Fort Wayne. The Fort Wayne board has asked that their area to be expanded and has received approval. Beumer has talked with Jay County to get their opinion on joining and they believe it should be done. Frank Miller Lumber would be an example of doing business in other countries and could benefit by us being in the foreign trade zone. If Commissioners would decide to do it, it would require a letter from them asking to be a part of this zone. Beumer would be at the next meeting to go over this.

Beumer stated he had several conversations with Commissioner Girtton about consolidation of purchased items with cities/town and county. Beumer had a letter drafted to be sent out inquiring about items that are commonly purchased and the amounts that are spent. The Economic Development office will tabulate the findings and this will give us a starting point. A meeting would be set for April 25th.

Beumer gave an update from the last meeting of the Economic Development board concerning South Pacific spas. It was decided by the board that any company in the future that wants to receive benefits will be asked to provide a business plan. An incentive committee was formed and will meet this Thursday.

To date they had not received a business plan from South Pacific Spas and Mr. Clark had been informed of the requirement.

Regular Claims \$199,547.23 and Payroll Claims \$190,869.16

Gary Girtton made the motion to approve regular claims of \$199,547.23 and payroll claims of \$190,869.16. Michael Wickersham seconded the motion. All aye votes cast. Motion carried.

Minutes of February 19, 2013, March 4, 2013

Gary Girtton made the motion to accept the minutes as presented of February 19, 2013 and March 4, 2013. Michael Wickersham seconded the motion. All aye votes cast. Motion carried.

BIS Digital Invoice & annual maintenance agreement, replacement of microphones

Mary Ann Lenkendorf stated she received an invoice for annual maintenance of the recording equipment with BIS digital. This invoice is for the recording systems in the Commissioner/Council room, and both Courts. The maintenance for each room is \$615.00. The funds would be paid from the Commissioners budget. Michael Wickersham made a motion to approve the request as presented. Gary Girtton seconded the motion. All aye votes cast. Motion carried.

Mary Ann had also called the BIS representative after receiving the invoices and asked what it would cost to change out a couple of microphones. Part of the problem in this large room is that individuals cannot hear what is being said at the desks with these directional microphones. She would like permission to replace two of the microphones at the Commissioners desk since the BIS microphones have the ability to pick up sound in the surrounding the area. The current microphones are not from BIS and were put in the room by the architect. Fred Hoffman, Mary Ann and the BIS representative had tested the microphone recently and we believe it will solve many of the problems for the room. The cost for two microphones would be \$628. The two current microphones would be kept as replacements. Michael Wickersham made a motion to purchase the two microphones for \$628 in the Commissioners room. Gary Girtton seconded the motion. All aye votes cast. Motion carried.

Resolution 2013-7 repayment of borrowed funds RC Drug Task force

Meeks Cockerill stated this has been extended from the March 31st date to the end of the year for repayment. Michael Wickersham made the motion to adopt Resolution 2013-7 repayment of borrowed fund to the Randolph County Drug Task Force. Gary Girtton seconded the motion. 3 aye votes cast. Motion carried.

RESOLUTION 2013-7

A RESOLUTION TO REPAY BORROWED FUNDS
FOR THE
RANDOLPH COUNTY
DRUG TASK FORCE

WHEREAS, on 4th and 16th day of January, 2012, the Randolph County Board of Commissioners and the Randolph County Council passed Resolution Number 2012-2, a resolution to transfer money to the Randolph County Drug Task Force, to be repaid by December 31, 2012. The Randolph County Board of Commissioners and the Randolph County Council passed Resolution Number 2013-2, a resolution to repay borrowed funds for the Randolph County Drug Task Force, to be repaid by March 31, 2013.

WHEREAS, the Randolph County Sheriff's Department has informed the Board of Commissioners and the Randolph County Council that the Tri-County Drug Task Force cannot repay all the monies due, and would have to reduce hours for officers of the Task Force, unless the loan repayment period is extended.

WHEREAS, the Randolph County Board of Commissioners and Randolph County Council determine that reducing officers' hours in the Tri-County Drug Task Force is an emergency, and that the Tri-County Drug Task Force should be allowed to repay \$4,500.00 of the amount borrowed on or before December 31, 2013.

THEREFORE, be it resolved by the Randolph County Board of Commissioners and the Randolph County Council that:

1. The Randolph County Drug Task Force shall repay to the Cum Capital Development Fund, or the Rainy Day Fund the sum of \$4,500.00, on or before December 31, 2013.
2. All other monies loaned to the Randolph County Drug Task Force, under Resolution 2012-2, shall be repaid by December 31, 2013.

All of which is adopted on the 1st day of April, 2013, by the Randolph County Board of Commissioners.

Additional Appropriations:

Valerie Gibson stated the health department has been contracting with Vaccare, which provided vaccines to them but the cost of the administrative fees had become too high. The money in the appropriation will be used to buy more vaccine. They now have a billing clerk and she is doing direct billing with insurance companies to keep them from having to pay for billing. This is another step in becoming self-sufficient. Michael Wickersham made recommended approval of the additional appropriation for the Health Department \$884.00 Personal health care. Gary Girtton seconded the motion. 3 aye votes cast. Motion carried.

Treasurer's monthly edit report-tabled

Commissioners were presented with a corrected Treasurer's monthly edit report. Michael Wickersham made a motion to approve the corrected Treasurer's monthly edit report. Gary Girtton seconded the motion. All aye votes cast. Motion carried.

Randolph Eastern Common wage appointment-Tom Kerns

Michael Wickersham made a motion to appoint Tom Kerns to Randolph Eastern Common wage board. Gary Girtton seconded the motion. All aye votes cast. Motion carried.

Proclamation for May Mental Health month

Mary Ann Lenkendorf presented a request from Cherie Isakson asking the Commissioners to declare a proclamation in May for Mental Health awareness month. The request was tabled to have the proclamation corrected reflecting the Commissioners and not Council to sign.

Meeks Items-

Meeks Cockerill stated he had contacted Krieg DeVault wanting them to update the county's deferred compensation 457 plan. Meeks stated he is not an ERISA attorney and suggested someone from Krieg DeVault to perform the update. Lincoln Financial Group will not update the plans according to Scott Hawkins. Michael Wickersham asked if the plan would pay for the attorney. Meeks stated he would have to find out if the plan can pay for the attorney. It is not something that has to be done today but it needs to be done shortly. Meeks stated this needs to move on and then figure out where it will be paid from. Meeks stated the retainer with Krieg DeVault is \$1,000. Michael Wickersham made a motion to approve the engagement letter with Krieg DeVault and Meeks will find out where the source of payment will come from. Gary Girtton seconded the motion. All aye votes cast. Motion carried.

For Review-

Commissioners reviewed the following items with no action being required.
Soil & water minutes

Citizen Comments-

Owen Griffith, Union City announced that Union City Lions club Pancake date is April 13th from 6 AM to 1PM.

Ron Preston, Lynn stated he wanted to Commissioners to know there is a DVD in the Agenda 21 packet that will have to be played on the computer. He would appreciate their feedback on the information. Michael Wickersham stated he feels you should be aware of this agenda and what may come from the federal and state government. He had been aware of Agenda 21 before and feels the presentation contains valuable information.

John Reece, Lynn stated he would like Commissioners to check into the foreign trade zone before signing into this. He feels it will be more control put upon the county.


Jim Wallace, Winchester stated from his observation as a citizen the meeting starts with a prayer. He believes it would be better if everyone would rise for prayer followed by the Pledge of allegiance and then continue on with the meeting. Wallace stated this was only a suggestion.

Adjournment-

Gary Girtton made a motion to adjourn. Michael Wickersham seconded the motion. All aye votes cast. Motion carried.

Reviewed and signed this 6th day of May, 2013.

RANDOLPH COUNTY COMMISSIONERS



M. D. Smith

Greg J. Carter

ATTEST: Mary Ann Lenkensdofe
Mary Ann Lenkensdofe, Auditor of Randolph County