

The Adams County Board of Commissioners met November 10, 2020 at 11:00 a.m. in the Adams County Service Complex. Present were Commissioners: Doug Bauman and Kim Fruechte; County Attorney, Mark Burry; and Deputy Auditor, Brianna Brodbeck. Absent was County Auditor, Mary Beery due to Council still meeting.

IN RE: MINUTES

Upon a motion by Rex Moore, seconded by Kim Fruechte, for approval of the Adams County Board of Commissioners' Minutes for November 4, 2020. Motion carried.

IN RE: AUDITOR REPORT

**Payroll Claims**

Upon a motion by Kim Fruechte, seconded by Rex Moore, for approval of the payroll claims totaling \$310,531.42 for the pay period ending October 30, 2020. Motion carried.

**Claims**

Upon a motion by Kim Fruechte, seconded by Rex Moore, for approval of the claims totaling \$376,611.78 to be paid November 12, 2020. Motion carried.

**Treasurer's Report**

Upon a motion by Kim Fruechte, seconded by Rex Moore, to accept into record the October 31, 2020 report from the Treasurer of Adams County. Motion carried.

**Animal Shelter**

The Adams County Commissioners accepted into the record, the following reports from Animal Shelter Directors, Charlie and Carol Bowers. The October 2020 report states that they had sheltered 11 dogs and 18 cats with 6 being claimed and 15 adoptions. Zero animals were euthanized, and the Animal Shelter is currently housing 8 animals. There was \$120.00 received into the County General fund.

Upon a motion by Rex Moore, seconded by Kim Fruechte, to accept the Animal Shelter report for October 2020 into the record. Motion carried.

**Utilities**

Upon a motion by Rex Moore, seconded by Kim Fruechte, for approval of the utility claims totaling \$29,399.54 for the claims that were paid 11/9/2020. Motion carried.

**Health Insurance**

Upon a motion by Kim Fruechte, seconded by Rex Moore, for approval of the Allied Health Insurance funding request for November 9, 2020, in the amount of \$37,903.60 (Medical \$10,577.13 & Pharmacy \$27,326.47). Motion carried.

IN RE: RESOLUTION 2020-21

SHORT TITLE: A RESOLUTION OF THE BOARD OF COMMISSIONERS, COUNTY OF ADAMS, STATE OF INDIANA, WHICH DESIGNATES LEGAL HOLIDAYS TO BE OBSERVED BY COUNTY OFFICES DURING CALENDAR YEAR 2021.

Upon a motion by Rex Moore, seconded by Kim Fruechte, for approval of Resolution 2020-21 for the designation of regular meetings of the Adams County Commissioners for calendar year 2021. Motion carried.

IN RE: RESOLUTION 2020-20

SHORT TITLE: ADAMS COUNTY COMMISSIONERS DECLARATORY RESOLUTION FOR THE DESIGNATION OF REGULAR MEETINGS OF THE ADAMS COUNTY COMMISSIONERS, COUNTY OF ADAMS, STATE OF INDIANA.

Upon a motion by Rex Moore, seconded by Kim Fruechte, for approval of Resolution 2020-20 for the designation of regular meetings of the Adams County Commissioners for calendar year 2021. Motion carried.

IN RE: AMENDING RESOLUTION 2020-20 to RESOLUTION 2020-22

SHORT TITLE: ADAMS COUNTY COMMISSIONERS DECLARATORY RESOLUTION FOR THE DESIGNATION OF REGULAR MEETINGS OF THE ADAMS COUNTY COMMISSIONERS, COUNTY OF ADAMS, STATE OF INDIANA.

Upon a motion by Rex Moore, seconded by Kim Fruechte, for approval of Resolution 2020-22 for the designation of regular meetings of the Adams County Commissioners for calendar year 2021. Motion carried.

**Working from Home**

Brianna Brodbeck questioned the Commissioners if employees are allowed to work from home due to the COVID-19 numbers being higher than back when offices were working from home, in hopes to stop the spread and not have everyone here in the buildings if it can be avoided.

Commissioners advised that a memo be sent out to all department heads that they should be notifying the Auditor's office on quarantined employees. All employees must have official documentation of being quarantined and that will also have to be submitted to the Auditor's office. If a department head wants employees to work from home, they must get approval first from the Commissioners.

IN RE: COUNTY ENGINEER REPORT**Cumulative Bridge**

County Engineer, Tim Barkey, reported that culvert C234 was completed 2-3 weeks ago. Mr. Barkey went ahead with seeding, while the weather was nice, so now it is complete. The erosion projects are now complete as well.

The trail project south bridge has been resembled and is ready to be placed on the piers. This is scheduled for Thursday or Friday of this week. The north bridge will be brought back to the site soon and placed on the piers when it is ready.

IN RE: HIGHWAY DEPARTMENT

Highway Superintendent, Brad Yoder, advised the board that the Kimley Horn project will cost \$27,600 to finalize the plan. County Engineer, Tim Barkey, suggested we carry on with Kimley Horn. Commissioner, Doug Bauman asked if we asked for assistance from Jay County? Mr. Yoder stated no because we still don't have for the numbers. It is all in Jay County and they would consider the proposal and once we have the numbers in hand we would ask for some assistance. The extra will come out of highway budget. Mr. Yoder also said we can also say we've spent all this to do the study would you help with the rest. Commissioners said to keep Jay County informed. The Commissioners stated they have only seen the representative from Kimley Horn once. Commissioner, Doug Bauman said if we approve this then they need to present to the Commissioners when they finish this \$27,600.00. Attorney, Mark Burry needs to look over this agreement further before signing.

**Department**

Mr. Yoder reported his department is working on annual bids, sending out shortly. Annual bids will be opened December 15, 2020. They started berming Monday. The grant that Highway department started 2-3 months ago for a new AED has been approved for \$1,400.00 from Adams County Community Foundation.

IN RE: BUILDING MAINTENANCE**Complex Building**

Building and Grounds Supervisor, Rick Burkhalter, reported the air conditioning units are being installed for the IT server room and they are finishing the wiring today for the project. The only thing left is running duct work and hopefully that can be done on Friday. The fence will go up after making sure it all works.

IN RE: SUPERIOR COURT

Carrie Freeman, Office Manager of Superior Court, requested approval of the 2021 Court Interpreter Grant. Ms. Freeman stated that this would be a reimbursement grant and would cover \$3,000.00 of interpreter fees. The goal is to cover at least half of interpreter fees the County pays per year. The grant monies go back to county general.

Upon a motion by Rex Moore, seconded by Kim Fruechte, approval of the 2021 Court Interpreter Grant. Motion carried.

IN RE: SUBDIVISION CONTROL/LAND USE ORDINANCE 2020-13**Ordinance 2020-13**

Ordinance 2020-13, an ordinance amending and restating article 4 to the Adams County and land use ordinance in accordance with the provisions of I.C. 36-7-4 regulating the subdivision of property within Adams County was presented by Mark Wynn, Building and Planning Director, for approval. Plan Commission met last night and approved Ordinance 2020-13 with an effective date of December 1, 2020. The Commissioners questioned Mark Wynn if they could change the date and approve an effective date of January 1, 2021.

Tax payer, Bart Lehman, spoke that he is not sure how this got passed without commissioners passing, since they sent it back to Plan Commission. This ordinance makes it very hard for land to be subdivided and effects the farmers in Adams County. Mr. Lehman stated that 75% of the big farmers in Adams County are against this that he has spoken with.

Building and Planning Director, Mark Wynn, stated if they can get something in to us before the date they would be "grandfathered" in. Many local surveyors do not know if they can get everything done in the next three weeks.

Steve Kuhn understood it at the Plan Commission meeting that if the Commissioners wanted it to be an effective date of December 31, 2020 they could.

Mr. Wynn stated there is going to be a six-month review of how everything is going with Ordinance 2020-13. Attorney, Mark Burry, said Plan Commission or Commissioners can initiate changes to Ordinance 2020-13 if needed in the future.

Upon a motion by Rex Moore, seconded by Kim Fruechte, to adopt Ordinance 2020-13 with an effective date of January 1, 2021. Motion carried.

IN RE: BUILDING & PLANNING

Building & Planning Director, Mark Wynn, asked for permission to replace the Building Department Deputy position.

Upon a motion by Rex Moore, seconded by Kim Fruechte, to approve replacing the Building Department Deputy position. Motion carried.

IN RE: PUBLIC DEFENDER

Managing Public Defender, Brad Weber, met regarding the full-time employee. Mr. Weber inquired on if an employee worked for the county 5 years ago and comes back to work for the county, do they get their vacation time back? The employee would have to come back within two years. It was stated though if the employee was an elected official prior than this would not be applicable since elected officials do not have vacation time. Mr. Weber explained

to the board that Gayla likes to take many vacations with where she is at this point in her life and if she is the full time employee with no vacation time, can she take it with no pay? An employee can take time without pay if the department head approves. Mr. Weber is afraid of setting precedence to other county employees or offices. County Attorney, Mark Burry, said that with full time employees taking unpaid days off it can become a problem with the county paying benefits. Mr. Bauman also stated that the board approved Mr. Weber to hire another full time employee with intentions of them working full time hours.

IN RE: SHERIFF

Sheriff, Dan Mawhorr, presented the Sheriff's Salary Contract for 2021 & 2022. Mr. Mawhorr stated that by going under contract he will no longer be receiving any of the tax monies. This contract will set Sheriff, Dan Mawhorr's, salary at \$105,000.00 for January 1, 2021 through December 31, 2022.

Upon a motion by Rex Moore, seconded by Kim Fruechte, approval of Sheriff's Salary Contract for 2021 & 2022. Motion carried.

Mr. Mawhorr also made the Commissioner's aware that Matron, Patsy Smith, will be retiring at the end of November 2020 and going part time. Mr. Mawhorr plans on promoting a current jail cook to matron. Attorney, Mark Burry stated since Mr. Mawhorr is moving around within the department it would not have to be advertised.

IN RE: CARES UPDATE & ICJI GRANT

Deputy Auditor, Brianna Brodbeck, updated the board on CARES and presented the ICJI Grant. Ms. Brodbeck stated that Adams County has received all of the allowed monies from the CARES Act and that the \$436,513.12 has been reimbursed back to County General for payroll on 11/6/2020.

Ms. Brodbeck presented the ICJI Grant in the amount of \$79,868.69 for approval. The ICJI Grant will be used to complete more of the WebEx project in the court system and purchase more PPE.

Upon a motion by Rex Moore, seconded by Kim Fruechte, approval of ICJI Grant in the amount of \$79,868.69. Motion carried

IN RE: COUNTY ATTORNEY

**Request Vacation Waiver**

A request for policy waivers to rollover scheduled vacations were submitted for approval for; Community Corrections Director, Ian Gilbert. Resolution 2020-8 for the COVID-19 related vacation cancelations was approved 4/14/2020.

Upon a motion by Rex Moore, seconded by Kim Fruechte, for approval of the submitted policy waiver for Ian Gilbert to rollover scheduled vacations as the criteria was met. Motion carried.

**Working from Home**

Auditor, Mary Beery, stated that Kristy Stuckey in her office has a child that has been quarantined by school and daycare, and cannot go back until 11/20/2020 and requesting to work from home. Ms. Beery stated that according to the Families First Coronavirus Response Act that Ms. Stuckey falls under qualifying reason #5 which states "is caring for his or her child whose school or place of care is closed (or child care provider is unavailable) due to COVID-19 related reasons". Commissioner Bauman stated that if an employee is working from home they must be working their normal 8:00-4:30 hours. Auditor Beery replied that Kristy is one of the most trustworthy people she knows so that would never be a problem even with a child at home. Deputy Auditor, Brianna Brodbeck, pointed out that in the Families First Coronavirus Response Act it states that for qualifying reason #5 the employee only receives 2/3 pay.

Upon a motion by Kim Fruechte, seconded by Rex Moore, approval of Ms. Stuckey working from home 8:00-4:30 and receive 100% pay. Motion carried.

IN RE: ADJOURN

Upon a motion by Kim Fruechte, seconded by Rex Moore, the meeting for November 10, 2020 was adjourned. Motion carried.

ATTEST: Mary B. Beery  
Mary B. Beery, Adams County Auditor

Kim A. Fruechte  
Kim A. Fruechte, Commissioner

Rex Moore  
Rex Moore, Commissioner

Douglas L. Bauman  
Douglas L. Bauman, Chairman