

Commissioners Meeting

January 3, 2012 -- 8:15 A.M. CST

Meeting called to order by Auditor Donna J. Lynam. Parties present are as follows: Auditor Lynam, David Gogel, Al Logsdon, Mickey Toler and Attorney Jeff Lindsey.

Appointments

President, Board of Commissioners

Auditor Lynam asked for a motion for appointment of Commissioner President for 2012. Toler made a motion to appoint David Gogel as Commissioner President. Auditor Lynam asked for a second. Logsdon stated not until we ask Gogel if he would like to serve as Commissioner President. Gogel stated yes he would serve as Commissioner President. However, if he felt it would be too much he would step down. Logsdon seconded. All were in favor. Gogel took over the meeting at this time.

Vice-President, Board of Commissioners

Gogel asked for a motion for Vice-president of Commissioners. Toler made a motion to appoint Logsdon. Logsdon seconded. All were in Favor.

County Attorney

Jefferson A. Lindsey of Lindsey Law Office, 217 Main Street, Rockport, IN 47635 presented to President Gogel a letter of application to act as Attorney for the Board of Commissioners of Spencer County for the year 2012. There was discussion. Toler made a motion to appoint Jefferson A. Lindsey as 2012 Attorney for the Board of Commissioners. Logsdon seconded. All were in favor.

Building Commissioner

The Board of Commissioners acknowledged Jerry Bender for all of his extremely outstanding services to Spencer County over the 12 years he has served as Spencer County's Building Commissioner. Bender resigned December 31, 2011 due to health concerns.

Minutes

12/06/2011 minutes; Toler made a motion to approve minutes. Logsdon seconded. All were in favor.

11/15/2011 minutes; Logsdon made a motion to approve minutes. Toler seconded. All were in favor.

Community Wide Grant

CellSite Solutions, LLC faxed a document to the Auditor 12/28/11 for the Commissioners consideration. There was discussion concerning the document that was to serve as a written acknowledgment of the charitable contribution to Spencer County Commissioners on the invoice #1097 from CellSite Solutions, LLC. This document stated that the Commissioners being the donee acknowledges that CellSite Solutions, LLC the donor, has donated \$8,400 (56.18%) of the FMV, \$14,950.00 of (1) previously deployed 11' x 16' prefabricated concrete telecommunications shelter. The document was reviewed by County Attorney and Commissioners and it was agreed to be executed and faxed back to Carter J. Kramer, the President of CellSite Solutions, LLC.

Appointments

Position	2011 Appointment	2012 Appointment *Requested	Motion	2nd	Vote
President	David Gogel	David Gogel	Toler	Logsdon	All
Vice President	Al Logsdon	Al Logsdon	Toler	Logsdon	All
Attorney	Jeff Lindsey	Jeff Lindsey	Toler	Logsdon	All
Health Board	*Stanley J. Tretter, MD				
	*Dan Traylor, DVM	William Young- Expires 12/31/15	Logsdon	Toler	All
CH Custodian	Ruthie Selzer	Ruthie Selzer	Logsdon	Toler	All
CH Maintenance Super.	Milton Pledger	Milton Pledger	Toler	Logsdon	All
Veterans Service	Richard Lawson	Richard Lawson	Logsdon	Toler	All
Highway Super	Charles Painter	Charles Painter	Toler	Logsdon	All
Assistant Superintendent	<i>no appointment in 2011</i>				

Foremen	Louie Burch	Louie Burch	Toler	Logsdon	All
	Kirby Baum	Kirby Baum-Pending	Logsdon	Toler	All
	<i>open (District 3-D. Gogel)</i>	None at this time revisit in	Spring		
Chip & Seal Foreman	Max Talbott	Max Talbott	Logsdon	Toler	All
Cum Bridge Foreman	Charles Lee	Charles Lee	Logsdon	Toler	All
Office Manager	Cindy Painter	Cindy Painter	Logsdon	Toler	All
	Kay Erwin	Kay Erwin	Logsdon	Toler	All
Building Commissioner	Jerry Bender	Phil Brown	Toler	Logsdon	All
Asst. Building Inspector	Phil Brown	TBD			
EMA Advisory Board	Gogel	Gogel	Logsdon	Toler	All
Indiana Region 15	Al Logsdon (Gogel his Proxy)	Al Logsdon (Gogel his Proxy)	Toler	Gogel	All
Child Protective Services	Mickey Toler	Mickey Toler	Logsdon	Toler	All
SC Econ Development Commission	Paul Giles Expires Jan 2015				
LEDC	Mickey Toler	Mickey Toler	Logsdon	Toler	All
Joint appointment w/ Council	*John Wesner	*John Wesner	Logsdon	Toler	All
Redevelopment Commission	Paul Brockman	Paul Brockman	Toler	Logsdon	All
	David Dougan	Jan Braun	Toler	Gogel	All
	Michael Schriefer	Scott Singleton	Toler	Gogel	All
	David Waninger	David Waninger	Logsdon	Toler	All
Chamber of Commerce	Mickey Toler	Mickey Toler	Logsdon	Toler	All
Planning Trustee	Debbie Kroeger	Debbie Kroeger	Toler	Logsdon	All

Position	2011 Appointment	2012 Appointment *Requested or Current	Motion	2nd	Vote
Port Authority	Brooks Holstein Expires Dec 2012				
	Michael Cochenour Expires Dec 2012				
	Kerry Dougan Expires Dec 2012				
	Frank Ingram Expires Dec 2011	Frank Ingram Expires Dec 2015	Logsdon	Toler	All
	Jim Stokes Expires Dec 2011	Jim Stokes Expires Dec 2015	Logsdon	Toler	All
Advisory Plan	Mickey Toler	Mickey Toler	Logsdon	Toler	All
Citizen Member	Frank Ingram	Jerry Embry	Logsdon	Toler	All
Board of Zoning Appeals	-				
Solid Waste Board	All 3 Commissioners	All 3 Commissioners			
Incorporation Town Board Member.	Karen Waninger	Karen Waninger	Logsdon	Toler	All
American Disabilities	Logsdon	Logsdon	Toler	Gogel	All
Interlocal Board	Gogel	Gogel	Logsdon	Toler	All
Hearing Impaired	Kermitt Lindsey, Jr.	Kermitt Lindsey, Jr.	Logsdon	Toler	All
Parks & Recreation	Harold Banks- Appointment 2014				

	David Webb - Appointment 2014				
Spencer County Library	-				
ABC Board	Tom Fleischmann	Tom Fleischmann	Logsdon	Toler	All
Tourism Commission	Kendall Thompson	Kendall Thompson	Toler	Logsdon	All
	Mary Jeanne Schumacher	Mary Jeanne Schumacher	Toler	Logsdon	All
PTABOA (annual)	Jerry Schue	Jerry Schue	Logsdon	Toler	All
	Ron Magnus	Ron Magnus	Logsdon	Toler	All
SC Public Defend Council.	(Judge will notify if need Appointment)				
Mariah Hill RSD	Max Meyer Expires 2013				
SC Animal Control Board (4 year term)					
Santa Claus	Joey Brown (Expires 2012)				
Dale	Curtis Conley (Expires 2013)				
Rockport	Dale Meredith (Expires 2014)				
Commissioner (annual)	Gogel				
Veterinarian	Dr. Kevin Kennedy (Expires 2011)	Dr. Kevin Kennedy Expires 2015	Logsdon	Toler	All
SC Humane Society	Joy Zook (Expires 2013)				
Rural At-Large	Susan Waterman (Expires 2013)				
Roberts Rules of Order (modified)		Roberts Rules of Order (modified)			
Meeting Dates and Time					
1st Tue @ 8:15 am & 3rd Tues @ 1:00 pm			Logsdon	Toler	All
Exceptions:					
Luce Twp. Sewer Board	Vicki Braun	Marsha Bantle Expires 4/30/15	Logsdon	Toler	All

Highway Department

Superintendent Painter stated over the weekend he noticed commercial trucks parked on the paved road beside the Comfort Inn here in Rockport. This paved road is a county road. Auditor Lynam stated there is a sign up as you turn into Comfort Inn that states no commercial trucks are allowed to park in Comfort Inn parking lot. There was discussion. Painter will look into further. The Highway department's big tractor's transmission went out. The repair would be approximately \$10,000 at Blesch Brothers in Holland Indiana. Diagnostic tests were advised by Logsdon and for Painter to report back with results. Painter will check on leasing a tractor. Painter will put out bids for a used tractor. There was discussion concerning jail gasoline bill being six months behind. There was concern that this six month in arrears gasoline bill needs to be caught up. The County Highway department has been paying the bill for the sheriff. Painter stated the water at the Coroner's office needs to be drained and shut off during the winter months. There is heat to the office but the water lines are the concern. Logsdon advised Painter to drain pipes and shut off water and then contact coroner.

Engineer

Not present.

Bituminous Insurance

December 20, 2011 Auditor received a letter from Reed A. Martin, Jr., PG, and PHR Senior Risk Control Consultant concerning his September recommendation regarding protective equipment for coroner's office personnel. Martin requested hearing from the Commissioners as to the county's actions on this matter within the next 45 days. The Commissioners instructed the Auditor to make sure a copy of this letter is given to the Coroner and the Council. Gogel stated this is up to the Coroner to resolve.

Resolution 2012-01

Attorney Lindsey presented to the Commissioners Resolution 2012-01; A Resolution authorizing Redevelopment Commission expenditure of funds. It is desirable to pursue legislative action to address Pool 5 issue as it applies to Spencer County; in the month of December 2011 Ice Miller a legal firm out of Indianapolis Indiana provided legal services in the amount of \$5,000. The Spencer County Board of Commissioners approves of and authorizes the Redevelopment Commission to enter into an engagement with Ice Miller for legislative services in the Indiana 2012 Legislative Session at the rate of no more than \$5,000 per month for professional services, effective back to December 1, 2011, and to pay those fees from the AK Steel Settlement funds in the Redevelopment Commission's Non-Reverting Fund. This Resolution is also subject to the concurrence of the Spencer County Council and similar authorizing Resolution. Logsdon made a motion to approve Resolution 2012-01. Toler seconded. All were in favor.

Legal

Lindsey stated that the November 21, 2011 minutes needed to be changed from stating (in the last paragraph under Legal Costs): There must be a majority *from all* three boards to approve the disbursement of the funds within the Non-Reverting fund which is to be opened at the German American Bank to read as follows: There must be a majority *of each of the* three boards to approve the disbursement of the funds within the Non-Reverting fund which is to be opened at the German American Bank. There was discussion. Logsdon made a motion to make this change in the minutes. Toler seconded. All were in favor.

Amenity Insurance

Chris Middleton with Amenity Insurance came before the Commissioners. Middleton researched Catastrophic Inmate Insurance coverage costs for the Commissioners per their recent request. Hunt Insurance Group, LLC - Willis North America (3606 Maclay Boulevard, South P.O. Box 12909, Tallahassee, FL 32317-2909 Ph#1-800-763-4868) documentation was distributed to Commissioners for their review. Middleton compared current county policy with Willis North America policy. Willis North America offers an exclusive buy-back coverage which would cover AIDS, HIV, Pregnancy, Pregnancy related claims and Pre-existing conditions of which counties current policy does not cover. Willis North America can quote up to \$500,000. Middleton obtained a quote using 40 inmates at \$250,000 coverage and a \$10,000 deductible and the rate came back at .70 cents per day, including the Coverage buy-back program. Middleton checked further and was told they offer an alternative option of \$15,000 deductible (all other factors being the same) the rate came back at .64 cents per day. Middleton researched the counties claims at this point and found the county is not near \$10,000. There was discussion. Coverage could be immediate. Logsdon made a motion to use Willis North America for the budget protection coverage for 2012 at the coverage of 40 inmate average per day rate of 70 cents (\$10,000 deductible). Toler seconded. All were in favor. Middleton will contact Jim McDurmon that the carrier has been changed.

Logsdon asked to recess until 10:25 a.m. CST

Meeting called back to order by Gogel at 10:25 a.m. CST

Sheriff

Compensation Agreement

Sheriff Kermit Lindsey came before the Commissioners to ask approval of compensation agreement in lieu of statutory fees between himself, Sheriff Kermit L. Lindsey and the County of Spencer County. Sheriff stated all meals and tax warrants are turned over to the county and he receives a set salary. Logsdon made a motion to approve the compensation agreement for the Sheriff as presented. Toler seconded. All were in favor.

Parking Space

Sheriff requested a special parking space due to the numerous times per week that the sheriff cars are transporting prisoners back and forward between the jail and the courthouse. There was discussion on the Sheriff using the Visitors parking and to have Pledger change Visitor sign to Law Enforcement parking. Cam trial will be in April 2012. (Duration approximately 3-5 weeks) Shelby trial is moved to Warrick County.

CRS

Logsdon discussed with Sheriff Lindsey, Jim McDurmon, and Fella Jones the statute change that allows the hospitals to no longer charge astronomical inmate billing. With the new law change hospitals can only charge the Medicaid rate plus 4 percent which eliminates the need for CRS services. Logsdon visited hospital administrative department to question the high inmate billing and was given this valuable information. Inmate health concerns were discussed at length.

Gasoline

Logsdon spoke to Sheriff Lindsey concerning six month behind fuel bills. Lindsey discussed matter with commissioners.

Adjourned

Toler made a motion to adjourn at 11:35 a.m. CST. Logsdon seconded. All were in favor.

Board of Commissioners meeting adjourned at 11:35 a.m. CST

President

Attest:

Donna J. Lynam, Auditor