

FULTON COUNTY BOARD OF COMMISSIONERS

Monday, October 19, 2020

Meeting opened at 6:00 p.m. with Pledge to the Flag. Present: Commissioner Lewis, Commissioner Ranstead, Commissioner Metzger, County Attorney Holli Shorter-Pifer and Deputy Auditor Julie Scully.

COUNCIL ON AGING/TRANSPO – Georgia Moudy reviewed the third quarter claim for \$42,045. It is much lower than normal due to COVID-19. The average trips per day is fifty. Council on Aging is still closed to the public and will be reviewed again at the board meeting next week. The CARES Act Grant money received was \$97,028. The PMTF (Public Mass Transit Funds) must be used prior to the CARES Grant money and currently has a balance of \$90,000

HIGHWAY – John Geier presented permit 20-21 from NIPSCO for 30 feet of gas line in Macy. The work was done prior to applying for the permit. Rick motioned to approve, Steve seconded; carries. Permit request 20-2 from Earth Exploration, Inc. is requesting to take 35 road core samples on Old 31 from several locations for the Federal Aid repaving project. Steve motioned to approve with the permit fee waived, Rick seconded; carries. Commissioner Lewis performed the third and final reading for seven speed ordinances presented in the last meeting by title only. With no discussion or questions Rick motioned to approve ordinances 10052020 through 10052020-F, Steve seconded; carries. John updated on the department activities including culver repairs, brush cutting, laying pug, mowing, grading, and adding shoulder to paved roads. State detour closure at State Road 25 South, north of Fulton, to Mud Creek was reopened. State Road 25 North is about to be reopened but has been damaged. John spoke with someone at the State and they are denying damage to the road. A representative will be sent to inspect the road, Commissioners are invited to join. Double M Trucking requests to file an overweight/oversize vehicle permit. John requests to have a process in place for this type of request and presented an application for consideration. Rick motioned to approved the application for permit to transport oversize or overweight vehicles and objects over Fulton County roads for Double M Trucking, Steve seconded; carries. Bids for stone, culverts and cold patch will be opened on November 20th at 10:30 a.m.

SHERIFF – Chris Sailors reviewed the monthly reports for September. Sixteen body cameras were ordered for deputy use and are being set up. A five-year contract was signed at a cost of \$40,000. A K-9 was purchased and is at training for six weeks. A cage is being installed in the vehicle. An open house is being planned for a retiring deputy. The new jail is having masonry work done, housing door frames in area C are installed, cells will be delivered November 4-9. Exterior framing is going up, steel studs are being installed and enclosing the interior, roofing is complete on area C, exterior brick is being installed.

RESOLUTION ESTABLISHING A PROCEDURE FOR CARES ACT REIMBURSEMENT – Commissioner Lewis read the proposed resolution aloud:

RESOLUTION 10132020-D

**FULTON COUNTY COUNCIL AND FULTON COUNTY BOARD OF COMMISSIONERS
RESOLUTION ESTABLISHING A PROCEDURE FOR CARES ACT
REIMBURSEMENT OF PUBLIC HEALTH AND PUBLIC SAFETY PAYROLL COSTS**

WHEREAS, on March 6, 2020 the Governor issued Executive Order 20-02 which declared a public health emergency exists throughout the State of Indiana as a result of the coronavirus disease 2019 (COVID-19); and

WHEREAS, the State of Indiana, Office of Management & Budget, issued a letter on May 14, 2020, announcing a direct distribution of Coronavirus Relief Funds (CRF) from the United States Treasury that may be used for the limited purposes set forth in section 601(a) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act (CARES Act). Initial guidance from the federal government required that each state may only reimburse expenditures directly related to addressing the COVID-19 pandemic; and

WHEREAS, the Fulton County Board of Commissioners signed the Coronavirus Relief Fund Acceptance Certification in a public meeting on June 15, 2020; and

WHEREAS, the US Department of Treasurer updated on September 2, 2020 the Coronavirus Relief Fund Guidance for State, Territorial, Local, and Tribal Governments, to include payroll expenses for public safety, public health, health care, human services, and similar employees whose services are substantially dedicated to mitigating or responding to the COVID19 public health emergency; and

WHEREAS, the Fulton County Board of Commissioners in a public meeting on October 5, 2020, did vote in favor of requesting the reimbursement of payroll expenses of employees in the public health and public safety departments; and

WHEREAS, a memo issued by State Board of Accounts on September 30, 2020, states that the governing body must adopt in a public meeting an ordinance or resolution that this alternative process will be used for at least part of the CARES reimbursement received from IFA for public health and/or public safety due to the declared health emergency;

NOW, THEREFORE, BE IT RESOLVED by the Fulton County Board of Commissioners and the Fulton County Council:

- The CARES reimbursement for public health and public safety payroll will be receipted into the CARES Fund, fund number 8901 as guided by State Board of Accounts.
- A claim will be created against the CARES Fund for the full amount of the reimbursement, \$651,860.
- The money claimed will be receipted into County General, fund number 1001.
- Once receipted into County General, normal appropriation procedures will apply.

With no comments Commissioner Metzger motioned to approve, Commissioner Ranstead seconded; carries.

RESOLUTION ESTABLISHING 2021 HOLIDAYS – Commissioner Lewis read the proposed resolution aloud:

RESOLUTION: 10192020-A
FULTON COUNTY BOARD OF COMMISSIONERS
RESOLUTION NAMING OFFICIAL HOLIDAYS FOR 2021

WHEREAS, the Board of Commissioners may designate official Holidays for the employees of Fulton County; and

WHEREAS, the Board of Commissioners wish to designate the state Holidays and the days on which they will be observed; and

NOW, THEREFORE, BE IT RESOLVED that the following Holidays are authorized:

New Year's Day	Friday	January 1, 2021
Martin Luther King, Jr. Day	Monday	January 18, 2021
Good Friday	Friday	April 2, 2021
Memorial Day	Monday	May 31, 2021
Independence Day (observed)	Monday	July 5, 2021
Labor Day	Monday	September 6, 2021
Columbus Day	Monday	October 11, 2021
Veterans Day	Thursday	November 11, 2021
Thanksgiving Day	Thursday	November 25, 2021
Lincoln's Birthday (observed)	Friday	November 26, 2021
Washington's Birthday (observed)	Thursday	December 23, 2021
Christmas Day (observed)	Friday	December 24, 2021
New Year's Day (observed)	Friday	December 31, 2021

DATED this 19th day of October, 2020.

With no questions or comments being heard Commissioner Ranstead motioned to approve, Commissioner Metzger seconded; carries.

CLAIMS – Approved as presented

Jail Construction	\$3,055,111.53
10/9/20 Payroll	\$207,178.39
10/9/20 Payroll Deductions	\$69,399.41
LIT Distribution October 2020	\$637,920.66
Payroll Return	\$250.00
Host Fees for September 2020	\$33,333.33
October 19 Misc. Claims	\$993,187.20

AMEND RESOLUTION 05182020: PERSONNEL POLICIES RELATED TO PUBLIC HEALTH EMERGENCY DECLARATION FOR CORONAVIRUS DISEASE 2019 OUTBREAK – The resolution amendment is requested to strike requirements for employees who are exposed or test positive to follow the CDC guidelines going forward. Amendment is tabled until next meeting.

OLD BUSINESS – Gail Karas questioned if the personnel policy from September 2nd was adopted. Commissioners don't recall there have been any policy changes since last year but will confirm.

NEW BUSINESS – Bryan Clark discussed a property at 4330 McCarty Lane that he previously spoke with Commissioner Metzger about. There was a demolition lien placed against the property and he would like to purchase it. He requests the Commissioners to waive the lien. Mr. Clark stated that he believes the

owner to be a nuisance. Attorney Shorter-Peifer stated that the proper motions should be filed with the court for removal of the lien.

Commissioner Lewis presented an ordinance for the jail and detention center population:

JAIL AND DETENTION CENTER POPULATION ORDINANCE

GENERAL ORDINANCE # 10192020

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COMMISSIONERS OF FULTON COUNTY, INDIANA AS FOLLOWS:

In the event that there is space available to house any out of County inmates, the County Sheriff shall take all steps to maximize revenues by renting space in the Jail to other units of government. The County Sheriff shall make the unoccupied beds within the County Jail Center available to other counties within the State or elsewhere on a negotiated per diem charge per person, per day, all in compliance with applicable Jail Standards, 210 IAC 3-1-7 / IC 11-8-2-5; IC 11-12-4-1. The charge shall be paid into a fund known as the Fulton County Jail Facility Fund. Said Fund shall be segregated from the County General Fund.

All amounts in the Fund shall be placed in specific categories as follows:

- 70% of said funds shall be for Debt Reduction Fund. Said funds are to be held per Indiana Code for a period of ten (10) years prior to paying down the debt reduction.
- 15% shall be placed in a Maintenance Fund for said Facility.
- 15% shall be placed in an Operation Fund for said Facility.

Further, said Ordinance shall be considered null and void once the debt for the Correctional Facility is paid in full.

Said Ordinance shall not be altered or added to without a unanimous vote of all County Commissioners and County Council.

Commissioner Ranstead motioned to suspend the rules and perform the second reading by title only, Commissioner Metzger seconded; carries. Commissioner Lewis read the ordinance by title only. The third reading will be performed in the next meeting.

RECESS – Commissioner Metzger motioned to recess at 7:02 p.m., Commissioner Ranstead seconded; carries 3-0.