

**SECOND REGULAR MEETING DUBOIS COUNTY COMMISSIONERS**

**May 17, 2021**

The second regular meeting of the Dubois County Commissioners was held in the Commissioners/Council Room of the Courthouse Annex in Jasper, Indiana, beginning at 8:30 a.m. (EST) on May 17, 2021. Present were Commissioners Chad A. Blessinger, Nick Hostetter and Elmer Brames. Also present were County Auditor Sandra L. Morton, Highway Supervisor Steve Berg, Highway Engineer Brent Wendholt and County Attorney Gregory S. Schnarr. A quorum was declared present and the meeting was opened for business by President Blessinger.

Minutes of the May 3, 2021 meeting of the Commissioners were approved as presented. Claims against the County were examined and those found to be just, due and owing were allowed and those found to be not due and owing were disallowed, all as more fully set forth in the Claims and Allowance Docket of the County.

**RE: HIGHWAY SUPERVISOR'S REPORT**

Highway Supervisor Steve Berg presented the following report of Highway projects:

Equipment Bid Awards – The following bids/quotes were examined and considered. The results are as follows:

Sanitation Chassis

Sternberg, Inc. \$72,315.00 with trade – Proposal meets all specifications.

Ruxer Ford. \$67,950.00 with trade – Proposal did not meet specifications on FS-4, ES-1, ES-2, DB-1, CE-18

Berg recommended awarding to Sternberg, Inc. with delivery in 150-180 days. A discussion was held on the diagnostic capabilities of our equipment. A motion was made to accept the bid from Sternberg, Inc., was duly seconded and carried unanimously.

Sanitation Compactor

Pyramid Equipment \$83,225.00 with delivery 120 days after they receive the chassis. Estimated date of delivery is March 2022 more or less.

A motion was made to accept the bid from Pyramid Equipment, was duly seconded and carried unanimously.

Single Axle Chassis

Sternberg, Inc. \$56,546.76 with trade – Proposal meets all specifications.

Ruxer Ford \$65,400.00 with trade - Proposal did not meet specifications on ES3-1, ES-2, SB-1, CE-18

Berg recommended awarding to Sternberg, Inc. with delivery in 150-180 days. A motion was made to accept the bid from Sternberg, Inc., was duly seconded and carried unanimously.

Dump Truck Bed

IMPCO \$14,704.62 – Proposal meets all specifications.

Elpers \$14,818.67 – Proposal meets all specifications.

Berg recommended awarding to IMPCO with delivery in December 2021. A motion was made to accept the bid from IMPCO, was duly seconded and carried unanimously.

Flat-Bed Truck

Bob Lueger's Motors \$29,000.00 – Proposal did not meet specifications on G-7.

Sternberg Ford \$38,477.00 – Proposal meets all specifications.

Berg recommended awarding to Sternberg Ford with delivery in 6-8 months because it has a GVW of 19,500 pounds whereas the Lueger's vehicle is only 14,000 pounds. A motion was made to accept the bid from Sternberg Ford, was duly seconded and carried unanimously.

Engineer SUV

Bob Lueger's Motors \$41,200.00 with trade – Proposal meets all specifications.

Sternberg Ford \$38,537.66 with trade – Proposal meets all specifications.

Berg recommended awarding to Sternberg Ford with delivery in 6-8 months. A motion was made to accept the bid from Sternberg Ford, was duly seconded and carried unanimously.

Sealcoat Scheduling – Scheduling for sealcoat treatments will begin weather permitting on Monday, May 24, 2021 which includes the following roads: Holland Road East, Sermersheim Addition in Bretzville, Arrowhead Subdivision in Ireland, Haysville Road West, CR 330 North and CR 300 North, east of Kellerville Road.

Chip Seal Overlays and Repair – Overlays will begin on Tuesday, June 1, 2021 and will go for a few weeks then will transition into patch repairs. These will include the chip seal paving of Dixie Lane in St. Anthony and the paving of CR 720 East.

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**RE: HIGHWAY ENGINEER'S REPORT**

Highway Engineer Brent Wendholt presented the following report of Highway projects:

2021 Community Crossing Matching Grant – The Agreements are ready for approval and signatures which have been reviewed and are acceptable. A motion was made to approve, was duly seconded and carried unanimously.

2018 to 2021 Countywide Bridge Inspection – An invoice from American Structurepoint in the amount of \$502.87 for phase IIA was presented for approval. A motion was made to approve payment, was seconded and carried unanimously.

**RE: GIS LIMITED USE AGREEMENT/ MAPPING SOLUTIONS**

Auditor Morton presented a GIS Limited Use Agreement between Dubois County and Mapping Solutions for a paper map for Dubois County. A motion was made to approve the Agreement, was duly seconded and carried unanimously.

Auditor Morton presented a Service Agreement for Mapping Solutions to create and publish a 2022 Plat Book and related map products showing property ownership of land parcels in the unincorporated areas of Dubois County in the State of Indiana which are 5 acres or larger. A motion was made to approve the Agreement following a correction to "Indiana laws" on the signature page. The motion was duly seconded and carried unanimously. The correction was made.

**RE: AMERICAN RESCUE PLAN ACT – ORDINANCE 2021-19**

Commissioner Blessinger and Auditor Morton presented information on the American Rescue Plan Act (ARPA). An Award Request to claim the funds for Dubois County was presented. A motion was made to approve the Award Request and approved Commissioner President Blessinger sign as the Authorized User. The motion was duly seconded and carried unanimously. Ordinance 2021-19 was presented to create a new fund for the receipt of monies from the Federal American Rescue Plan Act of 2021. A discussion was held on the plans to use the funds. A motion was made to approve the Ordinance, was duly seconded and carried unanimously.

**ORDINANCE NO. 2021-19**

**AN ORDINANCE CREATING A NEW FUND FOR THE RECEIPT OF MONIES FROM THE FEDERAL AMERICAN RESCUE PLAN ACT (ARPA) OF 2021**

**WHEREAS**, the federal government passed the American Rescue Plan Act ("ARPA") on March 10, 2021; and

**WHEREAS**, the ARPA was subsequently signed into law by the President on March 11, 2021; and

**WHEREAS**, the State Board of Accounts issued a directive on March 18, 2021 which requires counties, cities, and towns that will receive an allocation of monies from the ARPA's Coronavirus Local Fiscal Recovery Fund to establish, by ordinance, a separate local grant fund called the "ARP Coronavirus Local Fiscal Recovery Fund" (the "Fund").

NOW THEREFORE BE IT RESOLVED AND ORDAINED BY THE BOARD OF COMMISSIONERS OF DUBOIS COUNTY, INDIANA THAT:

1. There is created a new local grant fund within the Dubois County Auditor's office that shall be titled "ARP Coronavirus Local Fiscal Recovery Fund," and that the auditor has issued a Fund number of 075-8950 with respect to these monies and that such monies shall be non-reverting.
2. The uses of the Fund are specified in §603(c) of the ARPA and shall be used in accordance with U.S. Treasury Guidance, as amended:
  - A. To respond to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19) or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or to aid the impacted industries such as tourism, travel and hospitality;
  - B. To respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible works of the metropolitan city, non-entitlement unit of local government or county that are performing such essential work, or by providing grants to eligible employers that have eligible workers who perform essential Work;
  - C. For the provision of government services to the extent of the reduction in revenue of such metropolitan city, non-entitlement unit of local government, or county due to the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year of the metropolitan city, non-entitlement unit of local government or county prior to the emergency; or
  - D. To make necessary investments in water, sewer or broadband infrastructure as approved by the U.S. Treasury.

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3. The monies of the Fund shall be appropriated by the County Council before expenditure and all expenditures shall be approved by the Board of Commissioners (the "Commissioners") with any and all claims to be paid from the Fund.
4. The Commissioners will encourage public input in order to create the plan, conditions, and rules (together, the "Plan"), upon which the monies are to be requested and used.
5. The Plan is attached hereto as "Exhibit A" and may be amended.
6. The auditor shall keep accurate and complete financial records of the receipt and expenditure of any and all monies deposited into and paid from the Fund.
7. Any unused monies of the Fund shall be paid back to the U.S. Treasury, as required.
8. Monies of the Fund shall not be deposited into any pension fund.

**DULY ADOPTED** by the Board of Commissioners of Dubois County at a regularly scheduled public meeting held on this, the 17<sup>th</sup> day of May, 2021.

### EXHIBIT A

#### A PLAN FOR THE UTILIZATION OF MONIES FROM THE AMERICAN RESCUE PLAN ACT (ARPA) OF 2021

According to the State Board of Accounts, Dubois County, Indiana will receive approximately \$8,288,384.00 from the ARPA's Coronavirus Local Fiscal Recovery Fund. As a county unit of local government, Dubois County will receive its allocation of monies directly from the U.S. Treasury (the "Treasury") in two tranches. The first tranche is expected to be allocated by the Treasury on May 11, 2021. The second tranche is expected to be allocated by the Treasury no-sooner than twelve months after the first tranche.

The Board of Commissioners of Dubois County, Indiana (the "Commissioners") will utilize its allocation of monies in accordance §603(c) of the ARPA and shall be used in accordance with U.S. Treasury Guidance, as amended.

Accordingly, the Commissioners will consider the following actions:

1. Responding to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19) or its negative economic impacts by providing assistance to households, small businesses, and nonprofits, or to aid the impacted industries such as tourism, travel and hospitality.
2. Responding to workers performing essential work during the COVID-19 public health emergency by providing premium pay or by providing grants to eligible employers that have eligible workers who perform essential work;
3. Recovering lost government revenue due to the COVID-19 public health emergency; and
4. Making necessary investments in water, sewer or broadband infrastructure as approved by the U.S. Treasury.

#### First Distribution (approximately \$4,144,192.00)

- Revenue Loss Replacement
- Broadband and Internet Infrastructure Improvements
- Water and Sewer Infrastructure
- Public Health Enhancements

#### Second Distribution (approximately \$4,144,192.00)

- Economic Development and Recovery
- Broadband and Internet Infrastructure Improvements
- Inter-local or Regional Transportation Initiatives
- Water and Sewer Infrastructure

The Commissioners understand that the U.S. Treasury will likely amend its guidance for the use of these monies, and therefore, this Plan may be amended as deemed necessary.

Furthermore, void amendment by the U.S. Treasury, the Commissioners understand that all monies must be spent by Dec. 31, 2024, and therefore, will engage in long-term planning efforts.

#### **RE: ORDINANCE CODIFICATION – AMERICAN LEGAL**

The American Legal Ordinance Codification project has been completed and the books were distributed for review. County Attorney Schnarr will prepare an accepting ordinance to be approved in June. The County Attorney will keep a listing of new ordinances and will provide updates to American Legal annually.

#### **RE: SURPLUS EQUIPMENT**

Auditor Morton presented the following items to be declared surplus:

Courthouse - HP Officejet 6210 All in one Printer/Fax/Copier; HP Monitor; HP Pro 3500 Computer; HP 280 G Computer and Mitel Phone

EMS - CPR Mannequins 8 Infant, 8 Adult

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911 Communications – Bookcase; Shredder; VHS Training Manuals and Audio Tapes and 2 Typing Desks

A motion was made to declare the items surplus, was duly seconded and carried unanimously.

**RE: COURTROOM RECORDING SYSTEM UPGRADE**

Judge Nathan Verkamp and Judge Mark McConnell requested approval to purchase new Courtroom Recording systems for the three courtrooms from Word Systems, LLC at a cost of \$15,018.76 per Courtroom. The ICJI Coronavirus Emergency Supplemental Grant (068-8904) was secured to cover most of the costs to update the recording systems; however, additional funding will be needed to install new cables for microphones. A motion was made to approve the recording system updates, pending County Council funding approval, was duly seconded and carried unanimously.

**RE: GARBAGE GALLERY – IRELAND BEAUTIFICATION**

Craig Greulich, Ireland Beautification, requested permission to paint the dumpsters at the Ireland Sanitation site on Wednesday, June 16, 2021. Sixteen artists from Jasper Community Arts will be assisting with the Garbage Gallery project. A motion was made to approve the request, was duly seconded and carried unanimously.

**RE: EMPLOYEE HANDBOOK**

The Employee Handbook is currently being updated. Commissioner Blessinger presented a request to change Section 5.16 Business Travel Lodging Reimbursement. Currently, overnight travel is not permitted within 80 miles of Dubois County, Indiana, unless authorized by the County Commissioners, excluding statutorily mandated expenses. The request was to lower the distance to 50 miles. A motion was made to approve the request effective immediately, was duly seconded and carried unanimously.

**RE: ELECTED OFFICIALS TRAINING FUND**

Commissioner Blessinger discussed uses for the Elected Officials Training Fund. The fund has a healthy balance but is limited on its uses by statute. Commissioner Blessinger would like to contact local Legislators for assistance in expanding the use of the fund.

**RE: JUSTICE PROJECT – BOND CLOSING**

The Bonds have been sold and the closing has been completed. Funds have been wired to the Trustee, Old National Wealth Services.

**RE: CONTINUING DISCLOSURE – DISSEMINATION AGENT**

Auditor Morton and County Attorney Schnarr presented an Agreement from Baker Tilly to assist Dubois County with advisory services for continuing disclosure as Dissemination Agent required under the securities laws with the SEC that will be needed over the life of the bonds. The Agreement was reviewed. Annual costs will be approximately \$3,000 beginning in 2022 and will be budgeted in the Auditor's budget over the life of the Bonds. A motion was made to approve the Agreement, was duly seconded and carried unanimously.

**RE: JUSTICE PROJECT- CONSTRUCTION BID AWARDS**

Mark Shireman, Shireman Construction, requested formal approval to award the construction bids received on March 26, 2021 and to authorize Commissioner Blessinger to sign the AIA Documents. A motion was made to approve the construction bids, was duly seconded and carried unanimously as follows:

Contract No. 1	General Trades	Krempp Construction	\$15,960,000
Contract No. 2	Mechanical	Harrell-Fish, Inc	\$ 6,848,848
Contract No. 3	Electrical	Weyer Electric	\$ 2,251,075

Construction progress meetings will be held every other Wednesday at 10:00 a.m. beginning on May 26, 2021.

**RE: ATTORNEY TRAINING**

County Attorney Schnarr requested permission to attend the Indiana Municipal Lawyers Association virtual training at a cost of \$150. A motion was made to approve the expense, was duly seconded and carried unanimously.

**RE: COVID-19 MASK MANDATE**

Due to changes from the CDC and increased vaccinations, a discussion was held on the mask mandate and temperature kiosks required in the County facilities. A motion was made that fully Covid-19 vaccinated visitors will not be required to wear masks in County Facilities unless required by the CDC/Federal Government.

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The motion was duly seconded and carried unanimously. Door signage will be posted. Temperature Kiosks will be removed. Plexiglass sneeze guards may be removed by Department Heads if desired.

**RE: BICYCLE-PEDESTRIAN TRAIL**

Commissioner Brames provided an update to the Bicycle-Pedestrian Trail project.

**RE: COUNTY CELL PHONE POLICY**

Commissioner Brames provided an update on the County Cell Phone policy changes being considered.

**RE: COVID-19**

Chris Waltz will be holding an organizational meeting for the COVID-19 Remembrance Committee which was discussed at the March 1, 2021 meeting.

**RE: REGIONAL SEWER DISTRICT**

Commissioner Hostetter provided information from the public meeting held on Monday, May 3, 2021 for the Regional Sewer District Study.

**RE: FUTURE MEETINGS**

The next regular meeting will be held on June 7, 2021 at 8:00 a.m. in the Commissioners/Council Room of the Courthouse Annex.