

**VANDERBURGH COUNTY  
BOARD OF COMMISSIONERS  
EMERGENCY MEETING  
December 1, 2020**

The Vanderburgh County Board of Commissioners met in session this 1st day of December, 2020 at 3:00 p.m. in Exhibit Hall A of the Old National Events Plaza with President Jeff Hatfield presiding.

<b>Reconvening of Meeting</b>
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President Hatfield: Okay, we're going to go ahead and get started with the Vanderburgh County Board of Commissioners December 1, 2020 reconvening of an emergency meeting.

<b>Attendance Roll Call</b>
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President Hatfield: Madelyn, please call the attendance.

Madelyn Grayson: Commissioner Musgrave?

Commissioner Musgrave: Here.

Madelyn Grayson: Commissioner Shoulders?

Commissioner Shoulders: Here.

Madelyn Grayson: President Hatfield?

President Hatfield: I'm here as well.

<b>Pledge of Allegiance</b>
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President Hatfield: If we could all stand for the Pledge of Allegiance.

(The Pledge of Allegiance was given.)

<b>Resolution CO.R-12-20-015: Approval of 2021 Meeting Dates</b>
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President Hatfield: Okay, the action items, we have Resolution number CO.R-12-20-015, which is approval of the 2021 meeting dates.

Commissioner Musgrave: Move approval.

Commissioner Shoulders: I'll second the motion.

President Hatfield: Madelyn, please call the roll.

Madelyn Grayson: Commissioner Musgrave?

Commissioner Musgrave: Yes.

Madelyn Grayson: Commissioner Shoulders?

Commissioner Shoulders: Yes.

Madelyn Grayson: President Hatfield?

President Hatfield: I am a yes as well. The motion carries.

**(Motion approved 3-0)**

**Sixth Amended MOU with Old National Events Plaza**

President Hatfield: Item B is the sixth amended memorandum of understanding with Old National Events Plaza. Attorney, Joe Harrison, is here to address and answer any questions we may have for the next three items. Joe? So, do any of the Commissioners have, well, Joe, why don't you just sort of tell us what this is.

Joe Harrison, Jr.: Hi, Joe Harrison, attorney for the Building Authority. I do not have an agenda in front of me. Do you have the other two items on there as well?

President Hatfield: Yeah, the jail maintenance agreement—

Joe Harrison, Jr.: Okay.

President Hatfield: --and Community Corrections as well.

Joe Harrison, Jr.: The sixth amended memorandum of understanding relates to depreciation reserves that have been paid by the county and held by the Building Authority during the life of the lease agreement for this facility. And, right now the depreciation reserve balance is \$1,898,730 that's in that account. And, the County Council has requested \$100,000 of that sum to be used to offset their budget for next year, for 2021. So, instead of paying whatever amount they're paying, they want that reduced by \$100,000. In addition, they want \$36,340 to be used, to be applied for the payment of camera/recorders in this facility, new camera/recorders. And, they've asked the Building Authority and the County Commissioners to approve this sixth amended memorandum of understanding. There's been five others before that. I believe, last year, maybe even a year before that, some money was used to offset their budget as well. But, again, there's still a sufficient sum of depreciation reserves in that account. It will be used to pay for capital improvements and what not. The county has made a pretty decent chunk of money over the last 20 years in interest, believe it or not. Not lately, but early on, which has kept that amount up quite substantially. David, do you have anything else?

Dave Rector: My only comment to all three of these, and I would request that you approve them, and as I've told Council, at some point we're going to have to pay the piper here. We keep doing this, it helps to offset this year, maybe 2021 is obviously different, they need the money to help their budget, but at some point, we really probably need to look at these really closely, because this brings it to about \$1.2 million for the depreciation reserve over the last several years they've taken out of this building. This is the first time that we've taken out of the jail and corrections. So, we can afford it, we can do it right now, but at some point, I think it's a serious discussion when do we stop this and we use that money for its intended purpose.

Commissioner Shoulders: Yeah, I agree. The total request is \$136,340?

Dave Rector: Yes.

Commissioner Shoulders: Right?

Joe Harrison, Jr.: And, if approved, there will be \$1,762,000 or so in there, in that depreciation reserve.

Commissioner Musgrave: I'll move approval based on the recommendation of Dave Rector and the attorney to do this, but I've noted that I think that long term we can't do this. So, that's my motion.

Commissioner Shoulders: I will second that.

President Hatfield: Now, your motion, just to be clear, your terms aren't connected, right? Do you know what I'm saying?

Commissioner Musgrave: That's right. It's the motion to do that, with the notation that—

President Hatfield: You mean your desire?

Commissioner Musgrave: --I'm noting that—

President Hatfield: Yeah.

Commissioner Musgrave: --so that it's in the record—

President Hatfield: Right.

Commissioner Musgrave: Okay, alright.

President Hatfield: Yes, right. Got it. Okay, Madelyn, will you call the roll?

Madelyn Grayson: Commissioner Musgrave?

Commissioner Musgrave: Yes.

Madelyn Grayson: Commissioner Shoulders?

Commissioner Shoulders: Yes.

Madelyn Grayson: President Hatfield?

President Hatfield: I am a yes as well.

**(Motion approved 3-0)**

<b>Amendment to Jail Maintenance Agreement</b>
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President Hatfield: The next one is amendment to the jail maintenance agreement.

Joe Harrison, Jr.: This is a similar situation where there's depreciation reserves that have accumulated in the county jail depreciation reserve fund. Those are county funds paid by the county over a period of time. Currently there's a balance of \$868,149 in that depreciation reserve fund. A sum of \$100,000 was paid into that fund over a period of ten years. So, it's just under, you know, they've used maybe \$140,000 or so up to this point, and they're asking that \$100,000 of that depreciation reserve amount be applied towards their budget, that the county has with regards to the jail for 2021. So, that will reduce that amount down to, no, it will be reduced to \$868,000. It will be reduced to that. So, right now they've got \$968,000 in there, which they have not taken anything out of that, really, to speak of, up to this point, and they're asking that this be approved as well.

Commissioner Musgrave: I'll make a motion to approve.

Commissioner Shoulders: I'll second the motion. You say the balance is now \$868,000, Joe?

Joe Harrison, Jr.: No, the balance is \$968,000. It will be \$868,000 once this is approved.

Commissioner Shoulders: Yeah, okay. I'll second the motion.

President Hatfield: Madelyn, please call the roll.

Madelyn Grayson: Commissioner Musgrave?

Commissioner Musgrave: Yes.

Madelyn Grayson: Commissioner Shoulders?

Commissioner Shoulders: Yes.

Madelyn Grayson: President Hatfield?

President Hatfield: I am a yes as well.

**(Motion approved 3-0)**

**Amendment to Community Corrections Maintenance Agreement**

President Hatfield: Then the next one is amendment to Community Corrections maintenance agreement.

Joe Harrison, Jr.: And, again, this is similar, although the Building Authority does not own this facility, like the jail and this complex, the county does own that, but there was a maintenance agreement established back in 2004 that required the payment of depreciation reserves. It was, over ten years \$50,000, and believe it or not, currently there is a balance in there of \$563,000. So, they've made that much interest over a period of, since 2004. So, they're asking that \$50,000 of that amount, that brings it down to \$513,789, be used to apply towards the budget, the county's budget with regard to this facility for 2021. So, again, after this is approved, they'll still have more than what was intended to be in there anyway.

Commissioner Musgrave: I'll make a motion to approve.

Commissioner Shoulders: Second.

President Hatfield: Madelyn, please call the roll.

Madelyn Grayson: Commissioner Musgrave?

Commissioner Musgrave: Yes.

Madelyn Grayson: Commissioner Shoulders?

Commissioner Shoulders: Yes.

Madelyn Grayson: President Hatfield?

President Hatfield: I am a yes as well.

**(Motion approved 3-0)**

President Hatfield: Thank you, Joe.

Joe Harrison, Jr.: Thank you very much.

President Hatfield: Thanks, Dave.

Commissioner Shoulders: Thanks, Joe. Thanks, Dave.

**Department Head Reports**

President Hatfield: The next item is department head reports. I don't see any department heads here, but there may be online. If there is and they have anything to report, please speak up. Hearing none.

**New Business/Old Business**

President Hatfield: Is there any new business?

Commissioner Shoulders: New or old, I'm not sure which one it would be, I just hope everybody had a safe, healthy and good Thanksgiving break. Now that we're in December, I hope everyone continues to social distance, be safe. Unfortunately, you see the numbers every day, so if everybody would continue to wear masks and social distance, wash your hands, all that stuff.

President Hatfield: Okay, Cheryl, do you have anything?

Commissioner Musgrave: Well, I'll just throw out there that just at one of the hospitals in town, a quarter of every admission in the hospital is there being treated for COVID-19.

President Hatfield: So, one out of four?

Commissioner Musgrave: One out of four, and we're just starting what we are calling a super surge. This is for real. You have to wear your masks. You have to social distance, or our hospitals are going to get to the point where they are in other communities where they can't fit anybody else in there. So, this is extremely serious. And, I know I've been in retail establishments lately where no one was wearing a mask. We can't operate this way.

President Hatfield: Absolutely. Good points by both Commissioners. Old business, does anyone want to report on the auction today?

Commissioner Musgrave: Yeah, I wanted a report, but when I arrived here a little bit ago, they were still auctioning. So, I think it's too early to have a report. The fact that they were still auctioning I think is a very good sign.

President Hatfield: Good deal. That's the property tax—

Commissioner Musgrave: This is the property that the Commissioners actually own.

President Hatfield: Oh, that's right.

Commissioner Musgrave: Yeah.

President Hatfield: Alright.

<b>Consent Items</b>
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President Hatfield: The next item is consent items. I just need a motion for those, unless anyone has any questions.

Commissioner Musgrave: Motion to approve the consent items.

Commissioner Shoulders: Second.

President Hatfield: Madelyn, please call the roll.

Madelyn Grayson: Commissioner Musgrave?

Commissioner Musgrave: Yes.

Madelyn Grayson: Commissioner Shoulders?

Commissioner Shoulders: Yes.

Madelyn Grayson: President Hatfield?

President Hatfield: I am a yes as well. That carries.

**(Motion approved 3-0)**

<b>Public Comment</b>
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President Hatfield: The next item is public comment. Nothing? Okay.

<b>Recessing of Meeting</b>
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President Hatfield: I just need a motion for adjournment.

Commissioner Musgrave: Do you want a motion to recess?

President Hatfield: Or recess, I'm sorry.

Commissioner Musgrave: I'll make a motion to recess.

Commissioner Shoulders: I'll second the motion to recess.

President Hatfield: Okay, we are recessed until two weeks from today.

Commissioner Shoulders: No, we have a special meeting next week though, remember?

President Hatfield: Yeah, we have a special meeting next Tuesday at 3:00, that's December 8<sup>th</sup>, and then we have another Commissioner meeting back here two weeks from today at 3:00.

Commissioner Shoulders: Right.

President Hatfield: And, that will be our last meeting for the year. Alright, so, we are adjourned. Thank you.

Commissioner Shoulders: Thanks.

Commissioner Musgrave: We are actually recessed.

(The meeting was recessed at 3:12 p.m.)

**CONSENT ITEMS:**

**Commissioners:**

Approval of the November 24, 2020 Emergency Commission Meeting Minutes.

**Employment Changes:**

Health Dept. (1)	County Clerk (1)	Sheriff (3)
Superior Court (2)		

**County Auditor:** Claims Voucher Report: 11/23/2020 through 11/27/2020.

**County Treasurer:** October 2020 Monthly Report.

**Superior Court:** Surplus Request: Xerox copier.

**County Engineer:**

Department Report.

Surplus Request: Copier and plotter.

**Those in Attendance:**

Jeff Hatfield	Ben Shoulders	Cheryl Musgrave
Craig Emig	Madelyn Grayson	Joe Harrison
Dave Rector	Others Unidentified	Members of Media

**VANDERBURGH COUNTY  
BOARD OF COMMISSIONERS**

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**Jeff Hatfield, President**

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**Ben Shoulders, Vice President**

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**Cheryl A.W. Musgrave, Member**