

September 12, 2023

Council Chambers
Vigo County Government Center
Terre Haute, Indiana

Roll Call:

Present: Mike Morris, Chris Switzer and Mark Clinkenbeard

Others Present: County Attorney Terry Modesitt, Auditor James Bramble, Tammy York-Allen, Diana Winsted-Smith, Chris Eldridge, Elizabeth Meny, Tona Bean, Tim Cunningham, Kevin Gardner, Joni Wise, Adam Grossman, Larry Robbins, Joey Lehman, Kara Wright, Jordynne Shelton, Bruce Allen, Vicki Weger, Norm Loudermilk, Tony Cassiseah, and several members of the public.

Pledge of Allegiance.

Mike Morris called the meeting to order and led the Pledge of Allegiance.

Review of Minutes/Claims. Auditor James Bramble presented the Board with meeting minutes for September 5, 2023 for approval. Mark Clinkenbeard made a motion to approve the minutes for September 5, 2023. Chris Switzer seconded the motion. Upon a voice vote of 3-0, the motion unanimously passed.

Mr. Bramble then presented the Board with expenditures for the period of September 2, 2023 through September 8, 2023 in the amount of \$6,051,434.18. Chris Switzer made a motion to approve the September 2, 2023 through September 8, 2023 claims in the amount of \$6,051,434.18. Mark Clinkenbeard seconded the motion. Upon a voice vote of 3-0, the motion unanimously passed.

Barnes & Thornburg Contract - Commissioners. County Attorney Terry Modesitt said this is the engagement letter for Rick Hall to handle the solar agreements here in the County. Mr. Hall is now handling the solar agreements throughout the State. He is also the State Commissioners' attorney. This is an area of expertise for him. He works it out with the solar companies, when he represents counties, that the solar company pays all of his fees. Chris Switzer said at least 3-4 solar companies had approached the Commissioners and explained how the process worked. Mr. Hall has represented at least 50 plus counties in solar projects. Chris Switzer made a motion to approve the contract. Mark Clinkenbeard seconded the motion. Upon a voice vote of 3-0, the motion unanimously passed.

Interlocal Agreement Between Honey Creek-Vigo Conservancy District – Commissioners. County Attorney Terry Modesitt said this is an agreement prepared by Craig McKee that in the event of disaster, the County's involvement in this agreement is to store sandbags at the County's south highway location. There are multiple parties involved and this is the County's piece in the puzzle. It is an agreement being prepared in the event of a flood or disaster. Mark Clinkenbeard said this is one of the last steps in getting this approved by FEMA to get this out of the flood plain which would open up lots of land to future development and help out current homeowners with their insurance rates. After some brief discussion, Mark Clinkenbeard made a motion to approve execution of this agreement. Chris Switzer seconded the motion. Upon a voice vote of 3-0, the motion unanimously passed.

MS4 Permitting – Larry Robbins. Larry Robbins said this is part of the MS4 agreement since we are a Class C organization, so this will help satisfy permitting requirements for the MS4 agreement. The City of Terre Haute helps out with this greatly. The SW2 Services Professional Services proposal is just a

contract that the Sanitary Board has already approved to have Christopher Burke Engineering do the coordinating with us and that's the \$40,000 fee in the MS4 agreement. That fee is split equally between all the entities. Thus, the County is only responsible for \$5,000.00 of the total fee. Terry Modesitt said he had reviewed the document and requested a couple of changes, which had been made, and he is good with the agreement. Chris Switzer made a motion to approve the agreement. Mark Clinkenbeard seconded the motion. Upon a voice vote of 3-0, the motion unanimously passed.

Ongoing SW2 Services Professional Services Proposal – Larry Robbins. This was discussed in the prior paragraph.

Public Comments. There were none.

Comments or other business from Commissioners or other Elected Officials. County Assessor Kevin Gardner said he thinks he has found the answer to a question regarding the health care clinic he raised at last week's meeting. However, he said the prior group that ran the Clinic had provided a list of covered services to the employees and asked if we could get the same type of thing from the current company. Chris Switzer said they were currently working on brochures for employees. Kara Wright said that there had been some confusion with how things were to be done but the clinic will still run the same way as before but some things just had to be clarified within the current system.

Chris Switzer said the Commissioners had met with Jerry Sweetin yesterday about demolition of Markle Mill Dam. They believe they will be announcing a date for demolition of the dam by the end of the week.

Mark Clinkenbeard said that the parking lot at Community Corrections will reopen today. The outside work is complete. Relocation of E911 to the second floor work is progressing and they hope to have them moved in by the end of the year.

Chris Switzer thanked Joni Wise for arranging for the State Board of Health Commissioner Dr. Weaver to be present at a recent meeting.

Larry Robbins said the first phase of Springhill Road is complete. They are still waiting on utility relocation on the next phase. He received the standby cost by email this morning from White Construction. These utility delays are going to cost the County \$17,901.84 a week. He will be trying to put more pressure on the utilities companies to get their lines relocated. There was discussion about taking some legal action in regard to this matter. Frontier and Spectrum, the utilities in question, do not respond to any attempts at contact. They have been on notice for a year to get the lines relocated. Discussion continued. Larry Robbins said that if relocation does not take place within 3-4 weeks, Phase II (which was to have been completed by about mid-November) will have to be scrapped until next Spring.

Shannon Giles, Tobacco Prevention and Cessation Coordinator for Tobacco Free Vigo, said the City Council recently passed an amendment to the smoking ordinance to expand the definition to include electronic devices, commonly known as e-cigarettes, vapes, juuls, etc. Now she would like to request the same thing be accomplished on the county level so that the entire county has the same ordinance. She had provided a draft ordinance for review so that the city and county will mirror each other. She isn't sure what the effective date is for the city ordinance. Tobacco Free Vigo is offering new signage, free of charge, to all businesses who need it. They will also be having some lunch and breakfast

meetings into the Fall to educate people about the new legislation and how it will affect employers in the county.

Shelby Jackson, Public Health Educator, asked about the approval the Commissioners had given several months ago allowing her to post signage in acrylic signholders throughout the building. She had ordered enough signholders for all the restrooms and gave them to Maintenance to hang up only to discover that it's not allowed. Chris Switzer said they do not want to put any holes in the doors because it voids the warranty. She could hang things on the walls if she used Command Strips or something like that.

The meeting recessed at 9:20 a.m.

Mike Morris

Attest:

Chris Switzer

James Bramble, Auditor

Mark Clinkenbeard