

**Meeting Minutes  
Board of Commissioners  
2524 Corydon Pike Suite 104  
New Albany IN 47150**

**August 4, 2020  
6:00 P.M.**

**Shawn Carruthers called the meeting to order and led the *Pledge of Allegiance*.**

**Present** – President Shawn Carruthers, Vice President John Schellenberger and Tim Kamer

**Also Present** - Attorney Rick Fox, Auditor Jacqueline Wenning, Assessor James Sinks, Council President Brad Striegel, Sheriff Frank Loop and HR Director Michelle Portwood

Shawn Carruthers led a moment of silence for the passing of Prosecutor Keith Henderson.

**Old Business:**

1. FCO 2020-10 Establishing Bargaining Unit for Dispatch

Sheriff Frank Loop and Dispatchers requested the passing of the Ordinance Establishing Bargaining Unit for Dispatch.

John Schellenberger stated the Commissioners would like to sit down with HR Director Michelle Portwood and discuss reclassifying on the Salary Ordinance.

Tim Kamer would like to discuss with dispatchers, HR Director and Council members, Brad Striegel and Tom Pickett, if it is mostly salary that they are concerned with or if there are other issues that need to be addressed to determine if collective bargaining is the route they need to go.

2. Floyd County Assessor-James Sinks

a. Re-Bids for Cyclical Reassessment Services

Attorney Joseph Colussi spoke on the cyclical reassessment contract. He has worked with Switzerland and Jefferson Counties on this issue. He stated the current contract with Tyler Technologies has a paragraph 27 stating that termination can be for any reason with 30 days' notice. Mr. Sinks was contacted by Lexur and it was decided to rebid the contract. Tyler Technologies chose not to rebid. The Lexur bid would save the county \$42,862.00 during phases 3 and 4 and freeing up an Assessor employee with a savings of \$24,000.00 bringing the total savings of \$66,862.00. Tyler Technologies sent a letter stating that they felt it wasn't fair that they did nothing to deserve a re-bid.

John Schellenberger and Tim Kamer did not understand the practice of advertising the rebid but not notifying the company by letter or email. Tim Kamer stated that he is troubled by why the rebid was conducted when Tyler was not negligent. He feels it is not good business practice.

Mr. Colussi stated that if a company is involved with government contracts they know to watch the newspaper for notices.

Shawn Carruthers stated that he is concerned that even though cancelling the contract could save the county money it could also result in a law suit that could cost the county even more money in legal fees.

Attorney, Rick Fox, stated that they can reject the bid or accept the bid and cancel the current contract. The decision is up to the Commissioners.

Tim Kamer stated that Floyd County prides themselves on being good business people. John Schellenberger agrees.

Assessor, James Sinks, asked if they could re-open the bid process and give both companies an opportunity to rebid. John Schellenberger applauded Mr. Sinks for trying to save money but asked if he was not satisfied with Tyler.

Mr. Sinks stated that he is concerned about the turmoil at Tyler. He has heard, on good authority, that we may not be receiving the same quality of services as they have in the past.

Mr. Schellenberger stated that Mr. Sinks can revisit this when he has tangible evidence that Tyler is not honoring their contract.

**Motion to deny rebid and continue the contract with Tyler until the term set in the original contract. Moved by Tim Kamer. Seconded by John Schellenberger. Motion passed unanimously.**

**New Business:**

1. Right of Way Dedication from Kroger Limited Partnership

**Motion to approve. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

2. Director of Operations and Planning-Don Lopp
  - a. Paving Change Orders

Package 1

**Motion to approve. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

Package 2

**Motion to approve. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

Package 3

**Motion to approve. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

Package 4

**Motion to approve. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

- b. Award – Community Crossing Grant Bid

Horacio Urieta stated that Libs is lowest bidder.

**Motion to approve. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

- c. FCO 2020-11 – Placement Stop Signs Cobblers Crossing

**Motion to approve with unanimous consent. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

- d. INDOT Grant Extension – Charlestown Road

**Motion to approve. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

e. Interlocal Agreement of Local Roads

This Interlocal Agreement is with the Town of Georgetown concerning east and west lanes of Baylor Wisman Road and Henriot Road.

**Motion to approve. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

f. Change Order of Novaparke

Change order #7 for pump station control panel modification for sanitary sewer for \$15,912.08.

**Motion to approve. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

3. Board & Committee Reports

**Proclamation was presented on Friday, July 31<sup>st</sup> to declare Wednesday, August 5, 2020 Patsy Weber day for her 45 years of service with Rauch Inc.**

John Schellenberger reminded everyone that Crusade for Children is the weekend of August 8 and 9.

Tim Kamer stated that they are putting controls on the money coming from the government for COVID expenses. They are trying to be smart with how they are spending the money and keeping people safe.

Shawn Carruthers stated that they are working with the judges putting together a group of elected officials that would like to start a conversation with the community about where we are and where we want to be in the future concerning diversity.

- Let the record show that the Floyd County Commissioners received the Weights & Measurers report for June 2020
- Approval of the July 21, 2020 Commissioners Meeting Minutes & June 4, 2020 Joint Meeting Minutes

**Motion to approve. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

- Approval of Payroll and Claims

**Motion to approve. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

**Today's Meetings:**

4:30 Special Meeting-To Receive and Open Bids for Community Crossing Project  
Stormwater meeting will follow Bid Openings

**Next Commissioners Meeting:**

August 18, 2020 6:00 P.M.

Auditor Jacqueline Wenning asked if there could be another batch of claims for contractual employees, reimbursements and utilities submitted by the 5<sup>th</sup> of the month and paid on the 10<sup>th</sup> of each month. Attorney Rick Fox stated that they could do a verbal resolution tonight and follow up with a written resolution at the next meeting.

**Motion to approve a verbal resolution for claims for contractual employees, reimbursements and utilities submitted by the 5<sup>th</sup> of the month and paid on the 10<sup>th</sup> to be followed by a written resolution at the next Commissioners meeting. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

**Public**

James of Floyds Knobs is concerned about the speeding on Scottsville Road. Don Lopp stated that they can do a traffic count and they will share the results with the Sheriff.

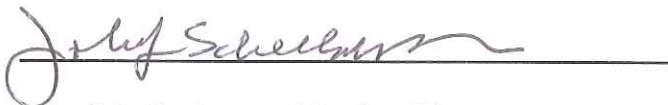
He also asked about sewer lines and sidewalks on Scottsville Road from the Elementary School to the ice cream shop. Don Lopp stated that they will be signing a thoroughfare study and could include Scottsville Road on that.

PJ Moore, Georgetown, spoke on the Tyler verses Lexur matter. He stated that the county is not to be run like a business, it is a government. He disapproves of their decision to not approve Lexur for cyclical reassessment services. He stated that if they can save the tax payers money by switching that they should agree to that. He feels that Mr. Sinks was doing his job trying to save the tax payers money.

**Motion to adjourn. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**



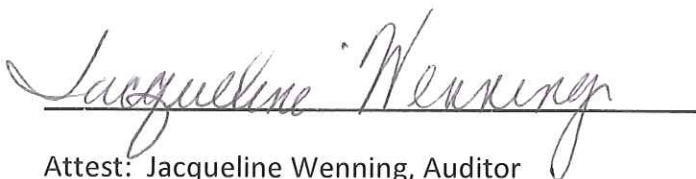
Shawn Carruthers, President



John Schellenberger, Vice President



Tim Kamer, Commissioner



Attest: Jacqueline Wenning, Auditor