

**MINUTES
JOINT MEETING
FOUNTAIN COUNTY COMMISSIONERS
FOUNTAIN COUNTY COUNCIL
MARCH 9, 2020
9:00 A.M.**

**The following Fountain County Commissioners were present at the meeting:
Craig Stalter, Don Hesler, Tim Shumaker.**

**The following Fountain County Council members were present at the meeting:
Dudley Cruea, Tom Booe, Joe Whittington, Jim McKee, Jim Hershberger,
Dale Clawson and Bill Glover.**

COUNCIL MINUTES

A motion was made by Joe Whittington and seconded by Tom Booe to approve the Council minutes of the February 10, 2020 meeting as presented. Vote: 5-0

Review & Acknowledge Treasurer's Bank Reconciliation and Monthly Comparison Report of Funds

A motion was made by Tom Booe and seconded by Jim McKee to acknowledge the Treasurer's Bank Reconciliation for February 29, 2020 and Monthly Comparison Report of Funds. Vote: 7-0

New Jail – Delay Issues discussed

Brad Deno, President of Kettlehut Construction and Scott Carnegie, AAIA Project Manager of DLZ were both in attendance and explained to the Council and Commissioners the following approx. 52 week delay issues:

- The commissioners and council took extra time to look over the jail design. That caused a 3-month delay (11-week extension of design phase)
- In 2018 Fountain County experienced an extreme winter. There were 57 days of below freezing temperatures, 38 working days that were impacted. This caused a 5 week delay
- Delegated metal building design delay was 6 weeks which caused a foundation delay of 9 weeks.
- Glesco sprayed Muriatic Acid in the lines in the kitchen attempting to clear a line and it destroyed the Stainless-Steel appliances late January 2020. The company is refusing to take blame for the incident. New appliances and anything that was touched by the acid will have to be replaced. This is going to be an 8–11 week delay to reorder the appliances, etc.
- CMU Efflorescence / Paint delay – weather caused was 11 weeks.
- Fire Walls had to be corrected to meet inspection requirements. DLZ took care of this at full cost as it was their error.
- The parking lot had to be redone. J R Kelly was supposed to remove the duraberm before pavement. Testing holes were done and the stone and duraberm was removed and that is not a good base for under asphalt. It would have caused issues down the road if not taken care of. It was redone at no cost to the county.

Commissioner Tim Shumaker spoke up questioning Kettelhut’s president about their experience with jail construction linking the delays to lack of knowledge in this type of construction to avoid more than normal delays. Shumaker also made known his extensive research in jail construction managers prior to hiring was to avoid these extreme delays and ensure the taxpayers of Fountain County that the \$16 million investment would be handled efficiently. Would it have been different if Commissioners Hesler and Stalter had hired Construction Control Inc., the state’s most experience jail construction management company? The answer is we will never know. What we do know is the project is months behind schedule and someone needs to accept responsibility.”

Commissioner Don Hesler asked Scott Carnegie, DLZ if Kettelhut Construction was the problem in the delays because they’ve never built a jail. Carnegie replied, “I don’t believe Kettelhut had any affect on the design timeline. They presented bidding and completion standards.”

Carnegie has been actively involved from the beginning attending Jail Committee meetings with council member Jim Hershberger and commissioners Hesler and Stalter for the past two years.

Shumaker explained his nay vote, and he indicated that he wasn’t satisfied with a number of issues and no one has accepted responsibility for the project being six months and counting behind schedule causing unnecessary expenses on the county. Out of County Housing for December 2019 – January 2020 is \$19,612.50 and the 8-Jailers that were hired in December 2019 because they were told the Jail would be done in January 2020.

Change Orders after April 1, 2019

J.R. Kelly Company	\$ 3,741.00
J.R. Kelly Company	\$17,297.00
Glesco Electric Inc	\$29,970.00
Pauly Jail Building	-\$ 2,541.00
RSQ Fire Protection	-\$5,478.00
J.R. Kelly Company	\$26,609.00
J.R. Kelly Company	\$ 1,568.00
J.R. Kelly Company	\$42,013.00

A motion was made by Don Hesler and seconded by Craig Stalter to ratify and approve the Change Orders. **Vote: 2-1**

Change Order for Stainless Steel Appliances that were damaged:

A motion was made by Don Hesler and seconded by Craig Stalter to approve the change order to order the new equipment in the Kitchen at the Jail to replace the damaged appliances. **Vote: 2-1**

Project Status:

The Jail is over 90% completed. The State Jail Inspection was done and approved last Friday.

The punch list is being worked on and the finishing touches are being done.

Architects and engineers met the prior week signing off certificates of completion at 90 percent.

The biggest wait will be the new appliances and furnishing in the kitchen that were affected from the acid to come in and be installed which could take 8-11 weeks to get and have installed.

Project Status, (cont.)

They are projecting that the Jail will be done before the end of the month and all that would be left would be waiting on the new appliances for the kitchen. The Sheriff's department would then be able to start training their employees in the jail on the new system.

Acceptance of Substantial Completion:

A motion was made by Don Hesler and seconded by Craig Stalter to approve the acceptance of the substantial completion contingent on the execution of the insurance policy being in place of the satisfaction of the County. **Vote: 2-1**

New Jail updates – according to ONB and the Fountain County Auditor

Construction in progress	\$ 9,387,328.23 as of 12-31-2019
January Invoices paid –	\$ 951,562.36
February Invoices paid –	\$ 246,711.98
	\$10,585,602.57

*Furnishings Costs paid - \$131,451.36 is included in the total figure.

Interest paid –

1/15/2020 - \$283,496.89

7/15/2019 - \$283,496.89

1/15/2019 - \$354,371.09

Principle payment \$590,000 due July 1, 2020

Don Hesler volunteered to take anyone that wanted a tour of the facility to meet there at 1pm on March 9, 2020.

**THE NEXT COUNCIL MEETING WILL BE APRIL 20, 2020
AT 9:00 A.M.**

A motion was made by Tom Booe and seconded by Bill Glover to adjourn the meeting. **Vote: 7-0**

Brenda Hardy
ATTEST

Dudley Cruea
Dudley Cruea

James L. Hershberger
James Hershberger

Tom W. Booe
Tom Booe

Joe Whittington
Joe Whittington

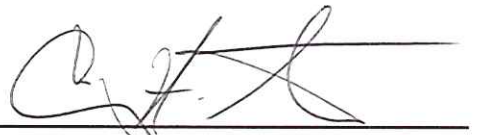
Jim McKee

Dale Clawson
Bill Glover
Bill Glover

A motion was made by Don Hesler and seconded by Tim Shumaker to adjourn the meeting.

Vote: 3-0


ATTEST: Brenda Hardy
Fountain County Auditor


Craig Stalter, President


Don Hesler


Tim Shumaker