

COUNTY COUNCIL REGULAR MEETING – DECEMBER 2, 2002

The meeting was called to order by President, Charles Canary.

I. ROLL CALL

The following members were present: Brent Waltz, Keith Wright, Ron West, Daniel Dennis, and Richard Mason. Pam Young was not present. John P. Wilson was present as the Council's Attorney.

II. PLEDGE OF ALLEGIANCE

III. INVOCATION

IV. APPROVAL OF 12/2/02 AGENDA

Mr. Canary added the following departments for requests of transfer of funds to the agenda:

- Superior Court No. 3
- Superior Court No. 2
- Victim Assistance
- Animal Shelter

Mr. Dennis moved to approve the agenda as presented including the additions. Mr. Mason seconded the motion that carried unanimously.

V. APPROVAL OF 11/12/02 MINUTES

Mr. Dennis moved to approve the minutes as presented. Mr. West seconded the motion that carried unanimously.

VI. PUBLIC COMMENTS

There were no public comments.

VII. SALARY ORDINANCE AMENDMENTS, ADDITIONAL APPROPRIATIONS, REDUCTIONS, & TRANSFERS:

Mr. Dennis moved to approve the following transfers as requested.

BLUE RIVER TOWNSHIP ASSESSOR – (110)

From: #110-360.0 – Equipment Repair & Maintenance (\$ 10.96)
To: #110-224.0 – Cleaning Supplies \$ 10.96

WHITE RIVER TOWNSHIP ASSESSOR – (113)

From: #113-114.1 – Deputy Assessor (\$ 1,000.00)
To: #113-115.0 – Part-time \$ 1,000.00

COOPERATIVE EXTENSION SERVICE – (116)

From: #116-112.3 – Program Assistant (\$ 450.00)
To: #116-215.0 – Office Supplies \$ 260.00
To: #116-440.0 – Office Equipment \$ 190.00
From: #116-323.0 – Travel & Training (\$ 1,000.00)
To: #116-440.0 – Office Equipment \$ 1,000.00

PARK –(128)

From: #128-119.1 – Part-time (\$ 1,434.00)
From: #128-199.0 – Overtime (\$ 126.00)
To: #128-325.0 – Operating Expenses \$ 1,560.00

CIRCUIT COURT – (131)

From: #131-113.1 – Assist. Court Reporter (\$ 3,280.00)
To: #131-114.0 – Part-time \$ 3,000.00
To: #131-114.1 – Part-time GAL \$ 280.00
From: #131-391.0 – Jury Expenses (\$ 860.00)
To: #131-250.0 – Equipment Repair & Maintenance \$ 860.00

JUVENILE DETENTION CENTER – (140)

From: #140-210.0 – Office Supplies (\$ 1,000.00)
To: #140-311.0 – Professional Services \$ 1,000.00
From: #140-122.7 – Youth Care Manager (\$ 9,000.00)
To: #140-340.0 – Utilities \$ 9,000.00

COMPUTER SERVICES – (141)

From: #141-199.0 – Overtime (\$ 358.00)
To: #141-323.0 – Travel & Training \$ 358.00

SUPERIOR COURT NO. 3 – (134)

From: #134-391.0 – Jury Expenses (\$ 350.00)
To: #134-401.0 – Office Equipment \$ 350.00

SUPERIOR COURT NO. 2 – (133)

From: #133-120.1 – Professional Services (\$ 1,650.00)
To: #133-440.0 – Office Equipment \$ 1,000.00
To: #133-215.0 – Office Supplies \$ 500.00
To: #133-325.0 – Communication \$ 100.00
To: #133-391.0 – Jury Expenses \$ 50.00

VICTIM ASSISTANCE GRANT – (305)

From: #305-111.0 – Director (\$ 1,574.30)
To: #305-199.0 – Overtime \$ 1,574.30

ANIMAL SHELTER – (219)

From: #219-353.0 – Vehicle Repair & Maintenance (\$ 350.00)
To: #219-264.0 – Wearing Apparel \$ 350.00

COUNTY COUNCIL REGULAR MEETING – DECEMBER 2, 2002 – (cont.)

Mr. Mason seconded the motion.

Mr. West commented if the departments have extra funds at the end of the year to purchase office equipment or operating supplies that are transferred from the 100 series he thinks the departments could use the funds for salary increases instead.

The motion carried five to one, Mr. West voted nay.

ANIMAL SHELTER – (219) (tabled from November)

Julie Hively, Animal Warden, appeared to request an additional appropriation in the amount of \$1,500.00 for operating supplies. She explained the extra funds are needed for film, film processing, dog/cat food, and litter. Sam's Club is no longer donating torn food and litterbags. They also seized several horses that needed bedding and food for foster care. The Humane Society is going to have a big food drive for the Animal Shelter next week.

Mr. Waltz moved to approve the request as presented. Mr. Mason seconded the motion.

Mr. Mason asked if fees could be collected for the cases that go to court.

Ms. Hively explained that the Prosecutor is in charge of the court cases and she is not involved after the cases are turned over to the Prosecutor; however she would like to be involved. She feels the individuals should pay the county for the expenses incurred.

Mr. West asked how long does the county have to board the horses until something can be done. Ms. Hively explained that the Prosecutor has not filed charges on the individuals yet, so until the charges are filed the county cannot do anything.

The motion carried unanimously.

#219-225.0 – Operating Supplies \$ 1,500.00

SUPPLEMENTAL JUVENILE PROBATION – (296)

Donna Sipe, Court Administrator, appeared to request additional appropriations on behalf of Juvenile Probation. She explained that due to new hires with experience according to the Judicial Salary Schedule for Probation Officers the salary supplements are needed for line item shortfalls.

Mr. Mason moved to approve the requests as presented. Mr. Wright seconded the motion that carried unanimously.

#296-210.0 – Office Supplies \$ 600.00
#296-121.5 – Salary Supplement \$ 550.00
#296-121.7 – Salary Supplement \$ 260.00

EMERGENCY PLANNING & RIGHT TO KNOW – (212)

Stephanie Sighting, representing Emergency Management, appeared to request an additional appropriation in the amount of \$3,000.00 for equipment. She explained the funds would be used to purchase Haz-Mat Level B & C kits and also laptop computers.

Mr. West moved to approve the request as presented. Mr. Mason seconded the motion that carried unanimously.

#212-410.0 – Equipment \$ 3,000.00

WIC – (215)

Mr. Mason moved to approve the request of \$500.00 for equipment as submitted. Mr. Dennis seconded the motion that carried unanimously.

#215-410.0 – Equipment \$ 500.00

PROSECUTOR DEFERRAL PROGRAM – (327)

Michelle Murray, Prosecutor's Office Manager, appeared to request several additional appropriations for the Bargersville and Whiteland Police Departments for their participation in the Deferral Program. She also requested additional funds for office equipment to purchase 29 computer monitors and a portion of new computer software.

Mr. Dennis moved to approve the request as presented. Mr. Waltz seconded the motion that carried unanimously.

#327-411.0 – Bargersville Police Department \$ 2,242.95
#327-412.0 – Whiteland Police Department \$ 2,789.50
#327-440.0 – Office Equipment \$ 18,350.00

PRETRIAL DIVERSION PROGRAM – (286)

Ms. Murray requested an additional \$390.00 in the professional services line item.

Mr. Waltz moved to approve the request as presented. Mr. Mason seconded the motion that carried unanimously.

#286-343.1 – Professional Services \$ 390.00

COUNTY COUNCIL REGULAR MEETING – DECEMBER 2, 2002 – (cont.)

Mr. Wright commented he did not agree paying employees off for their unused sick/personal time because he feels that the county owns sick/personal time and vacation time is employee owned.

The Council members reviewed the Johnson County Employees' Personnel Policy Manual and the Manual states an employee is due their unused sick/personal time upon retirement up to two hundred twenty-five (225) hours of accumulation.

Mr. Wright expressed concern that as wages increase the amount of pay offs could be a burden for the county in the future.

Mr. West moved to approve the request as presented. Mr. Waltz seconded the motion that carried five to one, Mr. Wright voted nay.

#124-130.4 – Correctional Officer-reduction	(\$ 3,500.00)
#124-162.0 – Salary Cook-reduction	(\$ 3,036.91)
#105-113.7 – Lieutenant	\$ 6,536.91

Chief Rupe requested the following additional appropriations:

#124-258.0 – Food	\$ 37,000.00
#124-226.0 – Operating Supplies	\$ 26,000.00
#124-320.0 – Communications	\$ 10,500.00
#124-255.0 – Prescription Medicines	\$ 11,175.59
#124-392.0 – Safekeeping of Inmates	\$ 6,000.00
#124-309.0 – Hospital/Medical	\$ 45,000.00
#105-392.0 – Professional Services	\$ 10,500.00
#105-322.0 – Postage	\$ 1,019.00

Mr. West moved to approve the requests as submitted. The motion died because of a lack of a second.

Discussion was held concerning the bomb truck that the Sheriff has ordered and will pay for from the Commissary Fund. Several Council members felt the outstanding invoices could be paid from the Commissary Fund instead of County General.

Chief Rupe expressed concern about the vendors that have been waiting for payment. He noted they have paid some invoices from the Commissary Fund.

Mr. Canary commented he thinks the expenses incurred by the inmates such as prescription medicines and hospital/medical should be paid by the inmates from the Commissary Funds.

Mr. Mason moved to approve the following additional appropriations:

#124-226.0 – Operating Supplies	\$ 10,280.73
#124-320.0 – Communications	\$ 5,939.64
#124-255.0 – Prescription Medicines	\$ 11,175.59
#124-392.0 – Safekeeping of Inmates	\$ 6,000.00
#124-309.0 – Hospital/Medical (Richard Troiano)	\$ 19,350.00
#105-392.0 – Professional Services	\$ 10,368.89
#105-322.0 – Postage	\$ 1,019.00

Mr. Wright seconded the motion that failed with a three to three vote, Mr. Dennis, Mr. Waltz, and Mr. West voted nay.

Mr. West moved to approve the following:

#124-258.0 – Food	\$ 20,000.00
#124-226.0 – Operating Supplies	\$ 26,000.00
#124-320.0 – Communications	\$ 10,500.00
#124-255.0 – Prescription Medicines	\$ 11,175.59
#124-392.0 – Safekeeping of Inmates	\$ 6,000.00
#124-309.0 – Hospital/Medical	\$ 45,000.00
#105-392.0 – Professional Services	\$ 10,500.00
#105-322.0 – Postage	\$ 1,019.00

The motion failed because of a lack for a second.

Mr. Waltz moved to approve the following:

#124-320.0 – Communications	\$ 5,939.64
#124-309.0 – Hospital/Medical (Richard Troiano)	\$ 19,350.00
#105-322.0 – Postage	\$ 1,019.00

Mr. Mason seconded the motion.

Mr. Mason moved to amend the motion to include the following line item to the original motion:

#124-226.0 – Operating Supplies	\$ 10,280.73
---------------------------------	--------------

COUNTY COUNCIL REGULAR MEETING – DECEMBER 2, 2002 – (cont.)

Mr. Wright seconded the motion to the amendment that was approved with a vote four to two, Mr. Dennis and Mr. Waltz voted nay.

The original motion including the amendment carried with a vote of four to two, Mr. Dennis and Mr. West voted nay.

#124-320.0 – Communications	\$ 5,939.64
#124-309.0 – Hospital/Medical (Richard Troiano)	\$ 19,350.00
#105-322.0 – Postage	\$ 1,019.00
#124-226.0 – Operating Supplies	\$ 10,280.73

Mr. Waltz moved to table the following until the January Council meeting:

#124-258.0 – Food	\$ 37,000.00
#124-255.0 – Prescription Medicines	\$ 11,175.59
#124-392.0 – Safekeeping of Inmates	\$ 6,000.00
#105-392.0 – Professional Services	\$ 10,500.00

Mr. Mason seconded the motion that carried five to one, Mr. West voted nay.

VIII. OLD BUSINESS

Council's Professional Services for 2003

Mr. Waltz noted the Council has not received any proposals for their Council attorney at this time. He commented according to the resolution passed for professional services the intent was to enable interested individuals to submit proposals for services.

Mr. Wright commented the Council has not promoted the intent publicly; it was only discussed at the last meeting.

Mr. West noted the Council is only obligated to solicit RFP's (Request For Proposal) by sending letters to some of the local attorneys. He explained the RFP process could be sent to whom ever the Council chooses.

Mr. Mason stated how could the Council pick which law firms to request RFP's from that would not be fair to everyone.

Mr. West stated at least doing the RFP's the Council is making an effort. If the process is to appoint the same attorney every year then he feels that is not fair to the public.

After further discussion the Council members concurred if anyone is interested in submitted a RFP for the 2003 Council Attorney a letter should be submitted to Barbara Davis, First Deputy Auditor to allow the information to be included in the January Council's packet.

IX. NEW BUSINESS

Sheriff's Salary for 2003

John P. Wilson, Council Attorney, reported the contract for the Sheriff's Salary in 2003 is exactly the same as the contract for 2002. The annual salary is \$88,409.00.

Mr. Waltz noted for the future reference that he does not think that a Sheriff should make more than a Judge.

Mr. Dennis moved to approve the contract for 2003 as submitted. Mr. Mason seconded the motion that carried unanimously.

Proposal of a Property Tax Rate Freeze (see minutes 11/12/02)

Mr. West reported he spoke to several State Legislatures concerning the issue and they seemed to be very interested in the idea.

Mr. Canary thanked Council member Daniel Dennis and Council member Pam Young for their hard work and dedication while serving on the Council. He wished them all the luck in their future endeavors. The other Council members concurred.

There being no further business, Mr. Dennis moved to adjourn the meeting. Mr. Mason seconded the motion that carried unanimously.