

**COUNTY COUNCIL REGULAR MEETING – JULY 8, 2002**

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

**I. ROLL CALL**

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

**II. PLEDGE OF ALLEGIANCE**

**III. INVOCATION**

**IV. APPROVAL OF 7/8/02 AGENDA**

Mr. Canary requested to make the following changes per the department's request:

- Withdraw- Request of \$10,000.00 for a Big City Grant
- Table until August –Presentation for the Comprehensive Improvement Plan

Mr. Waltz requested to add under "New Business", discussion of vehicle expenditures being paid from the Cumulative Capital Development Fund.

Mr. Mason moved to approve the agenda as presented including the amendments.

Mr. Wright seconded the motion that carried unanimously.

**V. APPROVAL OF 6/10/02 MINUTES**

Mr. Wright moved to approve the minutes as presented. Mr. Waltz seconded the motion that carried unanimously.

**VI. PUBLIC COMMENTS**

There were no public comments.

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

**COUNTY MISDEMEANANT FUND – (217)**

Richard Pfifer, Committee Member, appeared to request a transfer of funds in the amount of \$450.00 to purchase a copier/fax/scanner.

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

From: #217-201.0 – Supplies	(\$ 450.00)
To: #217-401.0 – Office Equipment (new)	\$ 450.00

**SUPPLEMENTAL JUVENILE PROBATION – (296)**

Suzanne Miller, Chief Probation Officer, appeared to request transfer of funds to cover shortages in salary supplements.

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

From: #296-121.4 – Salary Supplement	(\$ 495.00)
To: #296-121.7 – Salary Supplement	\$ 495.00
From: #296-121.4 – Salary Supplement	(\$ 1,505.00)
To: #296-121.5 – Salary Supplement	\$ 1,505.00
From: #296-323.0 – Travel & Training	(\$ 1,600.00)
To: #296-121.5 – Salary Supplement	\$ 1,600.00

**PARK – (128)**

Tim Davis, Superintendent, appeared to request a transfer of funds in the amount of \$6,000.00 for professional services. He explained the funds were needed to cover the cost for installing the electric and meter base box for the new Boy Scout-Girl Scout building. He noted the Norton Family and the Johnson County Community Foundation donated the expense of the building.

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

From: #128-231.0 – Vehicle Maintenance Supplies	(\$ 6,000.00)
To: #128-303.0 – Professional Services	\$ 6,000.00

**SUPERIOR COURT NO. 1 – (132) (see minutes 6-10-02)**

Kevin Barton, Superior Court No. 1 Judge, appeared to request an hourly rate of \$14.97 for the current Court Reporter to go part-time. He explained the employee is having a difficult time with being the Court Reporter and typing transcripts for court cases on her own time. The employee would approximately work fifteen hours a week part-time this year and twenty-two hours per week next year.

Mr. Canary and Mr. West commented they felt this would be setting precedence for county employees that want to work only part-time and receive the same amount of pay.

Mr. Wright asked if the decision was the employees or his. Judge Barton responded "both".

**COUNTY COUNCIL REGULAR MEETING – JULY 8, 2002 – (Cont.)**

Mr. Waltz moved to approve the request as presented. The motion failed because of a lack for a second.

**SUPPLEMENTAL ADULT PROBATION – (297)**

Richard Pfifer, Chief Adult Probation Officer, appeared to request a salary amendment for the Probation Secretary from \$21,056.00 to \$23,189.00. He explained the increase for the position would be paid from the supplemental fund.

Mr. West moved to approve the transfer as requested. Mr. Mason seconded the motion that carried unanimously.

Mr. Wright asked if future salary increases would be paid from the supplemental fund. Mr. Pfifer responded “yes”.

Mr. Mason moved to approve the salary for the Probation Secretary to \$23,189.00, effective 7/11/02. Mr. Waltz seconded the motion that carried unanimously.

#297-113.0 (new) Probation Secretary Salary Supplement \$2,133.00  
\$21,056.00 to \$23,189.00 – effective 7/11/02  
From: #297-121.6 – Salary Supplement (\$ 1,148.42)  
To: #297-113.0 – Probation Secretary Salary Supplement \$ 1,148.42

Mr. Pfifer requested a transfer of funds for part-time professional/clerical.

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

From: #297-301.0 – Professional Services (\$ 2,000.00)  
To: #297-114.0 – Part-time Professional/Clerical \$ 2,000.00

**COOPERATIVE EXTENSION SERVICE – (116)**

Linda Souchon, County Extension Director, appeared to request an additional appropriation in the amount of \$1,950.00 for part-time clerical. She explained they would be participating in the State Student Assistance Summer Work-Study Program. The program allows them to hire a college student for about 13 weeks each summer and the State will reimburse the county for half of the salary.

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

#116-112.4 – Part-time Clerical \$ 1,950.00

**CASA /GUARDIAN AD LITEM – (274)**

**CASA FEE/DONATION FUND – (361)**

Craig Lawson, Juvenile Court Judge, appeared to request additional appropriations for office equipment. He explained the CASA department has moved to a new office and is in need for new furniture.

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

#274-411.0 – Office Equipment \$ 4,000.00  
#361-411.0 – Office Equipment \$ 2,500.00

**JURY FEE FUND – (308)**

Cynthia Emkes, Superior Court No. 2 Judge, appeared to request an additional appropriation in the amount of \$10,000.00 for jury expenses. The fund has approximately \$40,000.00 currently. She explained the court has twelve jury trials this year and she does not have sufficient funds in her general fund budget to pay the jury expense.

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

#308-200.0 – Claims \$ 10,000.00

**BOARD OF COMMISSIONERS – (122)**

Joseph DeHart, County Commissioner, appeared to request an additional appropriation in the amount of \$25,000.00 for the Johnson County Development Corporation. He explained the Commissioners’ feel the appropriation is a small investment in an organization that has done well over the past ten years in bringing new and expanding businesses and industry to Johnson County. They did include the appropriation in the proposed 2003 budget. The disbursement has been paid from the Inspection and Testing Funds in the past.

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

#122-391.0 – Social Service Contracts \$ 25,000.00

**HIGHWAY GENERAL EXPENDITURES – (203) & CUM BRIDGE – (206)**

Libby Dalby, Bookkeeper, appeared to request additional appropriations for Workmens Compensation. She explained the Board of Commissioners received the invoice for workers compensation and paid the entire amount. The money being requested is to reimburse the County General Fund.

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

#203-144.0 – Workmens Compensation \$ 55,000.00  
#206-184.0 – Workmens Compensation \$ 21,175.00

**COUNTY COUNCIL REGULAR MEETING – JULY 8, 2002 – (Cont.)**

**COURTHOUSE/BUILDING SECURITY – (126)**

J.D. Richards, Sheriff, appeared to request an additional appropriation of \$2,000.00 for overtime. The Council approved \$500.00 of the requested \$2,500.00 at the June Council meeting. Sheriff Richards noted that the information Mr. Waltz requested was given to him on the break down of the hours the officers worked.

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

Mr. West asked if a compensatory overtime could be used for the additional work. Sheriff Richards responded he would like to do comp time however the department is short staffed.

Mr. Mason suggested using reserve deputies. Sheriff Richards responded most of the reserve deputies have daytime jobs and that is when the department would need them.  
The motion carried unanimously.

#126-199.0 – Overtime \$ 2,000.00

**SHERIFF – (105) & JAIL – (124)**

Sheriff Richards requested two transfer of funds for part-time data entry and communications.

Mr. Wright moved to approve both transfers as requested.

Mr. Waltz moved to divide the question of the transfers. Mr. West seconded the motion that carried unanimously.

Mr. Mason seconded the motion that carried unanimously.

From: #105-128.6 – Dispatcher (\$ 3,000.00)  
To: #105-163.1 – Part-time Data Entry \$ 3,000.00

Mr. Waltz commented the request of \$20,000.00 from utilities to communications should not be transferred from utilities since that is an expense that is crucial for the jail.

Sheriff Richards explained he did request \$50,000.00 for communications and at the budget hearings the amount was reduced to \$25,000.00.

Mr. Waltz asked what expenditures are paid from communications.

Sheriff Richards responded the phone system, cell phones, and pagers.

Mr. Waltz expressed concern on the amount of money being spent on cell phones.

Sheriff Richards responded the Communications Coordinator was not able to attend the meeting to answer questions. He did note that negotiations have been made in order to receive the lowest rates for cell phones.

Mr. Waltz moved to table the request until the August Council meeting. Mr. West seconded the motion that failed with a three to two vote, Mr. Mason and Mr. Canary voted nay.

Mr. Mason moved to approve a transfer of \$5,000.00 for communications from utilities. Mr. Wright seconded the motion that carried four to one, Mr. Waltz voted nay.

From: #124-351.0 – Utilities (\$ 5,000.00)  
To: #124-320.0 – Communications \$ 5,000.00

**STOP GRANT – (336 ) 7/1/02 thru 6/30/03**

Lance Hamner, Prosecutor, appeared to request approval for the grant beginning 7/01/02.

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

#336-110.0 – Deputy Prosecutor \$41,218.00 to \$42,042.56 \$ 21,021.28  
#336-110.1 – Legal Assistant/Paralegal \$22,418.00 to \$22,867.38 \$ 11,433.69

**VICTIM ASSISTANCE – (300) 7/1/01 thru 6/30/02**

Mr. Hamner requested a salary amendment for (#300-111.0) Project Director \$25,154.00 to \$30,618.00 (effective 7/1/01). He noted the Indiana Criminal Justice Institute approved the salary for \$30,618.00.

Deborah Shutta, Auditor, explained that at the September 10<sup>th</sup>, 2001 Council meeting an appropriation was approved for \$2,732.00 for six months and this request is for the other half. The funds should have been put into the salary line item and was not.

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

#300-111.0 – Project Director \$25,154.00 to \$30,618.00 (effective 7/1/01)  
From: #300-142.0 – Social Security (\$ 962.00)  
From: #300-143.0 – PERF (\$ 1,006.00)  
From: #300-144.0 – Insurance (\$ 764.00)  
To: #300-111.0 – Project Director \$ 2,732.00

**COUNTY COUNCIL REGULAR MEETING – JULY 8, 2002 – (Cont.)**

#300-111.0 – Project Director \$ 2,683.64

**VICTIM ASSISTANCE – (305) 7/1/02 thru 6/30/03**

Lance Hamner, Prosecutor, appeared to request approval for the grant beginning 7/01/02.

He explained the requested amount is the amount submitted to the Indiana Criminal Justice Institute and they do not have final approval yet. When they request the amount they request high and hope to receive an increase.

Mr. West asked if the County pays the benefits. Mr. Hamner responded “yes”.

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

#305-111.0 – Project Director \$30,618.00 to \$36,222.60 \$ 18,111.30

**VICTIM CRISIS INTERVENTION – (338) 7/1/02 thru 6/30/03**

Mr. Hamner requested approval of the grant to begin 7/01/02.

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

#338-110.0 – Program Director \$33,000.00 to \$33,000.00 \$ 16,500.00  
#338-210.0 – Operating Supplies \$ 2,000.00

**PROSECUTOR DEFERRAL PROGRAM – (327)**

Mr. Hamner requested an additional appropriation in the amount of \$2,000.00 for law books.

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

#327-220.0 – Books \$ 2,000.00

**VIII. OLD BUSINESS**

**Fees for Sheriff Sales (tabled from 5/13/02 & 6/10/02)**

Sheriff Richards appeared to request to establish a set fee for Sheriff Sales without refund if canceled.

Joyce Mattox, Bookkeeper, appeared recommending the fee be set at \$200.00 of which is a \$13.00 increase. The Sheriff’s Department currently charges a \$12.00 service fee, \$25.00 deed execution, and the set rate of \$150.00 for legal publication. She noted some counties are higher and some are lower.

Mr. Waltz commented the Council is always looking for ways to increase revenue without raising taxes and this type of fee could allow for some latitude. He suggested before a change is made he would like to know if the volume could be increased and what impact if any would an increase in the fee have.

Ms. Mattox responded to increase the volume of Sheriff Sales the county would need more employees.

Discussion was held on Sheriff Reserve Deputies helping with the paper work and sales.

Ms. Mattox noted that if any errors are made she could be sued personally.

Several Council members expressed concern of whether \$200.00 is even enough to cover the county’s costs and perhaps a cost benefit analysis should be done.

Mr. Mason moved to table the issue until the August Council meeting and requested information to justify the increase. Mr. Waltz seconded the motion that carried unanimously.

**IX. NEW BUSINESS**

**Amendment to Ordinance No. 98-3 (Establishing Fees for Copies of Electronic Maps)**

Deborah Shutta, County Auditor, explained the GIS Committee met and decided the fees for electronic maps were too high.

Mr. Mason moved to approve the Ordinance 2002-01 as presented. Mr. Waltz seconded the motion.

Mr. Wright asked how the fees were determined.

Darla McKnight, GIS Committee Member, stated the Committee compared prices with the surrounding counties and the cost of the paper to determine the amount. She noted the public was not willing to purchase the maps at the current rates.

Mr. Wright commented the county has invested a lot of money in the GIS system.

The motion carried four to one, Mr. Wright voted nay.

**Presentation from East/West Highway Task Force**

Ted Grossnickle, Leadership Johnson County Class Member, appeared to present the East/West Highway Proposal. He explained a group of approximately thirty-five individuals worked from February to June to make recommendations for an East-West route through Johnson County. He distributed and summarized a report document of the East/West Highway.

## COUNTY COUNCIL REGULAR MEETING – JULY 8, 2002 – (Cont.)

### **Funding Options:**

- Motor Vehicle Excise Surtax or Wheel Tax
  - MVE Surtax adds 2%-10% to motor vehicle excise tax (at old rate)
  - Wheel Tax adds \$5-\$40 per heavy vehicle
  - Revenue is allocated to county, cities, and towns based on local road & street formula
  - \$1.8 million could be raised using this method
  - Used only for road construction & repair
  - Requires County Council to act
  
- CEDIT (County Economic Development Income Tax)
  - Divided among county, cities, and towns. Based on property tax levy shares or population shares
  - Could possibly raise approximately \$8 million
  - Can support bonds
  - Can be used for public capital projects
  - Requires action by County Council

### **Top Three Issues Identified:**

- Willingness of our elected officials to fund the East-West Highway Project
- A significant “Sense of Urgency”
- Need to develop a consensus among the public entities within Johnson County

**Option 1:** Begins on 700 N on the East and connects to Smokey Row Road on the West. The transition occurs between Honey Creek Road on the West. The transition occurs between Honey Creek Road at approximately Averitt Road (100W). Smokey Row Road extends westward and connects with County Road 144, which then becomes the alignment on to U.S. 37.

**Option 2:** Begins on 700 N on the East and transitions northward behind Clark Elementary School connecting with 750 N at about 300 E; crosses I-65 at 750 E (Worthsville Road); continues on 750 N to about Averitt Road where a transition onto Honey Creek Road; then south along Honey Creek Road to the connections with Smokey Row Road; then west to U.S. 37 the same as Option No. 1.

**Option 3:** Begins on 700 N just like Option No. 1: crosses I-65 on 700 N turns southward aligning with Honey Creek Road; follows Honey Creek Road where it merges with Whiteland Road; continues westward along Whiteland Road to County Road 144; and then follows County road 144 to U.S. 37.

**Option 4:** Begins on 700 N like Option 2, transitions northward behind Clark Elementary School connecting with 750 N at about 300 E; crosses I-65 at 750 N (Worthsville Road); continues on 750 N to about Averitt Road where a transition onto Honey Creek Road; then south along Honey Creek Road to the connection with Whiteland Road; continues westward along Whiteland Road to County Road 144; and then follows County Road 144 to U.S.37.

In closing, Mr. Grossnickle stated that the charge to this study group was to recommend two “alignments”. They have now done so and they recommend them to the County Commissioners and the County Council for review and adoption so that initial studies required for federal funding may be undertaken. They have work cooperatively as a group of private citizens of Johnson County and urge that action be taken for the benefit of our current and future citizens. They believe history will judge this to be the right action and the right time for the right purpose.

Mr. West noted that by removing the main traffic flow from the secondary roads would help on the amount of repairs that need to be made. He felt the cities and towns should be involved on perhaps helping with the project if a wheel or EDIT tax were approved. He felt some type of boulevard concept through the County would allow for pedestrian traffic and perhaps eliminate heavy truck traffic.

Mr. Waltz commended the East-West Highway Task Force on their presentation and hard work on the project. He noted that he has been an opponent on the Wheel tax however he would explore the tax for a specific project and if the municipalities would agree to patronage the funds they would receive from the tax to the project.

Mr. West suggested the committee present the East-West Highway to various municipal entities within the county in order to obtain a vote of whether this project should proceed.

Jerry Ott, Leadership Johnson County Member, appeared and suggested the first thing the county needs to do is to adopt in the thorough fare plan a major primary arterial across northern Johnson County. If the county would have had the plan in place when the corridor study was done the county could have saved \$250,000.00. He noted the only way this type of project can be funded is with the help of federal funds.

The Council thanked the Task Force for the presentation and hard work on the East-West Highway.

### **Discussion of vehicle expenditures being paid from the Cumulative Capital Development Fund.**

Mr. Waltz reported the Board of Commissioners is willing to add the expenditure of \$250,000.00 for vehicles in the Cumulative Capital Development Fund. They would like to have a formal request from the Council to the Commissioners to add the expenditure.

Mr. Waltz moved for the Council to make a formal request to the Board of Commissioners to add the expenditure of \$250,000.00 to the Cum Cap Fund. Mr. Wright seconded the motion.

**COUNTY COUNCIL REGULAR MEETING – JULY 8, 2002 – (Cont.)**

Deborah Shutta, County Auditor, noted the expenditure for vehicles from the Cum Cap Fund could only be for Sheriff vehicles.

Mr. Waltz stated there seems to be some question on the State Statute regarding what vehicles can be expended from Cum Cap Fund. He requested that the Council's Attorney, John P. Wilson, make a recommendation to the Council on the type of vehicles that can be paid from the fund.

The motion carried unanimously.

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