

COUNTY COUNCIL REGULAR MEETING – SEPTEMBER 9, 2002

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

I. ROLL CALL

The following members were present: Brent Waltz, Keith Wright, Pam Young, Ron West, Daniel Dennis, and Richard Mason. John P. Wilson was present as the Council's Attorney.

II. PLEDGE OF ALLEGIANCE

III. INVOCATION

IV. APPROVAL OF 9/9/02 AGENDA

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

V. APPROVAL OF 8/12/02 MINUTES

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

VI. PUBLIC COMMENTS

There were no public comments.

VII. ADOPTION OF THE 2003 BUDGETS

Mr. Wright moved to approve the 2003 budgets as amended on second reading with the following exceptions:

Family Court

#353-112.0 – Case Manager – increase to \$22,941.00

#353-302.0 – Professional Services – reduce to \$3,290.00

Blue River Township Assessor:

#110-112.0 – Deputy Assessor – increase to \$7,777.00

Council:

#135-112.0 – Auditor's First Deputy (new line item) - \$1,200.00

Exclude the Sheriff from the \$2,000.00 increase

Exclude the Prison Deputy in department #108 from the \$500.00 increase.

Add to the following budgets for Social Security, PERF, and Pension:

#118-142.0 – Social Security - \$436.00

#118-143.0 – PERF - \$417.00

#105-164.0 – Pension - \$11,100.00

#124-169.0 – Pension - \$756.00

#122-142.0 – Social Security - \$24,000.00

#122-143.0 – PERF - \$24,000.00

Animal Shelter:

#219-113.1 – Deputy Warden - increase to \$23,517.00

#219-113.2 – Deputy Warden - increase to \$22,864.00

#219-113.4 – Deputy Warden - reduce to \$22,017.00

#219-115.0 – Road Commander - increase to \$24,775.00

Mr. Dennis seconded the motion.

Mr. West questioned the amount of salary increases for the Veterans Affairs Officer and the Weights and Measures Director.

After some discussion, Mr. Wright included in the motion for the Veterans Affairs Officer and the Weights and Measures Director to receive a \$2,000.00 increase as department heads. Mr. Dennis concurred.

Mr. West asked if any consideration is going to be given to the line items that have been under estimated for next year.

Mr. Wright commented the issue was debated at the second reading and Council could not arrive at a consensus what the correct amounts should be.

Mr. West felt the Department Heads and Elected Officials should submit their estimates for next year.

Mr. Canary noted he was concerned on the budgeted amount for the health insurance.

Mr. Waltz stated it is hard to predict what will be needed for health insurance next year.

Mr. West explained he thinks a more realistic figure needs to be appropriated for line items that seem to be under budgeted. That does not mean the money has to be spent.

Mr. Dennis called for the question.

The motion carried five to two, Mr. West and Mrs. Young voted nay.

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

SUPERIOR COURT NO. 1 – (132)

Mr. Wright moved to approve the following request as presented.

From: #132-215.0 – Office Supplies	(\$ 55.00)
To: #132-440.0 – Office Equipment	\$ 55.00

Mr. Dennis seconded the motion that carried unanimously.

PRETRIAL DIVERSION PROGRAM – (286)

Michelle Murray, Prosecutor's Office Manager, appeared to request an additional appropriation in the amount of \$9,000.00 for computer equipment.

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

#286-440.0 – Office Equipment	\$ 9,000.00
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PROSECUTOR DEFERRAL PROGRAM – (327)

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

#327-311.0 – Franklin City Court	\$ 14,366.25
#327-417.0 – Indiana Department of Corrections	\$ 800.00

WIC – (215)

Mr. Dennis moved to approve the following requests as presented.

#215-217.0 – Office Supplies	\$ 125.22
#215-410.0 – Office Equipment	\$ 35.88

October 1, 2002 to December 31, 2002

#215-111.0 – Registered Nurse	\$ 8,881.00
#215-112.0 – Coordinator	\$ 8,930.00
#215-113.0 – Office Manager	\$ 6,005.00
#215-113.2 – Clinic Assistant	\$ 4,599.00
#215-113.1 – Registered Dietitian	\$ 2,387.00
#215-161.0 – Social Security	\$ 2,357.00
#215-172.0 – PERF	\$ 2,274.00
#215-114.0 – Insurance	\$ 2,873.00
#215-217.0 – Office Supplies	\$ 1,088.00
#215-322.0 – Postage	\$ 75.00
#215-323.0 – Travel & Training	\$ 113.00
#215-330.0 – Printing	\$ 25.00
#215-340.0 – Equipment Repair & Maintenance	\$ 325.00
#215-372.0 – Rent/Utilities	\$ 1,878.00
#215-350.0 – Professional Services	\$ 3,075.00

Mr. Wright seconded the motion that carried unanimously.

CIRCUIT COURT – (131)

K. Mark Loyd, Circuit Court Judge, appeared to request an additional appropriation for law books in the amount of \$1,250.00.

Mr. Wright asked how many physical books are kept and how many are referenced on a CD-Rom.

Judge Loyd responded they only keep in the Public Law Library two sets of books. The first being the General Indiana Code books and the other is a Northeastern Reporter Series. Circuit Court does have a set titled the Indiana Digest. Everything else is on CD-Rom.

Mr. Wright moved to approve \$1,250.00 for law books. Mr. Mason seconded the motion that carried unanimously.

#131-258.0 – Law Books	\$ 1,250.00
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Judge Loyd requested \$35,000.00 for public defender fees.

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

#131-301.0 – Professional Services	\$ 35,000.00
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Judge Loyd requested an exemption from the travel ordinance for the purpose to allow the courts staff to stay overnight for a conference in Carmel, Indiana. There would be one from each court attending the conference. The current ordinance does not allow overnight stay within the geographical fifty miles radius.

Mr. Dennis moved to approve the request as presented. Mr. Wright seconded the motion.

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#254-427.0 – Capital Improvements Buildings \$ 8,220.00

SHERIFF (105) & JAIL (124)

J. D. Richards, Sheriff, appeared to request several transfer of funds and additional appropriations.

Sheriff Richards requested \$2,000.00 for the data input clerk (pt-time).

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

From: #105-115.1 – Deputy (\$ 2,000.00)
To: #105-163.1 – Data Input Clerk (pt-time) \$ 2,000.00

Mr. Waltz moved to transfer \$253.80 for a correctional officer. Mr. Mason seconded the motion that carried unanimously.

From: #124-125.1 – Correctional Officer (\$ 253.80)
To: #124-125.2 – Correctional Officer \$ 253.80

Sheriff Richards requested to transfer \$19,500.00 from Hospital/Medical to Communications (\$4,500.00) and Food (\$15,000.00) line items.

Mr. West commented transferring monies from one line item to another is not an accurate figure of the amounts needed for each line item.

Mr. Waltz stated he has noticed that in the past the funds are transferred out of key line items then at the end of the year the department returns for an additional appropriation.

Sheriff Richards stated he was told to submit budgets the same as the previous years at the budget hearings and he does not. He submits budgets with the necessary increases and the amounts are then reduced at the hearings.

Mr. Dennis asked the Sheriff if he anticipates the Hospital/Medical line item to run short if the transfer is approved. Sheriff Richards responded he did not think so, however things could change.

Mrs. Young moved to approve the request as presented. Mr. West seconded the motion.

Discussion was held on the amount of cell phones that the Sheriff's Department is paying for.

The motion carried four to three, Mr. Wright, Mr. Waltz, Mr. Dennis voted nay.

From: #124-309.0 – Hospital/Medical (\$ 19,500.00)
To: #124-320.0 – Communications \$ 4,500.00
To: #124-258.0 – Food \$ 15,000.00

Sheriff Richards requested a transfer of \$15,000.00 from Utilities to Operating Supplies.

After some discussion on the amount of funds currently in the Operating Supplies line item, Sheriff Richards changed the request from \$15,000.00 to \$7,500.00.

Mrs. Young moved to approve the request as amended. Mr. Mason seconded the motion that carried four to three, Mr. Waltz, Mr. Wright, and Mr. Dennis voted nay.

From: #124-351.0 – Utilities (\$ 7,500.00)
To: #124-226.0 – Operating Supplies \$ 7,500.00

Sheriff Richards requested additional appropriations for Postage (\$4,000.00), Equipment Repair/Maintenance (\$2,500.00), Radio Maintenance/Contracts (\$2,000.00), and Professional Services (\$3,000.00). Sheriff Richards explained the increase in postage is for the tax warrant section mailings.

Mr. Canary commented the increase in fees for Sheriff Sales was tabled several months and now has been withdrawn by the Sheriff for discussion and approval.

Mr. Waltz noted last month the department disbursed \$46.00 for postage and if the funds were approved in the amount of \$4,000.00 for postage then the Sheriff could shift funds to other line items such as Travel & Training.

Mrs. Young moved to approve the requests for Postage and Equipment Repair & Maintenance. Mr. West seconded the motion that was defeated with a three to four vote, Mr. Mason, Mr. Waltz, Mr. Wright, and Mr. Dennis voted nay.

Mr. West commented the Radio Maintenance/Contracts line item in 2001 had fifteen transfers from the item. The amount approved for 2002 increased from \$21,000.00 to \$60,000.00.

John Asher, Communications Coordinator, explained the increase was due to the new radio system.

Mrs. Young moved to approve the requests for Radio Maintenance/Contracts & Professional Services as presented. Mr. Mason seconded the motion that was defeated with a three to four vote, Mr. West, Mr. Wright, Mr. Waltz, and Mr. Dennis voted nay.

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OLD BUSINESS

Legal Opinion of the Purchase of Vehicles from Cumulative Capital Development Fund (See minutes August 12, 2002)

John P. Wilson, Attorney, explained that on August 6th he submitted a written legal opinion to the Council members. He noted the County Attorney and himself respectfully disagree on the type of vehicles that may be purchased from Cumulative Capital Development Fund.

Mrs. Young noted in the letter prepared by Joseph Pitcher, County Attorney, it states:

Thus, pursuant to I.C. 36-9-27-100, the Board of Commissioners may approve the expenditure of Cumulative Capital Development Funds for the construction, reconstruction and maintenance of drains in our County, **including the purchase of equipment** necessary to construct, reconstruct and maintain the legal drains.

Mrs. Young remarked the Statute does not state, **including the purchase of equipment**.

After some discussion, Mrs. Young moved to request an Attorney General's Legal Opinion concerning the issue. Mr. West seconded the motion that failed with a three to four vote, Mr. Mason, Mr. Waltz, Mr. Dennis, and Mr. Wright voted nay.

NEW BUSINESS

Adult Probation – Request of a “Cash Change Account” (\$25.00)

Richard Pfifer, Chief Adult Probation Officer, appeared to request a “Cash Change Account” to allow the department to make change when necessary.

Mr. Dennis moved to approve the amount of \$25.00 for “Cash Change”. Mr. West seconded the motion that carried unanimously.

Update on the County Wide Communication System

Mr. Wright moved to table the update until the October Council meeting. Mr. Waltz seconded the motion that carried unanimously.

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