COUNTY COUNCIL REGULAR MEETING – FEBRUARY 10, 2003
The meeting was called to order by President, Brent Waltz.

I. ROLL CALL
The following members were present: Ron West, Charles Canary, R. J. McConnell, Paul Reed, Richard Mason, and Keith Wright. John P. Wilson was present as the Council's Attorney.

II. PLEDGE OF ALLEGIANCE

III. INVOCATION

IV. APPROVAL OF 2/10/03 AGENDA
Mr. Waltz added the following to the agenda:

--Resolution Approving the Appraisal for an Animal Shelter (New Business)
--Surety Bond Increase for Clerk (Clerk's Request)

Mr. Wright moved to approve the agenda including the additions. Mr. Canary seconded the motion that carried unanimously.

V. APPROVAL OF 1/13/03 MINUTES
Mr. Wright moved to approve the minutes as presented. Mr. West seconded the motion that carried unanimously.

VI. PUBLIC COMMENTS
There were no public comments.

VII. APPOINTMENT
-Family Court Advisory Board
Mr. Waltz suggested tabling the request until the March Council meeting.

Mr. Reed moved to table the request until March. Mr. Wright seconded the motion that carried unanimously.

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

CLERK – (101)
Brenda Jones-Matthews, County Clerk, appeared to request a part-time rate increase ($8.50) for an employee. She explained the employee has court experience and will be working four days a week.

Mr. Canary moved to approve $8.50 part-time rate for Lissa Roadruck. Mr. Wright seconded the motion that carried five to two, Mr. Reed and Mr. Waltz voted nay.

CLERK'S SURETY BOND
Mrs. Jones-Matthews explained that according to the Indiana Code for various elected officials the bond must equal fifteen thousand dollars ($15,000.00) for each one million dollars of receipts of the officer's office during the last complete fiscal year. The total receipts for the Clerk's Office in 2002 was $15,205,652.99. The current bond is $140,000.00.

Mr. McConnell moved to approve an increase in the surety bond for the Clerk. Mr. Mason seconded the motion that carried unanimously.

SUPERIOR COURT NO. 3 – (134)
Kim Van Valer Shilts, Superior Court No. 3 Judge, appeared to request an additional appropriation in the amount of $500.00 to purchase a TV/VCR for the jury room. She explained because of new jury rules from the Supreme Court they need to provide certain information to each and every juror that is called for jury duty. The Supreme Court suggested that this be done by videotape. She noted the courtroom does have a TV/VCR however transporting from room to room would not be easy. She felt she could purchase one at a much lower amount than requested.

Mr. Reed asked if she has contacted the maintenance department to see if there is a TV/VCR that is not being used.

Judge Van Valer Shilts responded she has shared the equipment before with Circuit Court but that is only if they are not using it.

Mr. Wright suggested transferring the funds instead of an additional appropriation.

Judge Van Valer Shilts stated she could transfer the funds from the jury expense line item.

Mr. Mason moved to transfer the following:

From:	#134-391.0 – Jury Expenses	($ 200.00)
To:	#134-401.0 – Office Furniture & Equipment	$ 200.00

Mr. West seconded the motion that carried six to one, Mr. Reed voted nay.

MARCH OF DIMES – WIC – (360)
Mr. Mason moved to approve the request of $478.34 for claims. Mr. Reed seconded the motion that carried unanimously.

#360-210.0 – Claims	$ 478.34

COUNTY SURVEYOR PERPETUATION FUND – (269)
Doug Lechner, Surveyor, appeared to request several additional appropriations in the amount of $11,000.00 for surveyor, professional services, and equipment.
He explained the amount for professional services ($2,500.00) is needed to excavate section corners by ground penetrating radar. The equipment request of $7,000.00 would allow them to purchase computer software titled "Easy Parcel". He noted the funds for the perpetuation fund are generated from the fees collected in the Recorder's Office from recordings. Mr. Lechner briefed the Council on the history of installation of section corners in the county.

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

#269-110.0 – Surveyor	$ 1,500.00
#269-315.0 – Professional Services	$ 2,500.00
#269-410.0 – Equipment	$ 7,000.00

PROSECUTOR DEFERRAL PROGRAM – (327)
Michelle Murray, Prosecutor's Office Manager, appeared to request an additional appropriation in the amount of $21,510.45 for deferral program participants to purchase various items such as stop sticks, radar guns, and a digital recorder.

Mr. Reed asked how does the county know the different agencies are actually purchasing the equipment. Mrs. Murray responded their office would pay for the purchase of the equipment.

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

#327-313.0 – Deferral Program Participants	$ 21,510.45

FORFEITURE & SEIZURE – PROSECUTOR – (312)
Mrs. Murray requested an additional appropriation in the amount of $1,855.00 (70%) to pay the City of Greenwood for their participation in seizures.

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

#312-310.0 – Claims	$ 1,855.00

FUNCTIONAL FAMILY THERAPY GRANT – (367)
TITLE V TRUANCY GRANT – (362)
DUI GRANT 10/1/01-9/30/02 – (354)
Deana McMurray, Community Corrections Director, appeared to request approval for three grants for 2003.

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

#367-310.0 – Professional Services	$ 36,845.00
#362-410.0 – Equipment	$ 1,093.10
#354-310.0 – Professional Services	$ 8,368.00

CUMULATIVE CAPITAL DEVELOPMENT – (254)

Fairgrounds Entrance
Larry Vandenburg, Fair Board Member, and Joseph DeHart, County Commissioner, appeared to request the re-appropriation of $49,500.00 for the purchase of property for an entrance. Mr. Vandenburg explained the funds were approved in May of 2002 however reverted back to the fund at the end of the year.

Mr. Wright asked why wasn't there a closing in 2002 on the property.

Mr. DeHart responded the county ran out of time mainly because the Methodist Home had tenants in the residence and the Home would not make them leave.

Mr. Wright asked if the county has considered obtaining new appraisals of the property. Mr. DeHart responded "no". Mr. Wright noted that in 2002 the appraisals were two years old at that time and also one of the appraisers was not State certified.

Mr. Waltz asked Mr. DeHart to give a brief history on the project.

Mr. DeHart explained that originally the entrance was to be a shared right-of-way with the Methodist Home in order for both entities to have a parking lot. The Home was going to build the lot but the county could also use the parking lot. The Council chose not to proceed with that type of an arrangement and it was denied. He noted the County only wants the funds to purchase the property.

Mr. West and Mr. Canary questioned if there is not an agreement with the Methodist Home on a parking lot then why is there a map that was given to the Council titled "Methodist Home Overflow Parking-Easement/Right-of Way".

Mr. Vandenburg noted the Home has always wanted to construct a parking lot in exchange for the selling of the property. They would not use the county's entrance they would construct their own entrance on the fairgrounds/Methodist home property line.

Mr. Canary expressed concern that the County would be signing an easement on the property.

Mr. DeHart noted that he spoke to William Walker, County Commissioner and neither one of them are aware of any type of an agreement with the Methodist Home concerning a parking lot.

Mr. West asked if the selling of the property to the county is contingent on the Methodist Home being able to construct a parking lot on the fairgrounds property.

Mr. Vandenburg responded the county attorney has been doing all the negotiations with the Home concerning the property. He noted that the Home would like to have a parking lot there. Four years ago when the Home expanded they asked to use a portion of the fairgrounds to store their equipment. The Home did haul gravel to park the equipment on and was hoping to have a lot permanently in the future.

Mr. Canary moved to table the request until the March Council meeting. That would allow time for the Council to see the purchase agreement. Mr. Mason seconded the motion that carried unanimously.

COUNTY EXTRADITION – (211)
Terry McLaughlin, Sheriff, appeared to request an additional appropriation in the amount of $10,000.00 for claims. He explained the funds are used for expenses to extradite inmates from various locations.

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

#211-200.0 – Claims $ 10,000.00

SHERIFF – (105)
Mr. Mason moved to table the request for the approval of a new sheriff's deputy until the March Council meeting. Mr. Reed seconded the motion that carried unanimously.

IX OLD BUSINESS

Property Tax Freeze
Mr. West reported that he is still having communications with State Legislatures concerning a property tax freeze.

X NEW BUSINESS

Resolution to Transfer Funds #2003-01
Mr. West moved to approve the Resolution as submitted. Mr. Reed seconded the motion that carried unanimously.

Resolution Approving the Appraisal of Real Property #2003-02 (Animal Shelter)
Mr. DeHart appeared explaining a certain real estate located at corner of Front Street and Tracy Road in Whiteland owned by JRM Associates LP of Whiteland have indicated a willingness to negotiate the selling of the property for the future location of the Animal Shelter. The parcel contains approximately 25 acres and they are not willing to divide the land. The property is already zoned for the allowance of the necessary crematorium. The amount of ground is more than enough for an Animal Shelter however the county could use the ground in the future for other departments as well. They would need to

obtain three appraisals of the property that would cost approximately $1,500.00 each. The Commissioners would pay for the appraisals from their professional services line item.

Mr. West suggested that the Board of Commissioners check to make sure the Town of Whiteland can run sewers to the property before the expense of appraisals are done.

Mr. McConnell moved to approve Resolution #2003-02 as presented. Mr. Mason seconded the motion that carried unanimously.

2003 Indiana Associations of County Council Dues
Mr. Canary moved to approve the payment of $140.00 for the 2003 dues. Mr. West seconded the motion that carried five to two, Mr. Wright and Mr. Mason voted nay.

There being no further business, Mr. Canary moved to adjourn the meeting. Mr. West seconded the motion that carried six to one, Mr. Waltz voted nay.