

COUNTY COUNCIL REGULAR MEETING – NOVEMBER 10, 2003

The meeting was called to order by Brent Waltz, President.

I. ROLL CALL

The following members were present: Charlie Canary, Paul Reed, Ron West, and R. J. McConnell. Keith Wright and Richard Mason were not present. John P. Wilson was present as the Council's attorney.

II. PLEDGE OF ALLEGIANCE

III. INVOCATION

IV. APPROVAL OF THE 11/10/03 AGENDA

Mr. Waltz requested the following addition and withdrawal:

- Add Computer Services: request to transfer funds
- Superior Court #1: request to withdraw the transfer of funds

Mr. Canary moved to approve the agenda as presented including the amendments. Mr. McConnell seconded the motion that carried unanimously.

V. APPROVAL OF THE 10/14/03 MINUTES

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

VI. PUBLIC COMMENTS

There were no public comments.

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

Mr. Canary moved to approve the following requests as submitted. Mr. West seconded the motion the carried unanimously.

JUVENILE DETENTION CENTER – (140)

Approval to pay 2002 travel expenses

BOARD OF COMMISSIONERS – (122)

Approval to pay the \$89.00 room rate for the 2003 Commissioner's Conference

Mr. Canary moved to approve the following requests as submitted.

MARIJUANA ERADICATION – (333)

From: #333-322.0 – Postage (\$ 91.50)

To: #333-114.0 – Weed Scouts \$ 91.50

CLERK – (101)

From: #101-113.7 – Deputy Clerk (\$ 1,700.00)

From: #101-115.2 – Deputy Clerk (\$ 1,500.00)

To: #101-114.0 – Clerical Assistants \$ 3,200.00

CLERK'S PERPETUATION FUND – (313)

#313-410.0 – Equipment \$ 10,000.00

SURVEYOR – (106)

From: #106-113.2 – Instrument Man (\$ 4,000.00)

To: #106-180.0 – Part-time \$ 4,000.00

COOPERATIVE EXTENSION SERVICE – (116)

From: #116-112.4 – Part-time Clerical (\$ 999.00)

From: #116-323.0 – Travel & Training (\$ 2,300.00)

From: #116-350.0 – Equipment Leases (\$ 300.00)

From: #116-360.0 – Equipment Repair & Maintenance (\$ 225.00)

To: #116-440.0 – Office Equipment \$ 3,824.00

From: #116-215.0 – Office Supplies (\$ 49.04)

To: #116-320.0 – Promotional \$ 49.04

SOIL & WATER – (130)

From: #130-111.0 – Program Assistant (\$ 1,100.00)

To: #130-114.0 – Part-time \$ 1,100.00

CIRCUIT COURT – (131)

From: #131-258.0 – Law Books (\$ 2,700.00)

To: #131-411.0 – Equipment \$ 1,700.00

To: #131-350.0 – Lease Agreements \$ 1,000.00

From: #131-291.0 – Jury Expenses (\$ 2,000.00)

To: #131-350.0 – Lease Agreements \$ 2,000.00

MAGISTRATE COURT – (136)

From: #136-215.0 – Office Supplies (\$ 1,700.00)

From: #136-340.0 – Travel & Training (\$ 1,200.00)

From: #136-371.0 – Equipment Leases (\$ 700.00)

To: #136-199.0 – Overtime \$ 3,600.00

SUPPLEMENTAL JUVENILE PROBATION – (296)

From: #296-320.0 – Equipment Repair & Maintenance (\$ 900.00)

From: #296-371.0 – Equipment Lease (\$ 800.00)

From: #296-323.0 – Travel & Training (\$ 300.00)

To: #296-210.0 – Office Supplies \$ 1,500.00

To: #296-241.0 – Operating Supplies \$ 500.00

COUNTY COUNCIL REGULAR MEETING – NOVEMBER 10, 2003 – (cont.)

#296-310.0 – Professional Services	\$ 2,500.00
<u>SUPPLEMENTAL ADULT PROBATION – (297)</u>	
From: #297-115.0 – Probation Officer	(\$ 4,000.00)
To: #297-114.0 – Part-time Professional/Clerical	\$ 4,000.00
<u>JUVENILE COURT – (137)</u>	
From: #137-312.0 – Equipment Repairs & Maintenance	(\$ 500.00)
To: #137-258.0 – Books	\$ 500.00
<u>SUPERIOR COURT NO. 2 – (133)</u>	
From: #133-120.1 – Law Clerk	(\$ 750.00)
To: #133-199.0 – Overtime	\$ 500.00
To: #133-440.0 – Office Furniture/Equipment	\$ 250.00

Mr. Reed seconded the motion.

Mr. West asked Circuit Court Judge, K. Mark Loyd, if the transfers for the lease agreements are for the new digital recording system for the courts.

Judge Loyd appeared and explained the transfers into the lease agreement line items were for the new system, however they were recently told the payments would not be due until next year. He noted by converting to this type of system it will save money for the courts by not needing to purchase recording tapes. The courts anticipate they will be able to make future payments from the current appropriated line items by shifting money within their budgets.

Mr. McConnell called for the question.

The motion carried unanimously.

SUPPLEMENTAL PUBLIC DEFENDER SERVICE FEE – (299)
JURY FEE FUND – (308)

Cynthia Emkes, Superior Court No. 2 Judge, appeared to request an additional appropriation for pauper legal services (\$3,400.00) and jury fee claims (\$8,000.00).

She explained indigent participants ordered by the various Judges generate money for the Public Defender Service Fee Fund.

Mr. McConnell moved to approve the requests as presented. Mr. Reed seconded the motion that carried unanimously.

#299-310.0 – Pauper Legal (Sup.Ct. #2)	\$ 3,400.00
#308-200.0 – Claims (Sup.Ct. #2)	\$ 8,000.00

Mr. Waltz asked Judge Emkes for an update of the Alcohol & Drug Fund. He explained that for several months the fund was experiencing short falls and the Council approved to pay two positions from the County General Fund until the Alcohol & Drug Fund could be self-supporting.

Judge Emkes noted the Alcohol & Drug Fund has been generating revenue, however she did not have the current balances with her at the time. She hopes that they will be able to return in the beginning of 2004 and pay for the positions from the said fund. They have applied for a grant to help with the funding.

VICTIM ASSISTANCE/CRISIS INTERVENTION – (302)

Ami Davis, a representative from the Prosecutor's Office, appeared to request two salary supplements of \$732.41 each from the Victim Assistance/Crisis Grant. She explained the grants were reduced the last grant period that lowered their salaries and they applied to the State of Indiana for the additional funds and were approved. The request is for the remainder of this year and they would need to return in January for approval of the first nine months of 2004.

Mr. West moved to approve the requests as presented. Mr. Canary seconded the motion that carried unanimously.

#302-110.0 – Salary Supplement	\$ 732.41
#302-111.0 – Salary Supplement	\$ 732.41

PROSECUTOR DEFERRAL PROGRAM – (327)

Wynita Worley, representing the Prosecutor's Office, appeared to request several additional appropriations from the Deferral Fund. She noted that the \$6,250.00 is for a copy machine that was requested from the General Fund last month but was withdrawn.

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

#327-313.0 – Deferral Program Participants	\$ 1,532.90
#327-221.0 – Printing	\$ 1,000.00
#327-315.0 – Travel & Training	\$ 5,000.00
#327-440.0 – Office Equipment	\$ 6,250.00

BOARD OF COMMISSIONERS – (122)

John Price, Fleet Manager, appeared to request additional appropriations for Vehicle Maintenance Supplies (\$15,000) and Vehicle Repair & Maintenance (\$8,000). He stated the additional funds for Supplies are needed for fuel. This year's cost per gallon is approximately \$.11 more than last year. The request for Repair & Maintenance is mainly due to replacements of motors, transmissions, and the deductibles for wrecked vehicles.

Mr. McConnell noted based upon the approved budget for 2004 including the additional requests the line items are probably under budgeted for next year.

COUNTY COUNCIL REGULAR MEETING – NOVEMBER 10, 2003 – (cont.)

Mr. West suggested the Council might want to consider establishing a separate line item for insurance deductibles.

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

#122-221.0 – Vehicle Maintenance Supplies	\$ 15,000.00
#122-360.0 – Vehicle Repair & Maintenance	\$ 8,000.00

JAIL – (124)

Terry McLaughlin, Sheriff, appeared to request additional appropriations for Hospital & Medical (\$60,000) and Prescription Medicines (\$15,000). He noted they have approximately \$44,000 in outstanding medical invoices. He will be paying November's prescriptions of \$19,500 from the Commissary Fund.

Mr. Reed moved to approve the requests as presented. Mr. Canary seconded the motion that carried unanimously.

#124-309.0 – Hospital & Medical	\$ 60,000.00
#124-255.0 – Prescription Medicines	\$ 15,000.00

COURTHOUSE – (123)

Jack Matthews, Maintenance Supervisor, appeared to request an additional appropriation in the amount of \$5,000 for Preventive Maintenance Supply. He explained the amount requested should be enough for the remainder of the year.

Mr. Reed commended Mr. Matthews and his staff on the job they do maintaining the facilities.

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

#123-213.0 – Preventive Maintenance Supply	\$ 5,000.00
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MUSEUM – (125)

Jack Matthews, Maintenance Supervisor, appeared on behalf of the Museum to request an additional appropriation in the amount of \$6,000 for utilities. He noted that representatives from RQAW Consulting Engineers & Architects were attendance to answer any questions that the Council might have regarding the heating and cooling system at the Museum.

Mr. Waltz stated that a few of the Council members recall that they were told the county in the years ahead would save money in the utilities by renovating the Museum to have a more efficient facility. Now due to the number of boilers and different climate controls throughout the building the cost of utilities has increased.

Jack Kieber and Marianne Duvall from RQAW appeared explaining the initial mechanical system was a single air handler that served the Museum's Auditorium then the air was returned throughout the building. The system did not meet code. RQAW zoned the building to control the temperature and humidity within certain ranges. To control humidity you have to reheat and to do so you must run the boilers all year around. The system has a single boiler, however there are seven stages within the boiler. A stage only kicks on when needed, such as in the summer only three stages would be used. In the basement they are trying to maintain 30% to 60% humidity year around because the area is mostly paper. On all the other floors the system controls temperature only. The system brings in outdoor air that meets the code standards.

Mr. Waltz commented with his experience in preservation of archive books he does not see why the Museum couldn't use dehumidifiers to control the humidity.

Mr. Kieber responded using dehumidifiers would become more of a maintenance issue because they would need to be monitored regularly to empty the water and make sure they are working continuously.

Mr. Waltz noted two years ago when the request was made for the Museum renovation funds the Council should have been told the boiler would be running 24 hours a day 7 days a week.

Ms. Duvall stated the mechanical system was never discussed and apologized that the issue was not addressed.

Mr. McConnell moved to approve the request as presented. Mr. West seconded the motion that failed with a three to two vote, Mr. Waltz and Mr. Reed voted nay. The motion needed at least a simple majority of the Council (four votes).

COMPUTERS SERVICES – (141)

Robert Norris, Computer Director, appeared to request two transfer of funds for Professional Services and Equipment Repair & Maintenance.

Discussion was held on the type of expenses that needed to be paid.

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

From: #141-104.0 – Computer Admin-Courts	(\$ 3,400.00)
To: #141-399.0 – Professional Services	\$ 3,400.00
From: #141-199.0 – Overtime	(\$ 2,608.47)
To: #141-360.0 – Equipment Repair & Maintenance	\$ 2,608.47

VIII. OLD BUSINESS

COUNTY COUNCIL REGULAR MEETING – NOVEMBER 10, 2003 – (cont.)

2004 Salary Ordinance (See October 14, 2003 Council Minutes)

Deborah Shutta, County Auditor, noted the Council was provided with the amended salary ordinance at the last Council meeting to allow bi-weekly pays for 2004.

Mr. West moved to approve the 2004 Salary Ordinance as submitted. Mr. Canary seconded the motion.

Mr. Waltz asked Brenda Jones-Matthews, Elected Auditor for 2004 for any comments regarding the salary ordinance.

Mrs. Jones-Matthews noted the Elected Officials are on a two-week withholding and she would like for them to be paid current. She has asked for a response from the State Board of Accounts.

Mrs. Shutta responded a majority of the County Auditors in the State that she has spoken with withhold two-weeks for the Elected Officials. She also noted Elected Officials could not be paid any more than the approved salary ordinance.

The motion carried unanimously.

IX. NEW BUSINESS

Resolution of the Johnson County Council Relating to the Highway Safety Project Grants (Operation Pull Over)

Steve Hood, Police Chief Deputy for the City of Franklin, appeared to answer any questions the Council might have in regards to the Resolution. He explained he is in the process of applying for approximately \$76,000 for Johnson County to participate in the Operation Pull Over (seat belt & DUI enforcement) a traffic safety program sponsored by the Indiana Criminal Justice Institute. The participating agencies in the County are all the police departments with the exception of Edinburgh Town.

Mr. McConnell moved to approve the resolution. Mr. Canary seconded the motion that carried unanimously.

Rainy Day Fund (establishment)

Discussion was held on the exact language the Council would like to have in regards to the use of the fund.

Mr. West moved to table the request until the December Council meeting. Mr. McConnell seconded the motion that carried unanimously.

Council Representative Appointment to the Hospital Task Force

Mr. Waltz commented on a few things that have occurred over the last month. He noted most everyone has read or heard of the potential long-term lease of the Johnson Memorial Hospital to a hospital management company. The County Commissioners have been analyzing and revealing a potential situation that could save the taxpayers of this county millions of dollars. This could possibly lower taxes and help with roads and infrastructures. The Commissioners decided to entertain a dialog with the potential company and recognizes this would be the first of a long, long series of meetings that would occur. The Hospital Board suggested the establishment of a Hospital Task Force.

Brent Waltz recommended Ron West to serve on the Hospital Task Force. Mr. West accepted to serve on the task force.

Mr. Canary commented the first meeting that took place he was not informed on the issue that was going to be discussed until he arrived. The second meeting at the Franklin Community High School stated that it was a joint meeting of the Commissioners and Council; he feels that was a Commissioner's meeting and all future meetings should be theirs until a vote is needed by the Council.

Mr. Waltz commented he feels the Board of Commissioners have done a very good job in keeping the Council informed. Unfortunately what we have now is discussion going into emotional and fear rather than logic and reason. The county does not have enough information to make a firm judgment. All three entities must approve a long-term lease. If any one of these three entities deem it not to be in the best interest of either the taxpayers of Johnson County, the citizens of Johnson County, the Employees of the Johnson Memorial Hospital, or the patients of the Hospital he has every expectation that this proposal would be rejected. The future vote of a lease of this magnitude could be one of most significant votes in the last quarter century.

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