

COUNTY COUNCIL REGULAR MEETING – OCTOBER 11, 2005

The meeting was called to order by President, Ron West.

I. ROLL CALL

The following members were present: Steve Hollenbeck, Rick Mason, John Price, Charlie Canary, Josh McCarty, and Paul Reed. John Phil Wilson was present as the Council's attorney.

II. PLEDGE OF ALLEGIANCE

III. INVOCATION

IV. APPROVAL OF 10/11/05 AGENDA

Mr. Price moved to approve the agenda as presented. Mr. Mason seconded the motion, which unanimously carried.

V. APPROVAL OF 9/1/05 & 9/12/05 MINUTES

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

VI. PUBLIC COMMENTS

There were no public comments.

VII. ADDITIONAL APPROPRIATIONS & TRANSFERS:

TITLE 4-D JUVENILE COURT – (137)

Donna Sipe, Court Administrator, appeared to request approval of a room rate, which exceeds the current room allowance in the Travel Ordinance, for an out of state conference for Judge Clark.

Mr. Reed made a motion to approve the request as presented. Mr. Hollenbeck seconded the motion, which carried unanimously.

Approval of a room rate for an out of state conference - \$189.00 per night
(For a total of \$646.38 for three nights plus tax.) The motion did not include the room service charge of \$7.62.

Mr. Mason then moved to approve the following four requests as presented:

SURVEYOR – (106)

From: 106-323.0 – Travel & Training	(\$ 233.50)
To: 106-221.0 – Wearing Apparel	\$ 233.50

MUSEUM – (125)

From: 125-113.0 – Clerical Assistant	(\$ 700.00)
To: 125-216.0 – Office Supplies	\$ 700.00

BIOTERRORISM PREPAREDNESS & RESPONSE GRANT – (363)

363-310.0 – Miscellaneous Expenses	\$ 7,300.00
363-361.0 – Contractual Services	\$ 54,000.00

WIC – (215)

From: 215-113.0 – Clinic Assistant	(\$ 7,000.00)
To: 215-141.0 – Unemployment	\$ 2,000.00
To: 215-114.0 – Insurance	\$ 5,000.00

Mr. Reed seconded the motion that carried unanimously.

COMMUNITY CORRECTIONS - (208) (209) (357) (358)

Albert Hessman, Director, appeared before the Council to address his request for increasing the salary amount of the Program Manager to attract a qualified candidate to fill this position. He noted that there is no additional appropriation needed because there would be sufficient funding in the Adult D.O.C. Grant through the end of the fiscal year, which is June 30, 2006. He also explained the need for the creation of the overtime line item.

Mr. McCarty moved to approve the following requests as presented:

COMMUNITY CORRECTIONS ADULT - (208)

208-113.3 – Programs Manager \$34,344 to \$40,000

COMMUNITY CORRECTIONS ADULT PROJECT INCOME – (209)

209-140.0 – Overtime (new line item)

JUVENILE ACCOUNTABILITY 10/1/05-9/30/06 – (357)

357-100.0 – Casemanager \$20,000	\$ 20,000.00
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THINKING FOR A CHANGE GRANT – (358)

358-100.0 – Casemanager \$ 5,921	\$ 5,921.00
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358-144.0 – Insurance	\$ 1,061.00
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358-200.0 – Office Supplies	\$ 1,054.01
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358-400.0 – Equipment	\$ 1,338.99
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Mr. Price seconded the motion, which unanimously carried.

SHERIFF – (105)

Sheriff Terry McLaughlin appeared to request a transfer of funds to cover the shift change as a result of a deputy/detective going back out onto the road and a road deputy coming in as a deputy/detective.

Mr. Reed made a motion to approve the request as presented. Mr. Price seconded the motion.

Mr. West commented that adjustments to the 100 series line item should not be made at this time, which is after the 3% raise was established for the 2006 raises; this will only create a problem and unfairness amongst all departments. He suggested that these types of requests be made after the first of the year.

Mr. Price stated that this is a different circumstance.

Sheriff McLaughlin noted that they have shift differential built into their positions.

Mr. West then suggested making a reduction of \$215.35 from line item #105-116.4, and placing it into the shift differential line item, #105-169.0; then reduce the shift differential

line item by \$215.35 and place it into line item #105-117.9. By doing it this way, it clearly shows that the salary adjustment was made because of a shift change and not just to increase the salary.

Mr. Reed then moved to amend his motion to reflect the following:

From: 105-116.4 – Deputy \$40,039 to \$39,239	(\$ 215.35)
To: 105-169.0 – Shift Differential Pay	\$ 215.35
From: 105-169.0 – Shift Differential Pay	(\$ 215.35)
To: 105-117.9 – Deputy \$36,994 to \$37,794	\$ 215.35
105-165.0 – Overtime (BCC & DUI)	\$ 3,354.96

Mr. Hollenbeck agreed with the amendment to the motion. The motion carried unanimously.

COUNTY MEDICAL CARE FOR INMATES – (903)

Mr. McCarty moved to approve the request as presented. Mr. Canary seconded the motion, which unanimously carried.

903-200.0 – Claims	\$ 1,748.56
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JO CO SHERIFF DEPT L.E.C.E. – (325)

Mr. Mason made a motion to approve the request as presented. Mr. Reed seconded the motion that carried unanimously.

325-400.0 – Equipment	\$ 52,503.77
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CLERK – (101)

Jill Jackson, Clerk, appeared before the Council to request the following request:

101-114.0 – Clerical Assistants	\$ 3,500.00
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She commented that at the Southern District Clerk’s meeting they talked about the Clerk’s Perpetuation Fund and were told that there has been misuse of these funds around the State, therefore the State Board of Accounts will be monitoring these funds more carefully during their next audit. She feels like her request now is a more appropriate use of the funds and can be justifiable.

Discussion was held regarding how the State Board of Accounts can actually audit the time spent on things associated with the Perpetuation Fund and what happens if they do not follow those guidelines; keeping in mind the work is getting done.

Donna Sipe, Court Administrator, appeared again on behalf of Judge Loyd and commented to the Council that Judge Loyd supports this request for additional monies for clerical assistants because what happens in the Clerk’s office ultimately affects the courts. If needed, Judge Loyd would appear at a later date requesting to use some of his discretionary funds to help supplement this problem for now.

This request died due to lack of a motion.

CLERKS PERPETUATION FUND – (313)

Mr. Mason moved to approve the request as presented. Mr. Price seconded the motion, which carried unanimously.

313-114.0 – Clerical Assistants \$ 1,500.00

VOTING SYSTEM REIMBURSEMENT – (908)

Mrs. Jackson noted that this money is needed to pay for additional equipment for their three new poll sites.

Mr. Mason made a motion to approve the request as presented. Mr. Hollenbeck seconded the motion that carried unanimously.

908-410.0 – Equipment \$ 50,000.00

SUPERIOR COURT NO. 3 – (134)

Judge Kim Van Valer Shilts, appeared to request an additional appropriation for Professional Services. She explained that several things are paid from this fund, such as her two public defenders, all interpreters, psychological evaluations, and indigent legal services. She also noted that during her preparations for tonight's meeting, she noticed her Jury Fund would be running in the red by the end of the year.

Mr. McCarty asked if Judge Shilts anticipated that this line item would need additional funding?

Judge Shilts responded that there really is no way to tell how much is needed; the only thing she is certain of is how much she pays the two public defenders, which is about \$31,000 each – everything else is just a guess. She can estimate somewhat the amount needed to pay for interpreters, but that also has to do with who has been charged with a crime.

Mr. West commented that he thought that she had someone on her staff that was an interpreter.

Judge Shilts replied that yes, she did and that worked out very nicely; however, due to record keeping, the employee could not do her work and interpret both. She also commented that having a full time interpreter on staff for the county would be an excellent idea.

Mr. West asked if Judge Shilts could get some numbers together and more information for funding a full time interpreter.

Mr. Canary moved to approve the request as presented. Mr. Mason seconded the motion, which unanimously carried.

134-301.0 – Professional Services \$ 10,000.00

COMPUTER SERVICES – (141)

Rob Norris, Director, appeared before the Council to request some salary adjustments. He explained that he had a vacant position until February 7, 2005 and would like to use those excess funds to give himself and the other two members of his staff some extra money as a result of the extra work done for getting the Food & Beverage Tax implemented. He noted that this is just a one-time thing and would not affect anything in the 2006 budget.

Mr. West commented that he had spoke with Mr. Norris earlier and explained that because the 2006 salaries were based on the 2005 salaries plus a 3% increase, less any adjustments, he didn't see how they could approve this request without changing the 2006 salaries because this request is being made after approval of budgets.

Mr. Reed expressed his gratitude and appreciation for their hard work; however, under the circumstances and the economy, he is not in favor of giving a bonus.

Mr. Canary concurred with Mr. Reed and noted that just because there is extra money, doesn't mean that it has to be spent.

Mr. McCarty noted that if they set the precedent now, more departments will be in asking for the same thing.

Mr. West then asked for a motion for the following requests:

From: 141-104.0 – Computer Admin-Courts	\$27,400 to \$29,510	(\$ 2,315.00)
To: 141-101.0 – Director	\$51,819 to \$52,509	\$ 690.00
To: 141-102.0 – Assistant Director	\$32,125 to \$33,750	\$ 1,625.00

This request died due to lack of a motion.

Mr. West then entertained a motion for the following request:

From: 141-399.0 – Professional Services	(\$ 4,731.34)
To: 141-410.0 – Office Equipment	\$ 4,731.34

Mr. Price moved to approve the request as presented. Mr. McCarty seconded the motion, which carried unanimously.

ELECTRONIC MAP GENERATION – (905)

Mr. Canary made a motion to approve the request as presented. Mr. Reed seconded the motion that unanimously carried.

905-210.0 – Claims	\$ 3,000.00
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AUDITOR – (102)

Jan Richhart, Auditor, was present to request a transfer of funds and to ask for an increase of a part-time hourly rate for an employee who was full-time for over 10 years and is now working part-time.

Mr. Reed moved to approve the following requests as presented. Mr. Price seconded the motion, which carried six to one. Mr. Mason voted nay.

From: 102-362.0 – Equipment Repair & Maintenance	(\$ 500.00)
To: 102-216.0 – Office Supplies	\$ 500.00

-Approval for a part-time hourly rate from \$8.00 to \$9.00

CUMULATIVE BRIDGE FUND – (206)

Don Sanders, Highway Director, appeared to request the establishment of a new line item to complete the work necessary for the bridge on County Road 200 North. They would

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like to have this completed at the same time as the new school opens in 2007. He also noted that this is a project that would be reimbursed by the State.

Mr. Reed made a motion to approve the request as presented. Mr. Price seconded the motion that unanimously carried.

206-473.0 – County Road 200 North \$ 90,000.00

RAINY DAY FUND – (506)

Bill Hammond, County Coordinator, appeared on behalf of the Commissioners, to request an additional appropriation from the Rainy Day Fund to pay claims for the Employee Group Health Insurance.

Mr. Price moved to approve the request as presented. Mr. Hollenbeck seconded the motion. The motion carried five to two; Mr. Reed and Mr. Mason voted nay.

506-210.0 – Employee Group Health Insurance \$300,000.00

VIII. OLD BUSINESS

There was no old business discussed.

IX. NEW BUSINESS

Preliminary Determination Resolution – to consider the issuance of bonds and publishing a notice for capital outlay equipment

Jeff Eggers, County Attorney, appeared on behalf of the Commissioners, to present a resolution of the Johnson County Council authorizing the publication of a notice of hearing on the preliminary determination to issue general obligation bonds. He commented that this basically is the next step needed to continue with the process of determining if the issuance should happen; this step is just to set a public hearing and publish notice.

Mr. Hollenbeck made a motion to approve the resolution as presented. Mr. Mason seconded the motion, which carried six to one. Mr. Reed voted nay.

Projected budget requirements

Mr. West commented that he would like for each department to project a three-year budget, starting with 2007, so that they can better address situations and issues that arise in the future. He hopes this would be an ongoing tool that they could utilize. He also expressed an interest in setting up meetings with the State legislators and representatives so that they could get a better understanding of what the County is facing and could be more helpful.

Sheriff McLaughlin stated that the idea of a three-year projection is a wonderful idea, but he doesn't want the department heads to go through the time consuming process and it not be taken into consideration.

There being no further business, Mr. Price moved to adjourn the meeting. The motion was seconded by Mr. McCarty and carried unanimously.