

COUNTY COUNCIL REGULAR MEETING – SEPTEMBER 8, 2008

The meeting was called to order by President, Josh McCarty.

I. ROLL CALL

The following members were present: Anita Knowles, Ron West, Beth Boyce, John Price, Steve Hollenbeck, and Charlie Canary. Phil Wilson was present as the Council's attorney.

II. PLEDGE OF ALLEGIANCE

III. INVOCATION

IV. APPROVAL OF 9/8/08 AGENDA

Mr. McCarty commented that they needed to add a request from Department of Planning & Zoning for a title change; this will be 9c under item VIII. Also, under New Business, they need to add discussion of the review of budgets for civil taxing units and non-binding recommendations and also Mr. Price will read a statement regarding the county's litigation attorney.

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

V. ADOPTION OF THE 2009 BUDGETS

Mr. Price noted that there were some salary adjustments that needed to be made within the #105 Sheriff's budget.

Mr. McCarty commented that since there are other salary adjustments that need to be with other departments as well, he would prefer to make all salary adjustments at the January 2009 meeting because some of them can't be done until then anyway because they weren't advertised properly.

Mr. Price then moved to approve the 2009 budgets as approved on second reading. Mrs. Knowles seconded the motion that carried six to one; Mr. West voted nay.

VI. APPROVAL OF 8/11/08 MINUTES

Mr. Hollenbeck moved to approve the minutes as presented. Mr. Price seconded the motion, which unanimously carried.

VII. PUBLIC COMMENTS

Vaughn Moore, tax payer from White River Township, appeared and stated that he appreciated the meeting that was held with the State Legislatures regarding the trails and roads in their area and finances in general; however, he would like to have another meeting to expand on it. He also asked that a special election to be held to help decide the future of White River Township as far as do they merge, annex, incorporate, or do nothing. This is a far too important decision for three elected people to make. A special

election would allow all of the people involved to get a chance to vote their choice without being pressured or influenced. He felt like this would be money well spent.

Mr. McCarty thanked Mr. Moore for his comments and expressed that they would do their best to continue to keep all dialogues open with the State Legislatures.

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

1. PRO BONO GRANT – (419)

Donna Sipe, Court Administrator, appeared to request funding for a Pro Bono Fund, which is funded from a grant. The Circuit Court was approached by the Heartland Pro Bono Counsel to assist with the funding of some ongoing Pro Bono services that one of our local attorneys has basically taken on out of the goodness of her own heart. This will help offset some of her expenses that were previously paid from her own pocket; she handled around 100 cases last year. Since the Johnson County Bar Association is not privately incorporated, they needed, in terms of their funding, a political subdivision to be the fiscal body. They already have the funds; they just need to get them appropriated.

Mr. Price moved to approve the request as presented. Mrs. Boyce seconded the motion that carried unanimously.

- a. 419.21500.000.419 – Office Supplies \$ 1,500.00
- b. 419.31000.000.419 – Professional Services \$ 3,500.00

2. ADULT PROBATION ADM FEES – (282)

Richard Pfifer, Chief Adult Probation Officer, was present to re-appropriate funds into an account that was zeroed out previously in error.

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

- a. 282.11117.000.282 – Salary Supplement \$ 8,729.42

3. PROSECUTOR DEFERRAL PROGRAM – (327)

Michelle Murray, Office Manager, was present to request an appropriation of \$6,095.00 for the Johnson County's Sheriff's Department's participation in the traffic deferral program.

Mr. West inquired how the amount was determined for each entity.

Mrs. Murray replied that it is based on each ticket that is written. Then they turn in their deferral card and then get a portion of that back.

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

a. 327.33500.000.327 – Deferral Program Participants \$ 6,095.00

**4. SPAY/NEUTERED FUND- (416)
ANIMAL SHELTER – (219)**

Dawn Phelps, representing the Animal Shelter, was present to request an appropriation from their Non-Reverting Fund to Professional Services to help pay for the veterinarian fees when the spay/neuter treatment is performed. She also requested a transfer of funds to help cover the increased cost in fuel.

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

a. 416.31000.000.416 – Professional Services \$ 6,000.00
a. From: 219.31203.000.219 – Registrations (\$ 3,904.52)
From: 219.33100.000.219 – Vehicle Repair & Maintenance (\$ 3,000.00)
To: 219.22100.000.219 – Vehicle Maintenance Supplies \$ 6,904.52

Mr. Hollenbeck seconded the motion, which carried unanimously.

**5. EMERGENCY PLANNING & RIGHT TO KNOW – (212)
DISTRICT 5 GRANT – (411)**

Director, Forrest Sutton, appeared to request appropriations for new equipment for the two county Haz-mat teams.

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

a. 212.44100.000.212 – Miscellaneous Equipment \$ 6,921.72
a. 411.44100.000.411 – Miscellaneous Equipment \$ 152,828.00

6. SHERIFF – (105)

Sheriff Terry McLaughlin, appeared to request an appropriation for their participation in the OPO/BCC, DUI, and Fatality Crash Reduction Effort (FCRE) for the month of July 2008.

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

a. 100.19900.000.105 – Overtime \$ 2,870.54

COUNTY EXTRADITION – (211)

Sheriff McLaughlin also asked for an additional appropriation to cover the costs of transporting inmates.

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

a. 211.20000.000.211 – Claims \$ 5,000.00

7. HEALTH – (210)

John Bonsett, Director, appeared to request a transfer of funds to help cover the expenses of paying out a current employee their unused benefit time when they retiree and to hire a new nurse.

Mr. West moved to approve the request as presented. Mrs. Knowles seconded the motion, which carried unanimously.

a. From: 210.11407.000.210 – Part-time Nurse/Nursing Asst (\$ 17,409.38)
To: 210.10006.000.210 – Director Nursing Services \$ 9,309.38
To: 210.11623.000.210 – 3rd Public Health Nurse \$ 8,100.00

BIOTERRORISM PREPAREDNESS/RESPONSE – (414)

Mr. Bonsett also requested an appropriation of funds for the Bioterrorism Preparedness/Response Fund.

Mr. Hollenbeck moved to approve the request as presented. Mr. Price seconded the motion that unanimously carried.

a. 414.42000.000.414 – Operating Equipment \$ 20,481.25
b. 414.36102.000.414 – Contractual Services \$ 4,343.75

8. WIC- (215) (Oct. 1, 2008 – Dec. 31, 2008)

Tracy Smith, Coordinator, appeared to request approval of their three month budget (October 1, 2008 thru December 31, 2008). She also noted that they are all required to attend a conference in Louisville, KY and she has already included those monies in the travel and training line item.

Mr. Canary moved to approve the requests as presented. Mrs. Knowles seconded the motion, which carried unanimously.

a. 215.11422.000.215 – Clinic Assistant \$ 6,566.00
b. 215.11423.000.215 – Clinic Assistant (1) \$ 7,091.00
c. 215.12830.000.215 – Coordinator \$ 12,747.00
d. 215.13201.000.215 – Registered Nurse \$ 11,732.00
e. 215.13202.000.215 – Registered Dietitian \$ 11,025.00
f. 215.14200.000.215 – FICA-Social Security \$ 3,492.00
g. 215.14300.000.215 – PERF \$ 4,155.00
h. 215.11400.000.215 – Part-time (RN) \$20.00 per hour \$ 6,200.00
i. 215.21500.000.215 – Office Supplies \$ 2,000.00
j. 215.31000.000.215 – Professional Services \$ 5,000.00
k. 215.31500.000.215 – Travel & Training \$ 4,350.00
l. 215.36000.000.215 – Equipment Maintenance \$ 1,000.00

m.215.36201.000.215 – Insurance	\$ 14,000.00
n. 215.37202.000.215 – Rent/Utilities	\$ 8,500.00
o. 215.44000.000.215 – Office Equipment	\$ 1,000.00

9. PLANNING & ZONING – (117)

Dan Batta, Director, appeared to request two transfer of funds to help pay for a Graduate Assistant and to pay for two license fees for the GIS software. He also asked for a title change in line item #100.13002.000.117 from Senior Building Inspector to Chief Building Official.

Mr. West commented that he feels like the software licenses should be paid for by the 911 Fund.

Mr. Hollenbeck moved to approve the requests as presented. Mr. Canary seconded the motion, which carried six to one. Mr. West voted nay.

- a. From: 100.10000.000.117 – Director (\$ 3,000.00)
 To: 100.36000.000.117 – Equipment Maintenance \$ 3,000.00
- b. From: 100.11400.000.117 – Part-time (\$ 3,325.00)
 To: 100.38500.000.117 – Graduate Assistantship \$ 3,325.00
- c. 100.13002.000.117 – Senior Building Inspector – title change only to Chief Building Official

10. ELECTRONIC MAP GENERATION – (905)

Rob Norris, IT Director, appeared to request an appropriation of funds to purchase items needed to maintain the electronic maps, which includes the GIS software license for the Auditor’s Office.

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

- a. 905.20000.000.905 – Claims \$ 2,200.00

RAINY DAY – (506)

Aaron Shaw, GIS Analyst, appeared to request an appropriation of \$9,016.71 from the Rainy Day Fund to pay for six GIS software licenses. They are for: GIS (2), Pleasant Township (1), Soil & Water (1), and the City of Franklin (2). All of the entities have been contacted regarding this matter.

Mr. Norris had informed Mike Sudac, GIS Director, that the 911 Board will only pay for the GIS licensing that is used for the 911 related activities. Therefore, he will ask the 911 Board to pay for the two GIS licenses for the GIS department. He also noted that Pleasant Township does not have monies available within their budget to transfer; Soil & Water will discuss the matter at their next board meeting; and, the City of Franklin has not yet paid their invoice, which was dated 2/4/08.

In order to get the invoice paid, they are requesting the appropriation from the Rainy Day Fund and noted that when money is received from Soil & Water, the 911 Board, and the City of Franklin, it would be deposited back into the Rainy Day Fund.

Mr. Price moved to approve the request as presented. Mr. Hollenbeck seconded the motion. The motion carried six to one; Mr. West voted nay.

a. 506.36000.000.506 – Equipment Maintenance \$ 9,016.71

11. CUMULATIVE CAPITAL DEVELOPMENT FUND – (254)

First, Mr. Norris appeared again to request additional appropriations to pay for the replacement of flood damaged telephones and computers for the Prosecutor’s Office and computers for the Veteran Services, and to set up the Prosecutor’s network in their new building.

Some discussion was held on how many telephones, computers, laptops, and other items were actually included in these prices.

Mr. McCarty requested that any time specific information like this is available that it be given to the Council Members prior to their meeting so they can make a better, informative decision.

Mr. Price moved to approve the requests as presented. Mrs. Knowles seconded the motion, which carried unanimously.

a. 254.44002.000.254 – Telephone System Equipment \$ 15,820.00
b. 254.44003.000.254 – Computer Hardware & Software \$ 89,710.00

Second, Kathleen Hash, County Coordinator, also requested for funds from Cum Cap to pay for the first three-months lease (\$12,600) of the office space for the Prosecutor’s Office and to purchase a partial order of office furniture (\$90,707) for them as well. She also introduced Teresa Plummer, representative with Fineline Furniture, who helped explain the type and quality of the furniture and the pricing of the furniture items requested and the fees associated.

Some discussion was held regarding what kind of furniture and how many of each item was being purchased.

Again, Mr. McCarty noted that if the Council Members are given the specific information about the items being purchased, including information from all quotes received, then they can make a wiser decision. Mr. Price concurred.

Mr. Price moved to approve the request as presented, with the exception of lowering the amount requested for furniture to match the amount on the quote. Mrs. Knowles seconded the motion that carried six to one; Mr. West voted nay.

Lastly, Bob Swinehammer, Park Board Member, Chris Johnston, Park Superintendent and Drew Eggers, Assistant Park Superintendent, appeared to request funding for a Master Plan for Johnson County Park and Hoosier Horse Park, as well as a study of potential revenue from the proposed Innkeeper’s Tax. Mr. Swinehammer stated he was surprised to hear that some of the Council Members didn’t get a copy of the proposed Master Plan prior to the Council meeting and apologized for that.

Mr. Price commented that he would not be voting for this request because he doesn’t have enough time to review the material to make an informative decision.

Mr. Swinehammer then gave a brief background explanation on how this master plan came about and where they see this going in the future. Over the past few years, they have received proposals from three different companies to do a master plan; the proposal from Taylor Bros., which is the one they distributed to the Council Members, is the one they are requesting to move forward with. However, they have also taken into account the county’s fiscal situation and therefore are also asking for the Council to pay for a study of the revenue generated from the implementation of an Innkeeper’s Tax. This study would be done by Umbaugh and Associates. He also added that this would be a long-term investment for economic development.

Mr. Price commented that if the study showed that it was not feasible to implement an Innkeeper’s Tax then the county is out the \$53,500.

Mr. Swinehammer responded yes, but they would continue to pursue the Master Plan, just through other avenues.

Mr. Price also inquired if there has been any consideration of moving the Johnson County Fair down to the County Park.

Mr. Swinehammer responded that he has only been on the board for four years and doesn’t recall that idea ever being addressed. He feels that the current location of the fair is better and if it is moved farther south, the attendance would decrease; however, he is not opposed to discussing the issue.

Mr. West commented that upgrading the facilities would not only show an increase of revenue stream, but it would also give Johnson County something to hi-light as a tourist attraction, other than Camp Atterbury, and it could be the best Equestrian Facility in the Midwest, or at least within the top three.

Mr. Swinehammer also added that just from the rumors going around about the possibility of upgrading the Horse Park, they have already been contacted by several horse groups looking for an all-year around training facility. These groups get money from the slot machines (gaming commission), which they could then use to re-invest in our facilities. The opportunities are endless.

Discussion was held how the Innkeeper's Tax would affect the bond issue, the County Park and the other cities' parks and tourism.

Mr. Hollenbeck moved to approve the request as presented. Mr. West seconded the motion, which carried four to three. Mr. Price, Mrs. Boyce, and Mr. McCarty all voted nay.

- d. 254.43412.000.254 – Master Plan-Johnson Co Park/Horse Park \$ 53,500.00
 -Innkeeper's Tax Study

Mr. McCarty then called for a five-minute recess.

NOTE: When the Council reconvened after the five-minute recess, the recorder experience technical difficulties and the remainder of the meeting was not recorded.

12. BOARD OF COMMISSIONERS – (122)

Troy DeHart, Commissioner and Mrs. Hash were present and stated that the County has received a total of \$633,402.37 from Scottsdale Insurance Company for payment of expenses associated with the June 7th flood and other related issues. They are now requesting that those funds be appropriated into a new line item, titled "June 2008 Weather-Related Expenses", for payment of such expenses.

Mr. Price moved to approve the requests as presented. Mr. Hollenbeck seconded the motion that unanimously carried.

- a. 100.42700.000.122 – June 2008 Weather-Related Expenses \$ 633,402.37

13. CUMULATIVE BRIDGE FUND – (206)

Gary Vandegriff, Highway Director, appeared to request the following appropriations for bridge and culvert work:

- a. 206.49317.000.206 – Bridge 17 \$ 135,000.00
- b. 206.49335.000.206 – Bridge 35 \$ 35,000.00
- c. 206.49026.000.206 – Culvert H-026 \$ 50,000.00
- d. 206.49072.000.206 – Culvert U-072 \$ 50,000.00
- e. 206.49009.000.206 – Culvert U-009 \$ 50,000.00
- f. 206.49023.000.206 – Culvert U-023 \$ 50,000.00

Mr. Price moved to approve the requests as presented above. Mrs. Knowles seconded the motion, which carried unanimously.

WHEEL/SURTAX – (221)

Mr. Vandegriff also requested an appropriation of \$200,000.00 into a new line item titled, "Stones Crossing/Morgantown Road" to cover the county's portion of construction change orders, as well as supplemental construction inspection costs due to the length of the project. He also requested another new line item, titled "Fairview/Morgantown

Intersection”, which will be used to cover all project costs once the design contract costs are determined.

Mr. Price moved to approve the requests as presented. Mrs. Knowles seconded the motion, which unanimously carried.

- a. 221.48100.000.221 – Stones Crossing/Morgantown Road \$ 200,000.00
- b. 221.49500.000.221 – Fairview/Morgantown Intersection (new line item)

14. SUPERIOR COURT NO. 1 – (132)

Superior Court No. 1 Judge, Kevin Barton, appeared to request a part-time rate of \$15.30 per hour for experienced personnel who possess a college degree and have prior work experience with the Courts. He also requested a transfer of \$2,200.00 from a full-time line item to the part-time line item to help cover the higher hourly rate.

Discussion was held regarding the hourly rate.

Mr. Price moved to approve the request as presented, with the exception of lowering the hourly rate to \$12.50. Mr. Canary seconded the motion. The motion carried unanimously.

- a. From: 100.11316.000.132 – Assistant Court Reporter (\$ 2,200.00)
- To: 100.11400.000.132 – Part-time \$12.50 per hour \$ 2,200.00

IX. OLD BUSINESS

There was no old business discussed.

X. NEW BUSINESS

The following new business was discussed:

-Declaration of County Tax Rates (income) fiscal year October 1, 2008-September 30, 2009

Mrs. Knowles moved to approve the Declaration of County Tax Rates for the fiscal year October 1, 2008 – September 30, 2009 at the rate of .01. Mr. Price seconded the motion, which carried unanimously.

The Council was not in favor of implementing a LOIT tax rate.

-Review of Budgets for Civil Taxing Units

-A letter (read by Mr. Price) from the County’s Litigation Attorney, Bill Barrett (Attorney with Williams Hewitt Barrett & Wilkowski, LLP) outlining how their services are billed and also how they have donated some of their services to the County, dating back to when they first began serving us in 2005.

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