TIPPECANOE COUNTY COUNCIL
REGULAR MEETING
November 12, 2008

The Tippecanoe County Council met at 10:00 a.m. Wednesday, November 12, 2008 in the Tippecanoe Room in the County Office Building. Council members present were: President Thomas P. Murtaugh, Vice President Kevin Underwood, Betty J. Michael, Andrew S. Gutwein, Jeffrey R. Kemper, David S. Byers, and Kathy Vernon. Others present were: Auditor Jennifer Weston, Attorney David W. Luhman, and Secretary Jennifer Prange.

President Murtaugh called the meeting to order and led the Pledge of Allegiance.

APPROVAL OF MINUTES

- Councilmember Kemper moved to approve the minutes from the October 14, 2008 meeting, second by Councilmember Michael; motion carried.

AUDITOR'S FINANCIAL REPORT – Jennifer Weston

Beginning Net Balance	$1,659,421.22
Total Additional Appropriations	$1,443,085.00
Total Budget Reductions	$ 138,636.00
Miscellaneous Expenditures to date	$- 11,381.85
Uncommitted Funds	**$ 343,590.37**

Auditor Weston reported Fund 710 was added to the Fund Balance Report for purposes of tracking the parking garage re-financing account at the Bank of New York.

TREASURER'S FINANCIAL REPORT – Bob Plantenga

Treasurer Plantenga reported the final form of the tax statements has been approved and should be mailed in the next few days. $218 million was billed in gross taxes for 2008; $100 million has been collected to date, most of which has been distributed through advance draws.

ANCILLARY COURT
General Fund 001

Transfer: $8,000
$8,000 Salaries & Wages/Full-Time to Pauper Transcripts

- Councilmember Kemper moved to approve the transfer as requested, second by Councilmember Michael; motion carried.

CIRCUIT COURT
General Fund 001

Judge Daniel requested an additional appropriation for criminal representation. The court currently has $2,500 outstanding and he believes $5,000 will carry his court through the end of the year.

Additional Appropriation: $5,000
$5,000 Pauper Attorney

- Councilmember Kemper moved to approve the additional appropriation as requested, second by Councilmember Byers; motion carried.

SUPERIOR COURT 1
General Fund 001

Councilmember Kemper discussed the request with the Bailiff in Superior Court 1 and is in favor of approving the request, but would like additional information from Judge Johnson.

Additional Appropriation: $16,387
$7,000 Overtime
$7,000 Part-Time
$500 Judge Pro-Tem
$1,543 Social Security
$344 Retirement

- Councilmember Kemper moved to approve the additional appropriation as requested, second by Councilmember Byers; motion carried.

SUPERIOR COURT 2
General Fund 001

Judge Busch requested an additional appropriation for Pauper Attorney expenses. Superior Court 2 has not spent the total amount appropriated for Pauper Council, however payments from another fund which is low on cash, need to be transferred to this account to make it to the end of the year.

Additional Appropriation: $7,000
$7,000 Court Expenses/Pauper Attorney

- Councilmember Byers moved to approve the additional appropriation as requested, second by Councilmember Kemper; motion carried.

SUPERIOR COURT 3
General Fund 001

Judge Rush requested an additional appropriation for Pauper Attorney for CHINS cases and terminations. Public Defender fees are not available for these cases.

Additional Appropriation: $19,500
$19,500 Pauper Attorney

- Councilmember Byers moved to approve the additional appropriation as requested, second by Councilmember Michael; motion carried.

Transfer: $233

$108 Office Supplies to Law Books
$125 Office Supplies to Pro-Tem

- Councilmember Byers moved to approve the transfer as requested, second by Councilmember Kemper; motion carried.

Court Improvement Project Fund 629

Judge Rush requested a grant appropriation for annual funds received from the Indiana Supreme Court for CHINS mediation.

Grant Appropriation: $6,000

$6,000 Contracts/Consultants

- Councilmember Kemper moved to approve the grant appropriation as requested, second by Councilmember Michael; motion carried.

Sup 3 Near SHO Fund 517

A grant appropriation was requested to fund a contracted position for the Near-SHO program. The position is part-time Probation Officer and a match is not required.

Grant Appropriation: $27,318

$18,524 Salaries & Wages/Full-Time
$1,417 Social Security
$1,250 Retirement
$5,256 Insurance/Health
$91 Insurance/Life
$132 Insurance/Long-Term
$648 Insurance/Workers Comp

- Councilmember Kemper moved to approve the grant appropriation as requested, second by Councilmember Underwood; motion carried.

SUPERIOR COURT 4
General Fund 001

Additional Appropriation: $500

$100 Office Supplies
$400 Travel/Training

- Councilmember Gutwein moved to approve the additional appropriation as requested, second by Councilmember Michael; motion carried.

SUPERIOR COURT 6
General Fund 001

Councilmember Gutwein reported Superior Court 6 has requested an additional appropriation for Pauper Attorney for a specific case.

Additional Appropriation: $1,100
$1,100 Pauper Attorney

- Councilmember Gutwein moved to approve the additional appropriation as requested, second by Councilmember Kemper; motion carried.

PROBATION
Adult User Fee Fund 510

Additional Appropriation: $1,000
$1,000 Training Costs/Travel & Training

- Councilmember Byers moved to approve the additional appropriation as requested, second by Councilmember Michael; motion carried.

Juvenile Probation Fund 511

Additional Appropriation: $2,080
$2,080 General Operating/Misc

- Councilmember Byers moved to approve the additional appropriation as requested, second by Councilmember Underwood; motion carried.

BOARD OF ELECTIONS
General Fund 001

The additional appropriation request was requested to cover the remaining balance for election workers.

Additional Appropriation: $1,803
$1,675 Part-Time
$128 Social Security

- Councilmember Underwood moved to approve the additional appropriation as requested, second by Councilmember Kemper; motion carried.

COURT SERVICES – Cindy Houseman
Community Service Fund 576

Director Cindy Houseman requested an additional appropriation to move cash from Fund 576 to 575 to cover expenses.

Additional Appropriation: $40,000
$40,000 General Operating/Misc

- Councilmember Kemper moved to approve the additional appropriation as requested, second by Councilmember Vernon; motion carried.

Substance Abuse/MH Fund 575

Additional Appropriation: $40,000

$22,000	Full-Time Employee
$7,000	Part-Time Employee
$4,938	Professional Services
$5,500	Contracts
$562	Social Security

- Councilmember Kemper moved to approve the additional appropriation as requested, second by Councilmember Underwood; motion carried.

HEALTH – Ron Cripe
General Fund 001

Health Administrator Ron Cripe requested an additional appropriation for travel and to purchase Birth and Death Certificates.

Additional Appropriation: $1,800

$1,200	Printed Forms
$600	Travel & Training

- Councilmember Michael moved to approve the additional appropriation as requested, second by Councilmember Kemper; motion carried.

Master Tobacco Settlement Fund 762

An additional appropriation is requested to fund various part-time positions within the Health Department.

Additional Appropriation: $7,000

$7,000	Part-Time/Other

- Councilmember Michael moved to approve the additional appropriation as requested, second by Councilmember Underwood; motion carried.

Emergency Preparedness Fund 477

Transfer: $60

$60	Departmental/Uniform & Clothing to Office Equipment

- Councilmember Michael moved to approve the transfer as requested, second by Councilmember Kemper; motion carried.

Health Dept Donation Fund 119

Mr. Cripe requested approval of a grant appropriation for funds received from North Central Health Services to be used for data collection.

Grant Appropriation: $75,000

$72,000	Professional Services/Contractual
$1,500	Travel & Training
$1,500	Contracts/Misc

- Councilmember Michael moved to approve the grant appropriation as requested, second by Councilmember Underwood; motion carried.

WIC – Coleen Batt
WIC 178-1 Fund 880

Director Coleen Batt requested a transfer for WIC materials and equipment.

Transfer: $1,615

$1,615	Full-Time Employee to Equipment
$27,531	Full-Time Employee to Dept/Education
$42,382	Insurance Benefit/Health to Dept/Education Materials
$41,858	General Operating/Misc to Dept/Education Materials
$5,429	Part-Time/Other to Dept/Education Materials

- Councilmember Byers moved to approve the transfer as requested, second by Councilmember Vernon; motion carried.

CARY HOME – Rebecca Humphrey
General Fund 001

Director Rebecca Humphrey requested a reduction of appropriation due to an error in calculating the budget for the girls unit.

Reduction of Appropriation: $179,000

$179,000	Full-Time

- Councilmember Michael moved to approve the reduction of appropriation as requested, second by Councilmember Kemper; motion carried.

Director Humphrey requested additional funds for video cameras and hand dryers at Cary Home. She also is requesting additional funds for the difference in her salary from the previous director.

Additional Appropriation: $66,810

$54,875	Building/Structural Repair
$4,666	Executive Director
$7,269	Overtime

- Councilmember Kemper moved to approve the additional appropriation as requested, second by Councilmember Michael; motion carried.

Transfer: $1,000

$1,000	Medical Supplies to Travel/Training

- Councilmember Byers moved to approve the transfer as requested, second by Councilmember Michael; motion carried.

Cary Home Smoke Detector Fund 436

Director Humphrey requested approval for grant funds received from the Tobacco Free Partnership and Purdue University for Cigarette Buster Smoke Detectors to be installed at Cary Home.

Grant Appropriation: $4,999
$4,999 Building/Misc

- Councilmember Michael moved to approve the grant appropriation as requested, second by Councilmember Kemper; motion carried.

JUVENILE ALTERNATIVES
General Fund 001

Director Humphrey requested a transfer for Juvenile Alternatives to purchase equipment for surveillance officers, office equipment and uniforms.

Transfer: $17,867
$5,796 Part-Time/Regular to Equipment/Emergency
$3,417 Part-Time/Regular to Equipment/Hardware
$3,500 Part-Time/Other to Equipment/Hardware
$3,000 Departmental Food to Equipment/Hardware
$1,492 Full-Time to Equipment/Hardware
$660 Full-Time to Clothing

- Councilmember Byers moved to approve the transfer as requested, second by Councilmember Michael; motion carried.

PROSECUTOR
Project Safe Neighborhood Fund 189

Prosecutor Pat Harrington requested a grant appropriation for funds received for the Project Safe Neighborhood.

Grant Appropriation: $27,192
$27,192 Salaries & Wages/Full-Time Employee

- Councilmember Underwood moved to approve the grant appropriation as requested, second by Councilmember Vernon; motion carried.

PT Diversion Fund 260

Prosecutor Harrington requested approval of an additional appropriation to balance Fund clear account 260 for 2008.

Additional Appropriation: $17,365
$17,365 General Operating/Misc

- Councilmember Underwood moved to approve the additional appropriation as requested, second by Councilmember Vernon; motion carried.

COUNTY ASSESSOR
Reassessment Fund 281

County Assessor Samantha Steele requested an additional appropriation to send Form 11's for 2008 and $5,000 for salaries and wages. She reported sending Form 11's allows taxpayers an opportunity to appeal their assessments and also allow the county to track and manage appeals more timely.

Additional Appropriation: $51,000

$6,000	Salaries & Wages/Part-Time
$45,000	General Operating/Postage

- Councilmember Gutwein moved to approve $5,000 for salaries and wages and $45,000 for general operating, second by Councilmember Michael; motion carried.

SHERIFF
General Fund 001

Sheriff Brown requested a transfer for additional food and vehicles costs. He commended his staff for working within their allotted budget.

Transfer: $90,000

$10,000	Full-Time Employees to Food
$30,000	Deputies to Food
$20,000	Part-Time Employee to Food
$15,000	Overtime to Vehicles
$15,000	Social Security to Vehicles

- Councilmember Michael moved to approve the transfer as requested, second by Councilmember Gutwein; motion carried.

COMMISSIONERS
Flood Buy-Out Fund 706

Grant Coordinator Laurie Wilson requested an additional appropriation for the Flood Buy-Out program. The funds were used to demolish the final home in the first round of buy-outs.

Grant Appropriation: $10,463

$10,463	Administrative/Other Professional Svs

- Councilmember Gutwein moved to approve the additional appropriation as requested, second by Councilmember Kemper; motion carried.

AUDITOR – for the Community & Family Resource Center
Healthy Children Fund 671

Grant Coordinator Laurie Wilson requested an additional appropriation for a continuation grant for the Community and Family Resource Center.

Grant Appropriation: $12,465
$12,465 Contracts/Management

- Councilmember Byers moved to approve the additional appropriation as requested, second by Councilmember Vernon; motion carried.

ORDINANCE FOR APPROPRIATION AND TAX RATES 2009: 2nd Reading

Auditor Weston explained the Ordinance for Appropriation and Tax Rates for 2009 was approved on first reading August 25th, 2008. She added the county has reached the maximum levy of 4%; property tax related funds cannot exceed the maximum levy. Department budgets have been revised with the exception of salary adjustments. Auditor Weston reported $6,720,991 is to be received for COIT, which made the total revenue estimate $37,266,771. She suggested any remaining funds be allocated into the Juvenile Center line item. At Budget Hearings, two options were presented for the council to consider; a 2% raise for all employees or a designated percentage for different ranges as suggested by Waggonner, Irwin, and Scheele.

- Councilmember Gutwein moved to appropriate any excess funds to include additional COIT funds be added to the new line item for the Juvenile Center, second by Councilmember Vernon; motion carried.

- Councilmember Byers moved to approve the salary charts as presented, second by Councilmember Michael; motion carried.

Councilmember Kemper gave details regarding the County Assessors' plans to transfer the 2009 Fairfield budget to the corresponding County Assessor budget. County Assessor Samantha Steele confirmed she will have 20 full-time (10 full-time from General Fund, 6 from Reassessment Fund, and 4 proposed employees from the Fairfield office to be paid from the three various funds) employees starting in 2009 to be funded from the Reassessment, Sales Disclosure, and General Funds. Auditor Weston explained the amount to be rolled is as follows:

Sales Disclosure Fund 285 - $10,765
Reassessment Fund 281 - $18,301
General Fund 001 - $170,104

- Councilmember Gutwein moved to approve the transfer of previously allocated funds from the Fairfield Township Assessor, except $1, to the County Assessor to fund the positions as set-forth by the organizational chart with any excess funds transferred to the Juvenile Center line item, second by Councilmember Underwood; motion carried.

ORDINANCE 2008-24-CL; 2009 SALARY ORDINANCE

- Councilmember Byers moved to approve the Ordinance as presented, second by Councilmember Michael; motion carried.

RESOLUTION 2008-41-CL; CONFIRMS MENTAL RETARDATION 2009 Funding

Resolution 2008-41-CL confirms the funding for Mental Retardation Centers at a rate of $.01 per $100. The rate is unchanged from last year.

- Councilmember Michael moved to approve Resolution 2008-41-CL, second by Councilmember Gutwein; motion carried.

RESOLUTION 2008-42-CL; CONFIRMS 2009 FUNDING OF COMMUNITY MENTAL HEALTH

Resolution 2008-42-CL confirms the 2009 funding for Community Mental Health at a fixed amount of $856,148.

- Councilmember Kemper moved to approve Resolution 2008-42-CL, second by Councilmember Underwood; motion carried.

RESOLUTION 2008-43-CL; CONFIRMS & RATIFIES 2009 SALARY OF COUNTY CORONER

Resolution 2008-43-CL confirms the 2009 salary of the County Coroner at $39,540 as a licensed Physician.

- Councilmember Byers moved to approve Resolution 2008-43-CL, second by Councilmember Gutwein; motion carried.

RESOLUTION 2008-44-CL; CONFIRMS & RATIFIES 2009 SALARY OF COUNTY SURVEYOR

Resolution 2008-44-CL confirms the 2009 salary of the County Surveyor $83,147 as a licensed Surveyor.

- Councilmember Michael moved to approve Resolution 2008-44-CL, second by Councilmember Vernon; motion carried.

RESOLUTION 2008-45-CL; AMENDING EDIT PLAN – ADDITIONAL FUNDING PROJECT 42 JUVENILE FACILITY

Resolution 2008-45-CL endorses an amendment to the EDIT Plan to include Project 42 Juvenile Justice Center. The amendment approved on October 20, 2008 by the commissioners includes the funding for the acquisition of the real estate and construction of the facility and reflects the anticipation of issued bonds in the amount of $19,500,000 to fund the project. EDIT revenues will provide the debt service for the bond issue.

- Councilmember Kemper moved to approve Resolution 2008-45-CL, second by Councilmember Michael; motion carried.

ORDINANCE 2008-18-CL – 2ND READING; JUVENILE CENTER BOND ORDINANCE

Attorney Luhman confirmed Ordinance 2008-18-CL, authorizes the issuance of bonds for the Juvenile Center not to exceed $19,500,000 for construction of the facility. The bonds are payable over 20 years not to exceed 6% interest rate. Mr. Luhman suggested the council consider amending the maximum interest rate not to exceed 8% due to the fluctuation of the current market.

- Councilmember Byers moved to approve Ordinance 2008-18-CL amended not to exceed a maximum of 8% interest on second reading, second by Councilmember Michael; motion carried.

Auditor Weston recorded the vote:

Byers	Yes
Gutwein	Yes

Kemper	Yes
Underwood	Yes
Michael	Yes
Murtaugh	Yes
Vernon	Yes

Ordinance 2008-18-CL passes 7-0 on second and final reading.

ORDINANCE 2008-19-CL – 2ND READING; JUVENILE CENTER ADDITIONAL APPROPRIATION

Attorney Luhman stated Ordinance 2008-19-CL appropriate the proceeds of the bonds for use in payment of the Juvenile Center.

Public Comment

Joe Vanable, representative of NAMI of Indiana, commended the council for continuing on the Juvenile Center. He believes the center will be an investment in the community and not an expense that will need minimized in the future.

Councilmember Byers thanked the Council, Commissioners, developers, and Rebecca Humphrey for their commitment to the Juvenile Center project. He agrees the Juvenile Center will be an investment in the community rather than an added expense.

- Councilmember Byers moved to approve Ordinance 2008-19-CL on second reading, second by Councilmember Vernon; motion carried.

Auditor Weston recorded the vote:

Byers	Yes
Gutwein	Yes
Kemper	Yes
Underwood	Yes
Michael	Yes
Murtaugh	Yes
Vernon	Yes

Ordinance 2008-19-CL passes 7-0 on second and final reading.

YOUTH SERVICES UPDATE – Rebecca Humphrey

Director Rebecca Humphrey commended the Council for their commitment to the Juvenile Center project. She thanked the Council for the encouragement and for holding the stakeholders accountable for all their actions on behalf of the citizens of Tippecanoe County. Director Humphrey confirmed Youth Services of Tippecanoe County will do the Council, community and the children proud in Tippecanoe County.

Construction documents for the Juvenile Center were approved by the Commissioners and will be available at the Pre-Bid meeting on November 20, 2008 and bids will be received on December 11, 2008. Closing on the land will be November 26, 2008.

VETERAN'S SERVICE – Randy Fairchild

Director Randy Fairchild thanked the Council for helping to fund the Disabled Veteran's van. Mr. Fairchild was able to raise the funds needed to purchase the van and is returning the funds to the county. The old van will also be returned to the county.

COMMISSIONER'S FYI

None

PUBLIC COMMENT

None

Attorney Luhman reported the Council is required by statute to review other political subdivisions in the county. These subdivisions are required by the state to provide a copy of their proposed budgets within two weeks of final adoption. The Auditor will provide the information to the council for review to determine if there is an increase of non-farm income in the county and state. The Council will review and approve the budgets at their December 9, 2008 regular meeting.

Attorney Luhman also reported the Council is required to meet once a year to decide on whether or not to implement the Local Option Income Tax (LOIT). The Council will discuss LOIT at their December 9, 2008 regular meeting.

- Councilmember Byers moved to adjourn.

TIPPECANOE COUNTY COUNCIL

Thomas P. Murtaugh, President

Betty J. Michael

Kevin L. Underwood, Vice President

Andrew S. Gutwein

David S. Byers

Jeffrey A. Kemper

Attest: Jennifer Weston
Jennifer Weston, Auditor

Kathy Vernon