

**TIPPECANOE COUNTY COUNCIL**  
**REGULAR MEETING**  
*September 11, 2012*

The Tippecanoe County Council met Tuesday, September 11, 2012 at 8:30 a.m. in the Tippecanoe Room of the County Office Building. Councilmembers present were: President Roland K. Winger, Vice-President David R. Williams, John R. Basham II, Andy Gutwein, Jeffrey A. Kemper, Kevin L. Underwood, and Kathy Vernon. Others present were: Auditor Jennifer Weston, Attorney Dave Luhman, and Secretary Tillie Hennigar.

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

**AUDITOR'S FINANCIAL REPORT** – Jennifer Weston

Auditor Weston reported a beginning net balance of \$1,680,007.08. Requests for additional appropriations total \$168,242.00, including \$41,000 for September, of which \$97,242.00 has been granted. Deducting the miscellaneous expenditures of \$14,274.22, the uncommitted funds balance is \$1,568,490.86.

Beginning Net Balance	\$1,680,007.08
Total Additional Appropriations	\$ 97,242.00
Total Budget Reductions	\$ 0.00
Miscellaneous Expenditures (to date)	<u>\$ 14,274.22</u>
<b>Uncommitted Funds</b>	<b>\$1,568,490.86</b>

Referring to the Fund Balance report, Auditor Weston said a cash flow has been completed for the pertinent funds which will be discussed later today during budget hearings.

**TREASURER'S REPORT** – Bob Plantenga

Treasurer Plantenga presented the interest summary from the July bank statements. The General Fund interest for July decreased from \$37,161.56 to \$21,350.56, due to property taxes no longer being held as they were in June. There are decreases for several funds due to not holding property taxes. The average interest rate went from 1.07% to 0.62%. The weighted average interest rate remained about the same at 0.75% from 0.78% in June. Lafayette Bank and Trust has an account balance of \$56,483,428.17 with 0.60% interest. First Financial Bank earns 1.75% and has a balance of \$10,014,823 which will go through April, 2013. Lafayette Savings Bank had an interest rate change, going from 1.39% to 0.50% due to the expiration of the cash management contract. The interest rate will go to 0.62%.

**PUBLIC COMMENT** (Agenda Items)

President Winger asked for public comment regarding the agenda items. There were none.

**CONSENT AGENDA**

President Winger said the Commissioners request for a transfer from the General Fund has been withdrawn and should be removed from the Consent Agenda.

- Councilmember Underwood moved to approve removal of the transfer request from the agenda, second by Councilmember Kemper; motion carried.

## Regular Meeting Minutes – August 14, 2012

Superior Court 4 – General Fund 001		
Transfer	\$ 250	General Operating / Dues & Subscriptions to Office Expense / Office Supplies
WIC – Fund 880		
Transfer	\$ 75,000	Salaries & Wages / Full Time to Office / Office Supplies
	\$110,000	Salaries & Wages / Part Time to Office / Office Supplies
	\$ 9,500	Social Security to Office / Office Supplies
	\$ 6,500	Social Security to Equipment / Miscellaneous

Councilmember Kemper referred to WIC, Fund 880 and inquired about the amount being transferred into Office Supplies. Auditor Weston said she spoke with Colleen Batt and the amount will clear up the year-end grant. WIC had some turnover so the transfer goes to accounts where the money could be used. Councilmember Gutwein said the money is typically used to stock up on restroom supplies and workbooks they distribute since they distribute for the entire area.

- Councilmember Williams moved to approve the Consent Agenda as presented, second by Councilmember Underwood; motion carried.

***RESOLUTION 2012-19-CL DECLARATION OF ERA AND APPLICATION FOR TAX ABATEMENT – COPPER MOON COFFEE, LLC***

President Winger introduced Jody Hamilton, Director of Economic Development to present the Resolution for a Declaration of ERA and Tax Abatement.

Councilmember Gutwein disclosed that Copper Moon Coffee is a relative and a client. He doesn't have a direct interest, but to avoid an appearance of impropriety, he requested to recuse himself. President Winger acknowledged the request and Councilmember Gutwein stepped out of the room.

Jody Hamilton, from Greater Lafayette Commerce, introduced Glenn Hegewald, Director of Operations from Copper Moon Coffee here to present a new project coming to Tippecanoe County and request tax abatement. The request is for a 10 year real estate improvement abatement and a 7 year personal property abatement. The difference in this abatement request is that the area will be annexed into the city in January. President Winger advised the Councilmembers that their packet includes the application by Copper Moon and the Memorandum of Agreement (MOA) between Copper Moon and the City of Lafayette, signed by Mayor Roswarski. The MOA describes the intent for the area to be brought into the Economic Revitalization Area (ERA) and the City's intent to annex and oversee the compliance going forward. Glen Hegewald said he is filling in for Cary Gutwein who is the owner of the company but was called away on business. The company is a coffee roaster, relocating their entire operations to Lafayette in the Brenneco building, which has been vacant for several years. Approximately two million pounds of coffee is roasted per year. Nineteen jobs will be relocated and about \$1.3 million invested in the building infrastructure to meet the standard for food. Councilmember Kemper questioned the timing of the annexation at the beginning of 2013 as to whether it creates problems with the Council setting up the ERA abatement and then having the City take over. Attorney Luhman said that issue was discussed when the application came in, knowing it was an area to be annexed by the City. The decision was made that the location was still in the county and the County Council's jurisdiction designating the ERA and granting the abatement. As long as there is communication with the City, the Council can take into

consideration the agreement which has been put in place. Attorney Luhman said Resolution 2012-19-CL designates the particular 10 acre parcel of real estate as an Economic Revitalization Area, extending through December 31, 2022. The ERA designation is a two step process. If the Declaratory Resolution is approved today; a notice will be published in the newspaper advising the public of a public hearing on October 9, 2012 at the next Council meeting. To confirm the Declaratory Resolution of today, a Confirmatory Resolution can be passed on October 9 which would formerly make it an ERA. The Commissioners approval is also required to approve the two abatements since the property is in a TIF district.

- Councilmember Kemper moved to approve Resolution 2012-19-CL as presented, second by Councilmember Underwood; motion carried.

***ANCILLARY COURT***  
**General Fund 001**

Ancillary Court Reporter Jackie James said the additional appropriation request is for transcript funds due to 2012 being an exceptional year, mainly because of the Zaragoza three-week murder trial and grand jury hearings. Judge Williams ordered all the transcripts be prepared and provided to defendants Zaragoza and Thompson. Now that the trial is complete and Zaragoza has been sentenced, his appeal will be due before the end of the year. Not knowing what will come in between now and the end of the year, the \$30,000 request is a guess. The guess for Zaragoza will be several thousands, possibly \$5,000 - \$6,000 or more and the fund is currently around \$6,000 with claims to turn in. Jackie said a normal trial is two to three days and costs approximately \$1,500 to over \$2,000. Councilmember Kemper suggested a smaller appropriation and making an additional request in November if needed. Jackie said they average \$6,000 per month so the amount in the budget will last them through September.

**Additional Appropriation \$30,000**

\$30,000            Court Expense / Pauper Transcripts

- Councilmember Kemper moved to approve a \$10,000 additional appropriation, second by Councilmember Underwood. Councilmember Gutwein said he would entertain a motion between \$10,000 and \$20,000. Councilmember Kemper amended his motion and moved to approve \$15,000. Councilmember Gutwein suggested \$20,000 would allow the court to have sufficient funds through the end of the year. Councilmember Kemper again amended his motion and moved to approve a \$20,000 additional appropriation; motion carried.

***SUPERIOR COURT 3***  
**DFC Grant 12/13 Fund 158**

Youth Services Executive Director Rebecca Humphrey said the grant is from the Drug Free Collation (DFC) for substance abuse assessments. The grant funds assessments for youths without other means to pay. They do not have Medicare or third party insurance and in order to get them into the system, the assessment is necessary to find out what kind of substance abuse recommendation is required.

**Grant Appropriation \$6,000**

\$6,000            Administrative / Other Professional Svcs

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

***PROBATION*****DFC Grant 12/13 Fund 508**

Director Humphrey said the grant request is also from the DFC for incentives for the ISTEP program. The kids in this program have substance abuse issues. They are held more accountable than other regular probationers so they receive more court time and case time with probation officers. Positive reinforcement is awarded when they do well. The grant funds incentives in the form of meal gift cards, guitar lessons, or other items of special interest.

**Grant Appropriation \$1,500**

\$1,500	General Operating / Incentives
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- Councilmember Kemper moved to approve the grant appropriation for Fund 508 as presented, second by Councilmember Underwood; motion carried.

***CASA*****Donation Fund 151**

Councilmember Williams said the request is a contribution.

**Donation Fund 151 \$352**

\$ 352	Training Costs / Travel & Training
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- Councilmember Williams moved to approve the Donation Fund 151 request as presented, second by Councilmember Vernon; motion carried.

***PUBLIC DEFENDER*****User Fee Fund 555**

Councilmember Kemper said he spoke with Amy Hutchinson. The Public Defender's office is also in a tough bind because of all the civil duty cases, overtime, and continued requests for a public defender by the courts. The additional appropriation request is from the User Fee Fund which should sustain them through the end of the year.

**Additional Appropriation \$4,646**

\$4,000	Salaries & Wages / Overtime
\$ 306	Social Security
\$ 340	Retirement / PERF

- Councilmember Kemper moved to approve the overtime request from Fund 555 as presented, second by Councilmember Gutwein; motion carried.

***VILLA*****General Fund 001**

Villa Director DeAnna Sieber said the request is for an additional appropriation for the food line item in the amount of \$8,000 due to the increase in census. The census increased after the budget was submitted last year. The second request is for \$3,000 for medical. Co-pays for the residents increased due to the

increased census. Also, changes to Medicare B plans affect payment of over-the-counter medications; Medicare is not paying for some of the medications that were paid in previous years. Councilmember Kemper asked if Director Sieber has a formula to project the food budget cost per month based on the census. Director Sieber said it is based on the bills to date for the year.

**Additional Appropriation \$11,000**

\$8,000	Departmental / Food
\$3,000	Departmental / Medical

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

***PROSECUTOR***

**DFC Grant 12/13 Fund 251**

Prosecutor Pat Harrington said the grant is from DFC for surveillance equipment to monitor undercover drug purchases.

**Grant Appropriation \$15,990**

\$15,990	Equipment / Law Enforcement
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- Councilmember Gutwein moved to approve the grant appropriation request as presented, second by Councilmember Kemper; motion carried.

**Federal Drug Forfeiture Fund 263**

Prosecutor Harrington said Fund 263 is the Federal Drug Forfeiture Fund; the money recovered from drug dealers. The money is sent to the FBI and 85% is returned to the County. The amount just received is \$2,628.

**Grant Appropriation \$2,628**

\$ 2,628	General Operating / Miscellaneous
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- Councilmember Gutwein moved to approve the grant appropriation request as presented, second by Councilmember Kemper; motion carried.

***SHERIFF***

**County Misdemeanant Fund 178**

Sheriff Tracy Brown said the annual appropriation is money received every August or September from the State Department of Corrections as a reimbursement to the County for holding misdemeanants in custody in the County jail.

**Annual Appropriation \$98,950**

\$15,000	Departmental / Uniforms & Clothing
\$50,000	Departmental / Medical
\$33,950	Departmental / Miscellaneous

- Councilmember Williams moved to approve the annual appropriation for Fund 178 as presented, second by Councilmember Vernon; motion carried.

### ***CLERK***

#### **2012 Salary Statement**

Clerk Christa Coffey said she requested funding for a new position that will be funded solely by the IV-D reimbursement funds received for child support enforcement. The IV-D court has always been staffed with part-time. The volume is high enough where full-time plus part-time is now needed, which will increase benefits. 66% reimbursement is received, averaging \$15,000 per month. Clerk Coffey said if the funds fail to come in from IV-D, the position would be eliminated. Councilmember Gutwein asked if there is a large difference between the amounts being spent on part-time versus full-time. Clerk Coffey said there will be because reimbursement can be received on the benefits. The hourly rate will be higher than the part time employees that make \$8.00 to \$10.00 per hour. The part-time employees will be reassigned to other areas (non IV-D) within the office and the proposal will be to fund the part time employees through the General Fund.

#### **2012 Salary Statement \$30,758**

\$30,758                      Upper Court Deputy Clerk (Annual)

- Councilmember Gutwein moved to approve the salary statement for the IV-D position as presented, second by Councilmember Kemper; motion carried.

### ***COMMITTEE REPORTS***

Councilmember Basham provided an update on the Romney Sewer District. He was appointed to the committee 3 ½ years ago. 8-10 years have been spent working on the project, attempting to get a sewer from Romney to Colfax without results. Next, the attempt was to go from Romney to Linden which is approximately six miles. A meeting is held every month and studies have been completed on household income. The Linden Board has changed through the years. The grant the Linden Board applied for was not accepted. Councilmember Basham indicated the next step is to go north and he has spoken with Mayor Roswarski, Lafayette City Hall, Ron Knolls, Laurie Wilson, and Ethel Morgan, the Indianapolis engineer, among others. The Mayor advised Councilmember Basham that a similar project was completed for the town of Dayton.

### ***UNFINISHED/NEW BUSINESS***

President Winger said at the August meeting, Ron Cripe was asked to attend the September meeting and provide an overview of the department's funding since the department has many grants. Ron was to discuss the assessment of value on grants and also the document that was questioned at the August meeting. In Ron's absence, the discussion was deferred until the budget meeting.

### ***COMMISSIONER FYI***

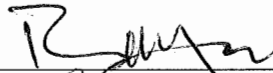
Commissioner Knochel commended Councilmember Basham for his persistence of the Romney sewer project, saying Councilmember Basham was appointed to the project because an aggressive person was needed.

### ***PUBLIC COMMENT***

Paul Wright – 4523 S. County Line Rd. W., Westpoint: Mr. Wright said “it’s always about the money”. He said Sheriff Brown is a very good friend and he values his friendship but he knows Sheriff Brown was a big supporter of increased 911 funding. Added fees and charges on his home telephone bill is 46% of the total bill; his cell phone bill added fees are 17%. He felt those fees and charges are buying phones for others who don’t pay their bill. He believes the Council does the budget process backwards; they should look at what was spent in the current year and then set the budget to spend less in the upcoming year. If he was running the business, all of the “highly paid, educated individuals” would figure out how to do a better job with less money. In the process, annual increases would not be budgeted. His final comment was he just returned from a trip to a National Park and every stop he made had signs stating “*DO NOT FEED THE ANIMALS. THEY RELY ON YOUR FOOD AND STOP FENDING FOR THEM SELF*”. Mr. Wright said when you provide anything for nothing; people expect it and they will burn you at the stake if you try to take it away.

As there were no additional public comments, Councilmember Williams moved to adjourn.

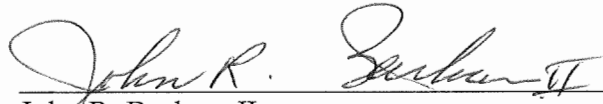
Tippecanoe County Council



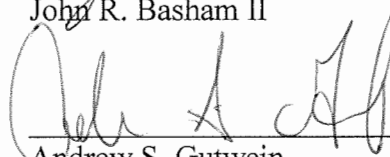
Roland K. Winger, President



David R. Williams, Vice President



John R. Basham II



Andrew S. Gutwein



Jeffrey A. Kemper

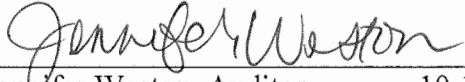


Kevin L. Underwood



Kathy Vernon

ATTEST:



Jennifer Weston, Auditor

10-1-2012