

**TIPPECANOE COUNTY COUNCIL
REGULAR MEETING
NOVEMBER 12, 2002**

The Tippecanoe County Council held its regular meeting on Tuesday, November 12, 2002 at 2:00 P.M. in the Tippecanoe Room in the County Office Building. Council members present were: Vice President Connie Basham, Jeffrey Kessler, Margaret K. Bell, Jeffrey A. Kemper, Kathy Vernon, and Ronald L. Fruitt; Auditor Robert A. Plantenga, Attorney David W. Luhman, and Secretary Pauline E. Rohr. (President David S. Byers was absent.)

Vice President Basham called the meeting to order and led the Pledge of Allegiance. She then called upon Rev. Wesley Campbell with the Christian Bible Fellowship to offer a prayer.

APPROVAL OF MINUTES

- Councilmember Kemper moved to approve the minutes of the October 3, 2002 Working Session, seconded by Councilmember Kessler; motion carried.
- Councilmember Kessler moved to approve the minutes of the October 8, 2002 Regular Meeting, seconded by Councilmember Vernon; motion carried.

FINANCIAL STATEMENT: Auditor Robert Plantenga

Auditor Plantenga reported the 2002 uncommitted County General Funds through October 31, 2002 are \$36,944.41. Today's total 2002 Budget Reduction requests of \$61,000 could increase the uncommitted total to \$97,944.41. (The Treasurer's Reduction request of \$3,000 is not included in the total because she transferred those funds from Health Insurance to Part-time after the Reduction request was submitted.)

INTEREST REPORT: Treasurer Oneta Tolle

The Interest Report shows the average interest rate for September 2002 was 1.79%. It was noted that the March rate of 2.41% was incorrectly reported by the bank and should be lower.

AUDITOR

REDUCTION OF APPROPRIATION: \$1,000.00

1,000.00 Health Insurance

- Councilmember Fruitt moved to approve the Reduction of Appropriation, seconded by Councilmember Bell; motion carried.

COUNTY COUNCIL

REDUCTION OF APPROPRIATIONS: \$6,000.00

5,500.00 Health Insurance

500.00 Admin Services/Legal

- Councilmember Kessler moved to approve the Reductions of Appropriations, seconded by Councilmember Kemper; motion carried.

HEALTH DEPARTMENT

REDUCTION OF APPROPRIATIONS: \$20,000.00

6,000.00 Health Insurance

7,000.00 Food Education Specialist

7,000.00 Nurses

- Councilmember Bell moved to approve the Reduction of Appropriations, seconded by Councilmember Kemper; motion carried.

HEALTH DEPARTMENT: Master Tobacco Settlement Fund 23

ADDITIONAL APPROPRIATION: \$30,000.00

30,000.00 Capital Outlay

- Councilmember Bell moved to approve the Additional Appropriation, seconded by Councilmember Kemper; motion carried.

PROBATION**REDUCTION OF APPROPRIATION: \$5,000.00**

5,000.00 Health Insurance

- Councilmember Kemper moved to approve the Reduction of Appropriation, seconded by Councilmember Fruitt; motion carried.

WEA TOWNSHIP ASSESSOR**REDUCTION OF APPROPRIATION: \$2,000.00**

2,000.00 Health Insurance

- Councilmember Vernon moved to approve the Reduction of Appropriation, seconded by Councilmember Kemper; motion carried.

VILLA**REDUCTION OF APPROPRIATION: \$5,000.00**

5,000.00 Health Insurance

- Councilmember Fruitt moved to approve the Reduction of Appropriation, seconded by Councilmember Bell; motion carried.

MITTS**REDUCTION OF APPROPRIATIONS: \$17,000.00**

5,000.00 Health Insurance

12,000.00 PC/Telephone Technicians

- Councilmember Kessler moved to approve the Reduction of Appropriations, seconded by Councilmember Bell; motion carried.

TCOB/COURTHOUSE**REDUCTION OF APPROPRIATION: \$5,000.00**

5,000.00 Health Insurance

Auditor Plantenga explained that this request for a \$5,000 reduction of funds will be followed by a request for \$5,000 in additional funds to cover a shortfall in the Worker's Comp line item in the Commissioners' Budget.

- Councilmember Kessler moved to approve the Reduction of Appropriation, seconded by Councilmember Vernon; motion carried.

COMMISSIONERS**ADDITIONAL APPROPRIATION: \$5,000.00**

5,000.00 Worker's Comp

- Councilmember Kessler moved to approve the Additional Appropriation, seconded by Councilmember Vernon; motion carried.

PUBLIC DEFENDER: Public Defender Fee Fund 42: Amy Hutchison**ADDITIONAL APPROPRIATIONS: \$9,596.00**

4,000.00 Overtime

306.00 Social Security

190.00 Retirement

5,000.00 Professional Services

100.00 Office Supplies

Councilmember Kemper moved to approve the Additional Appropriations as requested but withdrew his motion after Auditor Plantenga interjected that, as of today, the uncommitted amount in Fund 42 is only \$5,601. Auditor Plantenga explained that the Council could approve \$2,000 over that amount today since that is her average monthly revenue but it couldn't be spent until after the first of December when the next deposit is made. Councilmember Kemper said he preferred not to do that. Noting that Mrs. Hutchison

requested Overtime funds in Fund 01 as well as Fund 42, Councilmember Kemper proposed approving Professional Services and Office Supplies from Fund 42 and Overtime from Fund 01. Mrs. Hutchison asked if \$5,500 could be approved for Professional Services and \$100 for Office Supplies from Fund 42. Auditor Plantenga said that would be possible since the advertised amount for Fund 42 was not itemized.

- Councilmember Kemper moved to approve the Additional Appropriations of \$5,500 for Professional Services and \$100 for Office Supplies from Fund 42, seconded by Councilmember Kessler; motion carried.

PUBLIC DEFENDER: General Fund 01

ADDITIONAL APPROPRIATIONS: \$78,373.00

75,000.00	Professional Services
3,000.00	Overtime
230.00	Social Security
143.00	Retirement

- Councilmember Kemper moved to approve the Additional Appropriations of \$40,000 for Professional Services, \$3,000 for Overtime, \$230 for Social Security, and \$143 for Retirement from Fund 01, seconded by Councilmember Kessler; motion carried.

SUPERIOR COURT: Jury Pay Fund 161

ADDITIONAL APPROPRIATION: \$8,000.00

8,000.00	Jury Expense
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- Councilmember Kemper moved to approve the Additional Appropriation from Jury Pay Fund 161, seconded by Councilmember Kessler; motion carried.

SUPERIOR COURT: General Fund 01: Bailiff Kelly Davis

ADDITIONAL APPROPRIATION: \$16,325.00

2,000.00	Overtime
1,000.00	Part-time
230.00	Social Security
95.00	Retirement
5,000.00	Evaluation Services
8,000.00	Pauper Attorney

Auditor Plantenga noted that Evaluation Services has been overspent by \$600 and Pauper Attorney by \$3,000. Even with a balance of \$5,500, Ms Davis said she will need an additional \$1,000 in Part-time because the Jury Draw for all of 2003 must be done before the end of the year.

- Councilmember Kemper moved to approve Additional Appropriations of \$2,000 for Overtime, \$1,000 for Part-time, \$230 for Social Security, \$95 for Retirement, \$5,000 for Evaluation Services, and \$8,000 for Pauper Attorney, seconded by Councilmember Kessler; motion carried.

SUPERIOR COURT VI: Jury Pay Fund 161

ADDITIONAL APPROPRIATION: \$6,400.00

6,400.00	Jury Expense
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- Councilmember Kemper moved to approve the Additional Appropriation, seconded by Councilmember Fruitt; motion carried.

VETERANS: Veterans Service Officer Randy Fairchild

ADDITIONAL APPROPRIATION: \$2,500.00

2,500.00	Burial of Servicemen
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Mr. Fairchild said they have thirty two (32) unpaid burial claims (\$100/ea) and anticipate more before the end of the year. This line item has a current balance of \$560.12.

- Councilmember Fruitt moved to approve the Additional Appropriation of \$2,500, seconded by Councilmember Bell; motion carried.

ANCILLARY**ADDITIONAL APPROPRIATION: \$10,426.00**

9,275.00	Overtime
710.00	Social Security
441.00	Retirement

Councilmember Kessler noted that, during the Council's Working Session last Thursday, Court Reporter Christa Coffey lowered this request to \$6,500 for Overtime, \$498 for Social Security, and \$309 for Retirement.

Noting that he was not present last Thursday, Councilmember Kemper said he is not comfortable with this request unless there was justification for the need. Councilmember Kessler responded that no discussion regarding the request was held. Councilmember Kemper reported that he spoke with Ms Coffey last week and discussed with her that, because of budgetary constraints, the Council might not be in a position to fund more Overtime or Part-time unless there are special circumstances. He said Ms Coffey responded that she is trying to get caught up and there could be repercussions if the Overtime request is not approved. Councilmember Kemper said he preferred to wait on this request and asked the Auditor if there is a balance in the Overtime account. Auditor Plantenga responded that a balance of \$5,700 of the \$48,000 appropriated remained at the end of October. He also reported an approximate balance of \$2,400 in Pauper Transcripts at the end of October that can be transferred to Overtime. Noting a \$4,000 monthly average for Overtime, Councilmember Kessler said Ms Coffey should have enough to pay for November and December Overtime if she transfers funds from Pauper Transcripts.

- No action was taken on this Additional Appropriation request.

CORONER**ADDITIONAL APPROPRIATION: \$7,000.00**

5,000.00	Autopsies
2,000.00	Transfer Services

- Councilmember Fruitt moved to approve the Additional Appropriations, seconded by Councilmember Kessler.

Councilmember Kemper asked the Auditor if there are balances in these line items. Auditor Plantenga reported a balance of over \$10,000 in Autopsies and \$2,800 in Transfer Services at the end of October. He noted that she said last Thursday that she had a lot of unpaid bills.

- The motion carried.

ORDINANCE 2002-41-CL: Adds Funding for Support and Administration of the Courts: First and Second Readings

Attorney Luhman read the Ordinance that broadens the list of uses of the Courthouse Security Fund:

(quote)

ORDINANCE 2002-41-CL

**AMENDING ORDINANCE NO. 2002-01-CL
ESTABLISHING TIPPECANOE COUNTY COURTHOUSE SECURITY FUND
FOR PAYMENT OF COURTHOUSE SECURITY EXPENSES**

WHEREAS the Tippecanoe County Council (Council) enacted Ordinance 2002-1-CL establishing the Tippecanoe County Courthouse Security Fund to provide funds for the provision and maintenance of security at the Tippecanoe County Courthouse; and

WHEREAS the Council also deems it appropriate and in the public interest to use the late fees collected from defendants which constitute the Courthouse Security Fund to provide for the administration of the Courts of Tippecanoe County; and

WHEREAS the Council desires to amend Ordinance 2002-1-CL to authorize expenditure of such funds for the support and administration of the Tippecanoe County Courts;

NOW THEREFORE, BE IT ORDAINED that Ordinance 2002-1-CL is amended by adding funding for the support and administration of the Tippecanoe County Courts to the uses and purposes for which the Tippecanoe County Courthouse Security Fund may be expended.

BE IT FURTHER ORDAINED that in all other respects, Ordinance 2002-1-CL is hereby ratified and confirmed.

This Ordinance shall be effective upon passage.

Presented to the County Council of Tippecanoe County, Indiana, and read in full for the first time, and approved this 12th day of November, 2002, by the following vote:

VOTE	TIPPECANOE COUNTY COUNCIL
David S. Byers	<u>David S. Byers, President</u>
Connie Basham	<u>Connie Basham, Vice President</u>
Jeffrey Kessler	<u>Jeffrey Kessler</u>
Jeffrey A. Kemper	<u>Jeffrey A. Kemper</u>
Kathy Vernon	<u>Kathy Vernon</u>
Margaret K. Bell	<u>Margaret K. Bell</u>
Ronald L. Fruitt	<u>Ronald L. Fruitt</u>

ATTEST:

Robert A. Plantenga, Tippecanoe County Auditor

Presented to the County Council of Tippecanoe County, Indiana, and read in full for the second time, and adopted this 12th day of November, 2002, by the following vote:

VOTE	TIPPECANOE COUNTY COUNCIL
David S. Byers	<u>David S. Byers, President</u>
Connie Basham	<u>Connie Basham, Vice President</u>
Jeffrey Kessler	<u>Jeffrey Kessler</u>
Jeffrey A. Kemper	<u>Jeffrey A. Kemper</u>
Kathy Vernon	<u>Kathy Vernon</u>
Margaret K. Bell	<u>Margaret K. Bell</u>
Ronald L. Fruitt	<u>Ronald L. Fruitt</u>

ATTEST:

Robert A. Plantenga, Tippecanoe County Auditor

(unquote)

- Councilmember Kessler moved to approve Ordinance 2002-41-CL on first reading, seconded by Councilmember Kemper.

Auditor Plantenga recorded the vote:

Connie Basham	Yes
Jeffrey Kessler	Yes
Jeffrey Kemper	Yes
Kathy Vernon	Yes
Margaret Bell	Yes
Ronald Fruitt	Yes
David Byers	Absent

- The motion to approve Ordinance 2002-41-CL passed 6 – 0 on first reading.
- Councilmember Kessler moved to suspend the rules and allow a vote on second reading the same day as presented, seconded by Councilmember Kemper; motion carried.
- Councilmember Kessler moved to approve Ordinance 2002-41-CL on second reading, seconded by Councilmember Bell.

Auditor Plantenga recorded the vote:

Ronald Fruitt	Yes
Margaret Bell	Yes
Kathy Vernon	Yes
Jeffrey Kemper	Yes
Jeffrey Kessler	Yes
Connie Basham	Yes
David Byers	Absent

- The motion to approve Ordinance 2002-41-CL passed 6 – 0 on second and final reading.

COMMISSIONERS: Courthouse Security Fund 139

ADDITIONAL APPROPRIATION: \$65,000.00

20,000.00	Jury Expense
20,000.00	Postage
25,000.00	Capital Outlay

The \$20,000 request for Jury Expense is to pay for Jury Questionnaires and the \$20,000 request for Postage is to pay for stamps for the Questionnaires. The \$25,000 for Capital Outlay is to pay for a Card Reader System at Courthouse entrances through which employees will be admitted by card access. Since there will be five fewer Security Bailiffs at the Courthouse in 2003, Sheriff Anderson said this System will eliminate the need for a Bailiff at the employee entrance. Sheriff Anderson said there are other security things that should be done, but he thinks this will make the Courthouse very secure for the short term.

- Councilmember Kessler moved to approve the Additional Appropriations, seconded by Councilmember Fruitt; motion carried.

RESOLUTION 2002-35-CL: Endorses the Amendment to Project X in the Cum Cap Plan

Attorney Luhman explained that the amendment to Project X in the Cum Cap Plan adds funding in the amount of \$25,000 for Verizon Communications System Maintenance.

(quote)

TIPPECANOE COUNTY COUNCIL

RESOLUTION 2002-35-CL

**RESOLUTION ENDORSING THE AMENDMENT OF THE
TIPPECANOE COUNTY CUMULATIVE CAPITAL TAX CAPITAL
IMPROVEMENT PLAN**

WHEREAS, authority has been granted to the Board of Commissioners of the County of Tippecanoe to adopt a Cumulative Capital Improvement Plan for the County of Tippecanoe setting forth the uses of the Revenues which Tippecanoe County shall receive from the Cumulative Capital Tax duly adopted in the year 1984.

WHEREAS, the Tippecanoe County Council shall be involved in the consideration of appropriations, financing mechanisms; including but not limited to, bonds, as to the various projects set forth in the Cumulative Capital Improvement Plan.

WHEREAS, the Tippecanoe County Council has had the opportunity to review the various projects as described in the Cumulative Capital Improvement Plan, and are of the opinion that they are beneficial and cost effective for Tippecanoe County.

NOW, THEREFORE, after due consideration, the Tippecanoe County Council hereby endorses the Cumulative Capital Improvement Plan adopted by the Board of Commissioners of

the County of Tippecanoe pursuant to Resolution 2002-34-CM, a copy of which is attached hereto and by reference made a part hereof.

Adopted and passed this the 12th day of November, 2002.

TIPPECANOE COUNTY COUNCIL

David S. Byers, President

Connie Basham, Vice President

Jeffrey Kessler

Margaret K. Bell

Jeffrey A. Kemper

Kathy Vernon

Ronald L. Fruitt

ATTEST:

Robert A. Plantenga, Auditor

(unquote)

- Councilmember Kessler moved to approve Resolution 2002-35-CL, seconded by Councilmember Vernon; motion carried.

COMMISSIONERS: Cum Cap Fund 16

ADDITIONAL APPROPRIATION: \$25,000.00

25,000.00 Hardware Maintenance

- Councilmember Kessler moved to approve the Additional Appropriation, seconded by Councilmember Fruitt; motion carried.

DFC: Fund 06: Executive Director David Ling

ADDITIONAL APPROPRIATION: \$360,000.00

10,000.00 Care of Wards in Foster Homes

20,000.00 Care of Wards in Therapeutic Foster Homes

230,000.00 Care of Wards in Institutions

100,000.00 Preservation Services

Mr. Ling requested the Additional Appropriations to cover shortfalls that have been caused by the increase in children referred. He said the increased numbers allow application for fee reimbursements. There is an approximate cash balance of \$2.6 million in Fund 06.

Mr. Ling was asked if he could help pay for Institutional Care costs for Superior Court III. Mr. Ling said he can pay for Institutional Care at facilities such as White's Institute but he cannot pay for secure detention placements at the Boys' or Girls' Schools.

- Councilmember Fruitt moved to approve the Additional Appropriations, seconded by Councilmember Kemper; motion carried.

HIGHWAY: Cum Bridge Fund 25

REDUCTION OF APPROPRIATIONS: \$639,853.25

101,990.73 Bridge #147

123,228.25 Bridge #38

183,910.20 Bridge #145

166,028.03 Bridge #49

64,696.04 Bridge #508

The funds are no longer needed for these bridge projects but are needed to construct a run-around on Bridge #62 (Twyckenham) and to fund Bridge #U047 (18th St. over Elliott Ditch).

- Councilmember Kessler moved to approve the Reduction of Appropriations, seconded by Councilmember Kemper; motion carried.

HIGHWAY: Cum Bridge Fund 25

ADDITIONAL APPROPRIATIONS: \$639,853.25

225,218.98 Bridge #62
414,634.27 Bridge #U047

- Councilmember Kessler moved to approve the Additional Appropriations, seconded by Councilmember Bell; motion carried.

OTHER BUSINESS

UPDATE: Villa Sewage Bills

Attorney Luhman reported that, following negotiations with American Suburban Utilities, the Villa will pay \$972 per month for sewage for bills owed since October 2001 through December 2003. After that time, metered billing will begin. Mr. Luhman said this will give the Villa time to determine if cost saving measures can be taken to lower the metered billing amount.

PUBLIC COMMENT

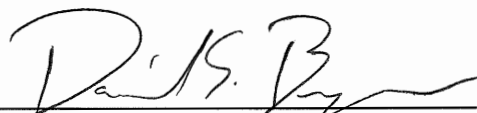
None.

ADJOURNMENT

- Upon the motion of Councilmember Fruitt and the second of Councilmember Vernon, the meeting adjourned.

The County Council's next Working Session will be held at 2:00 P.M., Thursday, December 5, 2002. The Council and Commissioners will hold a Joint Meeting with the Financial Consultant, Greg Guerrettaz at Noon, Tuesday, December 10, 2002. The Regular Council Meeting will follow at 2:00 P.M. All meetings will be held in the Tippecanoe Room in the County Office Building.

TIPPECANOE COUNTY COUNCIL

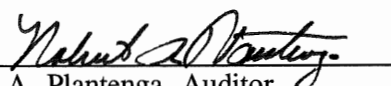


David S. Byers, President



Connie Basham, Vice President

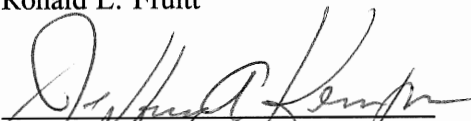
Margaret K. Bell

Attest: 

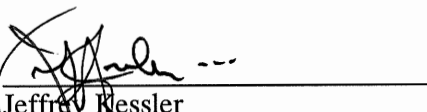
Robert A. Plantenga, Auditor




Ronald L. Fruitt



Jeffrey A. Kemper



Jeffrey Kessler



Kathy Vernon