

COUNCIL MINUTES - DECEMBER 4, 2006

Absent: Larry Moughler

MATTER OF APPROPRIATIONS

The council considered requests for appropriations which were tabled from the November meeting. Once it was determined that the anticipated but late funds from the state had been secured a motion by Robert Wilder to approve \$160,000 within the general fund for commissioners care of inmates was seconded by Janet Ordway and carried.

A motion by David Yarde to approve \$3,000 for additional county general funds to be paid to the humane shelter for the remainder of 2006 was seconded by Keith Crow and carried.

The commissioners explained that the surveyor required a new vehicle. A motion by Keith Crow to approve \$23,434 additional appropriation from the Cumulative Capital Development fund for the truck was seconded by Don VanWye and carried.

A motion by Keith Crow to appropriate \$61,215 in Riverboat Wagering monies to pay for the remainder of the sheriff's pension fund contribution for 2006 was seconded by Robert Wilder and carried.

MATTER OF PUBLIC DEFENDER AND JUDGES' APPROPRIATIONS

Judges Kevin Wallace, Monte Brown, and Kirk Carpenter were present to report on the meeting to determine who might fill the position of public defender for 2007 through 2008. Judge Wallace explained that the ordinance which created the public defenders office requires the committee to review and choose a public defender every 2 years. This review has been overlooked, but brought to the judges' attention by an attorney interested in the position. The committee included the three judges, Thompson Smith president of the local bar association, and Attorney McCanna as representative for the county commissioners. Judge Wallace announced that the decision of the committee was to recommend the reappointment of Dan Pappas for two more years.

Judge Wallace again requested that the amounts for the contracts with local attorneys to provide pauper counsel and Guardian ad Litem services be reconsidered. A motion by Robert Wilder to approve the tabled amounts requested by the judges in November was seconded by David Yarde and carried. A motion by Robert Wilder to restate the motion for approval, but to reduce the amount requested for Guardian ad Litem for Superior Court II to \$2,500 was seconded by David Yarde and carried.

MATTER OF TRANSFERS

A motion by David Yarde to approve the clerks request for transfer of \$100 from Microfilm to Overtime was seconded by don VanWye and carried.

A motion by Janet Ordway to approve the coroner's request to transfer \$1,000 from Body Pouches to Medical fees was seconded by Don VanWye and carried.

A motion by Robert Wilder to approve the transfer of \$79.50 from Office Supplies to Printing Services for the plan commission was seconded by Janet Ordway and carried.

A motion by Robert Wilder to approve the commissioners' request to transfer \$5,000 from Gas to Part Time Help for the court house budget was seconded by David Yarde and carried.

A motion by Keith Crow to approve the commissioners' request to transfer \$3,140 from Gas to Personal Service Fees for the court house budget was seconded by Robert Wilder and carried.

A motion by Robert Wilder to approve the sheriff's request to transfer \$2,000 from Medical Fees to Institutional and Medical and \$2,000 from Part Time to Holiday Pay at the jail was seconded by Janet Ordway and carried.

A motion by Don VanWye to approve the transfer of \$3,000 from Farm Operating to Gas for the Home for the Sunny Meadows budget was seconded by Janet Ordway and carried.

A motion by Don VanWye to approve the transfer of \$500 from Lodging and Meals to Legal Reference Materials for the Circuit Court budget was seconded by Keith Crow and carried.

A motion by Keith Crow to approve the public defender's request to transfer \$700 from Part time help to Legal Reference Materials was seconded by Don VanWye and carried.

A motion by Keith Crow to approve the transfer of \$72.14 from Office Supplies to Copy Machine for the Building Department budget was seconded by Don VanWye and carried.

MATTER OF APPOINTMENT

A motion by Robert Wilder to appoint Bob Kraft to the DeKalb County Visitors' Bureau Board of Directors to replace Janelle Graber whose term will expire December 31, 2006 was seconded Don VanWye and carried.

MATTER OF ADDITIONAL TRANSFERS

A motion by Robert Wilder to allow the auditor to make transfers as needed to bring any negative accounts to a positive balance was seconded by Keith Crow and carried.

MATTER OF MINUTES

A motion Janet Ordway by to approve the minutes of the November 6th council meeting was seconded by Don VanWye and carried.

MATTER OF OTHER BUSINESS

Councilman Crow asked the commissioners for a year end report on Sunny Meadows Home and Farm. Commissioner Kaufman stated that there was no report at this time, but the farm auction is scheduled for Saturday December 9th. A report on the success of the auction and other conditions at Sunny Meadows will be addressed at the January council meeting.

Commissioner Kaufman also explained a request for a new vehicle for the Office of Homeland Security. Newly appointed director Roger Powers has made the request for a 4-wheel drive sport utility vehicle stating that the existing van is in very poor condition. The commissioners would like to purchase a new Dodge Durango vehicle at this time, but will not be able to request the appropriation from Cumulative Capital Development monies until January. The council members agreed that the request would receive a favorable response in January and that Mr. Powers could purchase the vehicle now with monies from the LEPC fund which would then be reimbursed in January.

Attorney McCanna explained that the county libraries have united to address the possibility of a library tax for the county. Members of the four county libraries will meet with the commissioners on December 18th to discuss drafting an ordinance to establish a uniform county library tax rate. This would cover all taxing units and allow all county residents to use a library. The four libraries now may tax only areas within their jurisdiction which have adopted the library tax. In the past some townships have paid a special set amount to a library which would serve its

residents. If a resident does not live in a tax unit with a library rate or a unit which pays a special fee, then the resident has limited use of the facility. Library cards may be purchased, in this case which would allow the resident to borrow books, magazines and other media from the library. Those representing the library would like a county library rate established. In this case all residents would be allowed to use as well as borrow media from the library.

MATTER OF APPOINTMENT – PTABOA

Assessor Dottie Leins requested that members of the Property Tax Assessment Board of Appeals be reappointed. Since it is not known whether all of the current members wish to remain and only two of the members are to be appointed by the council, a motion by Robert Wilder to appoint John Good and Doug Marsh to the PTABOA was seconded by Don VanWye and carried. Other appointments will be made by the commissioners.

MATTER OF OLD BUSINESS

Commissioner Ort explained that the commissioners will bring in January a request for \$7500 to revise the 1999 jail plans by Moake Park to include central dispatch, and \$5,000 for Mike Claytor of Crowe Chizek to prepare a report on the possibilities for financing such a project.

Robert Wilder commented that he is the only official who was present when the existing jail was built. Given the circumstances he would not like to see the county placed in the position to incur a law suit or be mandated to build a new facility. The original facility was to hold one person per cell. A second bed has now been added to each cell and on various occasions the floors are used for additional beds. This creates a potential for conflict when up to 105 persons are housed in a facility originally designed for about 60 persons. In conversations with the sheriff Councilman Wilder has determined there is opportunity for severe problems. Councilman Wilder also stated that the decision to construct a new facility would be well served by the creation of a committee to oversee the project.

MATTER OF ANNOUNCEMENTS

The commissioners announced that Roger Powers will address them at their meeting on December 11th at 9:00 AM regarding his opinions for central dispatch. Any council member is welcome to attend.

MATTER OF DEDICATION – DERALD D. KRUSE

To honor the memory of former County Attorney Derald D. Kruse the commissioners invited the council members and members of the Kruse family to participate in a brief ceremony to rename the commissioners' court meeting room. The newly repainted window above the double doors of the courtroom was revealed following a brief reading by Commissioner Ort. The black and gold lettering now designates the Derald D Kruse Commissioners Court. A resolution of designation will be added to the commissioners' minutes for December 4, 2006.

MATTER OF ADJOURNMENT

A motion by Keith Crow to adjourn the meeting was seconded by Larry Moughler and carried.

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget; now, therefore:

Sec.1. BE IT ORDAINED (RESOLVED) by the County Council of DeKalb County, Indiana, that for the expenses of the said municipal corporation the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to laws governing the same:

		AMOUNT REQUESTED	AMOUNT APPROVED	VOTE AYE NAY	
<u>ADDITIONALS</u>					
<u>COUNTY GENERAL (0100)</u>					
<u>Commissioners (19)</u>					
Humane Shelter (3420)	DY/KC	TABLED AT NOV. MEETING \$	3,000.00	<u>3,000</u>	<u>6 0</u>
Care Of Inmates (3419)	RW/SC	TABLED AT NOV. MEETING \$	160,000.00	<u>160,000</u>	<u>6 0</u>
<u>Circuit Court (25)</u>					
Legal Fees (3282)	RW/DY	TABLED AT NOV. MEETING \$	25,000.00	<u>25,000</u>	<u>6 0</u>
<u>Superior Court I (26)</u>					
Legal Fees (3282)	RW/DY	TABLED AT NOV. MEETING \$	20,118.00	<u>20,118</u>	<u>6 0</u>
<u>Superior Court II (27)</u>					
Guardian Ad Litem & Court (3432)	RW/DY	TABLED AT NOV. MEETING \$	2,560.00 6,500.00	<u>2,500</u>	<u>6 0</u>
<u>CUMULATIVE CAPITAL DEVELOPMENT (2530)</u>					
Non-Budgeted Expenditures (99.5000)	AC/DW	\$	23,434.00	<u>23,434</u>	<u>6 0</u>
<u>RIVERBOAT WAGERING TAX REVENUE (7720)</u>					
Non-Budgeted Expenditures (99.5000)	AC/RW	\$	61,215.00	<u>61,215</u>	<u>6 0</u>

Monday

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TRANSFERS

Monday

COUNTY GENERAL (0100)Clerk - Circuit Court (1)From: Microfilm Supplies
(2260)

To: Overtime (1105)

DY/DW

\$ 100.00

1006 0Coroner (7)

From: Body Pouches (2224)

To: Medical Fees (3280)

SO/DW

\$ 1,000.00

1,0006 0Plan Commission (13)

From: Office Supplies (2211)

To: Printing Services(3331)

RW/SO

\$ 79.50

79.506 0Courthouse (20)

From: Gas (3352)

To: Part Time (1075)

RW/DY

\$ 5,000.00

5,0006 0

From: Gas (3352)

To: Personal Service Fees
(1055)

AC/RW

\$ 3,140.00

3,1406 0Jail (23)

From: Medical Fees (3280)

To: Institutional & Medical
(2249)

RW/SO

\$ 2,000.00

2,0006 0

From: Part Time (1075)

To: Holiday Pay (1110)

\$ 2,000.00

2,0006 0Sunny Meadows (24)

From: Farm Operating (2252)

To: Gas - Home (3356)

DW/SO

\$ 3,000.00

3,0006 0Circuit Court (25)From: Lodging & Meals -
Jurors (3319)To: Legal Reference
Materials (2241)

DW/KC

\$ 500.00

500.6 0Public Defender (28)

From: Part Time (1075)

To: Legal Reference
Materials (2241)

AC/DW

\$ 700.00

7006 0Building Department (38)

From: Office Supplies (2211)

To: Copy Machines (4440)

AC/DW

\$ 72.14

72.146 0

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Commissioners (19)

From: Social Security (1230)
To: Insurance (1220)

\$ 12,500.00 '

12,5006 0Circuit Court (25)

From: Part Time (1075)
To: Employee Wages (1114)

\$ 470.00 '

4706 0AVIATION (0600)

From: Insurance (99.1220)
To: PERF (99.1210)

\$ 28.00 '

286 0E 911 (0900)

From: Holiday Pay (99.1110)
To: PERF (99.1210)

\$ 50.00 '

506 0

From: Holiday Pay (99.1110)
To: Social Security (99.1230)

\$ 235.00 '

2356 0PRE-TRIAL DIVERSION (0910)

From: Part Time (99.1075)
To: Personal Service Fees (99.1055)

\$.06 '

.066 0COUNTY GENERAL (0100)Auditor (2)

From: Overtime (1105)
To: Other Pay (1080)

\$ 344.00 '

3446 0HIGHWAY (200)

From: Insurance (76.1220)
To: Social Security (76.1230)

\$ 3,600.00 '

3,6006 0

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ADOPTED THIS 4TH DAY OF DECEMBER, 2006

NAY

AYE

B. Smaly

Robert W. Miller

Kenneth L. Gause

Donald E. Van Wye

Janet Ordway

Kath A. Cron

ATTEST:

Sharon G. Hayes

Sharon G. Hayes
County Auditor