

## COUNCIL MINUTES - OCTOBER 3, 2005

**Absent: David Yarde**

**MATTER OF MINUTES**

A motion by Don VanWye to approve the minutes of the September meeting was seconded by Janet Ordway and carried.

**MATTER OF ADDITIONAL APPROPRIATIONS**

A motion by Robert Wilder to approve Surveyor Mark Strong's request for \$7,000 for Contractual services to finish locating corner markers for 2005 and \$6,500 for operating supplies was seconded by Larry Moughler and carried.

A motion by Janet Ordway to approve the request for \$500 for the health department for operating supplies was seconded by Keith Crow and carried.

Aviation board secretary Brad Stump requested additional appropriations of \$1,700 for travel for board members attendance at a conference at Pokagon. Brad explained that this was an important conference for several to attend as the DeKalb County Airport has been selected as airport of the year for the State of Indiana. The commissioners had earlier authorized airport manager Russ Couchman to assemble the book-sized application, which led to this honor. At this same conference Senator Dennis Kruse, would also be honored as legislator of the year. Senator Kruse has aided the county as well as the aviation board to obtain grant funding for several projects. Brad requested that all four board members, as well as the airport manager be allowed to attend the conference. He also stressed that as a result of his former position as zoning administrator and work on the new county master plan, he had been asked to participate in the local zoning panel discussion at the conference. The registration cost was \$260 per person. There would be an additional cost of \$50 per person for the honor banquet, and Brad requested that the five attending the conference as well as three additional persons representing the county attend the banquet. The additional three could include the commissioners or a combination of the commissioners and councilpersons such as President Smaltz or Vice-president Wilder and/or former board member Don Smith to represent the county.

Council members raised questions to the necessity of attending the conference. Janet Ordway questioned whether Brad was spending enough time at his position as GIS coordinator and too much time on other projects. Brad stated that he had given up his position on the Maumee River Basin board, and was attempting to devote more time to GIS. Brad stated that he had devoted 800 hours to the new county master plan, which was close to being finished. Of the 800 hours 400 were during work periods, 120 were paid additionally, and the remaining hours were worked at home without pay. Councilman Wilder did not feel that conference attendance was necessary. Commissioner Ort stated that he would pay for his own meal at the banquet, and Brad also offered to do the same. Councilman Wilder stated that he did not wish to attend the banquet.

A motion by Keith Crow to approve a portion of the request at \$1,300 was seconded by Larry Moughler and carried.

Brad continued to explain the aviation board request for appropriation of \$82,000 for capital outlay, and was asked the balance within the fund. Brad and the auditor were uncertain. The auditor relies on her deputy to check fund availability prior to appropriation and creation of the ordinance. It was discovered that the fund did not have \$82,000 remaining, but that in anticipation of the appropriation the aviation board had requested that the airport manager prepare to pay for equipment necessary for use in anticipated winter weather. This practice is not uncommon within the claim cycle when time constraints are eminent. In the event that an

appropriation is not approved the warrant would be withheld and voided. *Auditor's note: New legislation now allows grant monies and similar funds to be expended without appropriation.*

A motion by Keith Crow to approve the request for \$82,000 from Airport Capital Improvement Funds was seconded by Robert Wilder and carried.

#### **MATTER OF TRANSFERS**

A motion by Keith Crow to approve the transfer of \$1,000 from overtime to part time for the circuit court clerk was seconded by Larry Moughler and carried.

A motion by Janet Ordway to approve the request of the recorder to transfer \$3,195.13 from the third deputy position to part time was seconded by Larry Moughler and carried.

A motion by Keith Crow to transfer \$1,280 to court house furniture and fixtures to repay custodian Clint Stephens for the purchase of new replacement phones was seconded by Janet Ordway and carried.

A motion by Keith Crow to transfer \$11,000 from medical fees to institutional and medical account was seconded by Larry Moughler and carried.

#### **MATTER OF PLAN COMMISSION**

Zoning administrator Sally Rowe presented her request for \$3,000 for legal fees and \$1,000 for consulting fees. The request was made at the September meeting but was denied for lack of additional information. Sally presented unpaid invoices for attorney fees and consulting fees as evidence for her request, and cited the particular cause for the additional fees. Sally also stated that the county had obtained summary judgement in the case. A motion by Robert Wilder to approve the request was seconded by Larry Moughler and carried.

Councilman Wilder asked questions concerning the placement of the green house number markers. The zoning administrator stated that the ordinance requested that the signs be placed as designated at the driveway of a property, which might also be on a mailbox. The original ordinance was created to aid emergency vehicles in locating homes. Many number signs have been placed in areas or on mailboxes, which would in no way indicate the actual location of the home in an emergency situation.

#### **MATTER OF RINEHART REQUEST FOR TAX ABATEMENT**

A presentation from Accountant J. Michael Boykin representing Rinehart Leasing LLC requests tax abatement for a new facility and personal property within the area already designated as being in need of rehabilitation at the current Rinehart facility in Spencer Township. The new facility would add 20 new jobs paying \$10.75 per hour. A motion by Robert Wilder to refer the amended application and Statement of Benefits to the abatement committee was seconded by Janet Ordway and carried.

#### **MATTER OF CUMULATIVE BRIDGE**

The highway department requested \$100,000 within the cumulative bridge fund for control of brush around bridges and guardrails and \$195,000 for eleven small structures in need of repair. Commissioner Ort stated that local contractor Fred Knott was the low bidder on all of the small structure repairs for which bid were requested. A motion by Robert Wilder to approve all of the requests for cumulative bridge funds was seconded by Keith Crow and carried.

**MATTER OF TRANSFERS**

A motion by Keith Crow to approve the sheriff's request to transfer \$6,000 from employee wages to overtime was seconded by Don VanWye and carried.

A motion by Keith Crow to approve the commissioners' request to transfer \$50,000 from PERF to the employee health insurance account was seconded by Robert Wilder and carried.

A motion by Janet Ordway to approve the sheriff's request to transfer \$30,000 from jail employee wages to overtime was seconded by Larry Moughler and carried.

**MATTER OF CLAIMS**

There were questions concerning the manner of payment of county claims. Several council persons questioned the process by which claims are approved for payment. The auditor stated that it was her duty to examine the claims for accuracy and correctness of form. There are certain charges that are not payable by tax dollars, namely sales tax, purchase of alcoholic beverages, late charges or payment without itemized receipts. The auditor also explained that credit cards may be used, but that there is an ordinance to protect her and the county from liability for late fees should the cardholder present claims which could not be paid in a timely manner. The auditor also stated that any claim denied by the auditor could be presented to the commissioners by the individual requesting payment.

The commissioners agreed that they would inspect the code site and that this appeal procedure would be followed.

**MATTER OF APPOINTMENT**

At the request of Cate Birdseye of the Garrett Library the council approved the reappointment of Richard Daniel to the library board. The motion by Keith Crow to appoint Mr. Daniel was seconded by Robert Wilder and carried.

**MATTER OF ANNOUNCEMENTS**

Councilman Wilder requested that the assessor and auditor be scheduled to meet at 10:30 on November 7<sup>th</sup> with the council and commissioners to address issues presented by the DLGF with regard to compliance for collection of information as requested.

Councilman Smaltz announced that a meeting for the central dispatch committee will be held at noon on Friday, October 7<sup>th</sup>.

**MATTER OF ADJOURNMENT**

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

**WHEREAS**, certain extraordinary emergencies have developed since the adoption of the existing annual budget, so that it is now necessary to appropriate more money than was appropriated in the annual budget. **NOW THEREFORE**, to meet such extraordinary emergencies:

**Sec.1. BE IT ORDAINED (RESOLVED)** by the County Council of DeKalb County, Indiana, that for the expense of said municipal corporation the following sums of money are hereby herein specified, subject to laws governing the same:

		AMOUNT REQUESTED	AMOUNT APPROVED	VOTE AYE	NAY
<b><u>ADDITIONALS</u></b>					
<b><u>COUNTY GENERAL (0100)</u></b>					
<b><u>Surveyor (6)</u></b>					
Contractual Services (3433) <i>Rw/Rm</i>	\$	7,000.00	<u>7,000</u>	6	0
Operating Supplies (2213)	\$	6,500.00	<u>6,500</u>	6	0
<b><u>Plan Commission (13)</u></b>					
Legal Fees (3282) <i>Rw/Rm</i>	\$	3,000.00	<u>3,000</u>	6	0
Consultant Fees (3284)	\$	1,000.00	<u>1,000</u>	6	0
<b><u>HEALTH DEPARMENT (0500)</u></b>					
Operating Supplies (99.2213) <i>Go/CK</i>	\$	500.00	<u>500.00</u>	6	0
<b><u>AVIATION (0600)</u></b>					
Travel (99.3323) <i>CK/Rm</i>	\$	1,700.00	<u>1,300</u>	5	1
<b><u>PUBLIC AIRPORT CAPITAL IMPROVEMENTS (0610)</u></b>					
Capital Outlay (99.4421) <i>AC/Rw</i>	\$	82,000.00	<u>82,000</u>	6	0
<b><u>CUMULATIVE BRIDGE 2500)</u></b>					
Brush Control (99.35115) <i>Rw/AC</i>	\$	100,000.00	<u>100,000</u>	6	0
Sm Structure #328 (99.35180)	\$	16,000.00	<u>16,000</u>	6	0
Sm Structure #342 (99.35185)	\$	15,000.00	<u>15,000</u>	6	0
Sm Structure #340 (99.35190)	\$	20,000.00	<u>20,000</u>	6	0
Sm Structure #358 (99.35195)	\$	21,000.00	<u>21,000</u>	6	0
Sm Structure #359 (99.35200)	\$	15,000.00	<u>15,000</u>	6	0
Sm Structure #236 (99.35205)	\$	15,000.00	<u>15,000</u>	6	0
Sm Structure #195 (99.35210)	\$	14,000.00	<u>14,000</u>	6	0

**Monday****October 3, 2005****Monday**

Sm Structure #55 (99.32515)

\$ 15,000.00

15,0006 | 0

Sm Structure #89 (99.35220)

\$ 12,000.00

12,0006 | 0

Sm Structure #154 (99.35225)

\$ 32,000.00

32,0006 | 0

Sm Structure #294 (99.35230)

\$ 20,000.00

20,0006 | 0**TRANSFERS****COUNTY GENERAL (0100)****Sheriff (5)**From: Employee Wages  
(1114)To: Overtime (1105) *AC/drw*

\$ 6,000.00

6,0006 | 0**Commissioners (19)**

From: PERF (1210)

To: Insurance (1220)

*AC/RW*

\$ 50,000.00

50,0006 | 0**Jail (23)**From: Employee Wages  
(1114)

To: Overtime (1105)

*SO/EM*

\$ 30,000.00

30,0006 | 0

ADOPTED THIS 3RD DAY OF OCTOBER, 2005

NAYAYE*B. Smad**Robert Alden**Donald E. Van Wye**James Ordway**Larry Moughler**Keith A. Crow*

ATTEST:

*Sharon G. Hayes*Sharon G. Hayes  
Secretary of Appropriating Body