

**COUNCIL MINUTES - DECEMBER 5, 2005**

**Absent:** Larry Moughler

**MATTER OF MINUTES**

A motion by Keith Crow to approve the minutes of the October meeting was seconded by Don VanWye and carried.

**MATTER OF SHERIFF**

Sheriff Dennis explained his request for transfers within the jail budget. A motion by Janet Ordway to approve the transfers for \$2,000 from gas to laundry and janitorial products, and others within the same number area of \$380 for legal reference materials for road deputies and \$1500 for motor vehicle maintenance was seconded by Don VanWye and carried.

The sheriff also explained plans to form an Emergency Response Team (ERT). A resolution by the commissioners will be required to establish the fund to receive monies for this special service unit, which he hopes will be funded by public contributions and local grants. Working in conjunction with surrounding counties, the chosen deputies would train to use special equipment purchased with the contributions. Overtime for training would require tax dollars. Councilman VanWye asked how many deputies would participate in the program. The sheriff's goal is to have 4 persons. Councilman Crow questioned when the program would begin. This can not be accomplished until the fund is established with sufficient monies to purchase the equipment.

Sheriff Dennis also stated that he will encumber money appropriated for vehicles yet to be purchased or received. It should be noted that this is from the Cumulative Capital Development fund and appropriated for this purpose earlier this year. The sheriff also has plans to encumber \$2000 for uniforms for new officers.

**MATTER OF RECORDERS FUND**

Recorder Burtie Rynearson explained that recent legislation will cause the county to establish a (CISP) County Identification Security Protection fund. Through this legislation the recorder will collect \$2 per document to be spent on equipment to redact social security numbers from documents.

A motion by Robert Wilder to establish the CISP fund was seconded by Keith Crow and carried.

**MATTER OF OUTDOOR THEATER PROJECT**

Kent Johnson and Dick Shenkel spoke to the council on their work involvement to obtain an outdoor facility for the performing arts. The permanent board for the theater project has a 501C3 status under the DeKalb County Community Foundation. A brief power point presentation demonstrated the various structures used in other communities and the structure chosen for the Auburn project with a basic stage with room for growth depending on the use. Although it is a flood plain, plans are to locate the facility on property near the footbridge built by the fair board over Cedar Creek. By erecting the old equipment on this location the board hopes to begin using this area for events prior to building a new facility. The board will organize a fund drive to obtain 20% of the funding and hopes to obtain the remaining 80% through grants.

### **MATTER OF MCP INVESTMENTS**

Attorney Henry Nadjeski again represented MCP Investments, and explained that he had been informed that the council abatement committee will not recommend tax abatement for an addition to the MPC office facility. Mr. Nadjeski thanked the council for consideration but requested the council reconsider tax abatement for the project by responding in another manner. Although the addition will have an assessed value of about \$278,300, and plans include hiring one new employee, Mr. Nadjeski feels that a more appropriate response would be to grant abatement for a term of three, five or six years. Also that the determination should not be based on the premise that the company will hire only one new employee, rather that MCP has already hired more employees than originally anticipated. Mr. Nadjeski argued that this is an extension of the main project and stated the renovation deserves some sort of help.

Councilman Wilder presented findings of the abatement committee stating that no other current abatements fall into the category of this request, and although the county does appreciate Magic Coil's investment the decision must be based on the application, not what might happen in the future.

A motion by Robert Wilder to receive the findings of the abatement committee and to deny the request for tax abatement was seconded with reservations by Janet Ordway that MCP not feel it could not return to the council for further request under different circumstances.

Mr. Nadjeski reminded the counsel that this request is not similar nor should it be compared to other projects beginning with bare ground, and this project does not stand for bad precedent. However, the motion was carried unanimously.

### **MATTER OF PROSECUTOR'S BUDGET**

Prosecutor Monte Brown questioned the council on their intentions for salary increases for investigator Deb Workman. Deb is unhappy with the 1% increase she received and had planned to speak to the council with regard to this, as other employees were given 3%. Elected employees and department chairpersons were given 1% while salaried and hourly employees were give 3%. The prosecutor stated that he had meant for the investigator to have the same amount as other employees. The council was of the opinion that the raise given was their intention as Ms. Workman's current salary is far more than any deputy pay, and if given the 3% increase would exceed the salaries of some elected officials. No motion was made to rescind the budget decision at this time.

### **MATTER OF CLERK OF SUPERIOR COURT**

Clerk Jackie Rowan explained her request for an additional appropriation to pay for part time help for the superior court clerk's office. The council asked if there was money left unspent within this budget. There was indeed unspent money within the budget. Therefore a motion by Janet Ordway to deny the request for \$3,000 additional appropriation and transfer \$3,000 from postage to part time help was seconded by Keith Crow and carried.

A motion by Janet Ordway to approve only \$200 of the requested additional appropriation in voter registration and deny the remaining \$200 was seconded by Don VanWye and carried

Clerk Rowan then explained her intentions for deputies in the new Superior Court Clerk II budget. The original budget request was for three deputies, but Jackie feels the office would be better served if two deputies from the current clerk's office were moved to the new positions and then one new deputy and one part time person be hired. A motion by Robert Wilder to approve the explanation of the clerk's intent was seconded by David Yarde and carried. The clerk will present these requested changes in a written format for the purpose of adjusting salary schedules at the January meeting.

**MATTER OF ADDITIONAL APPROPRIATIONS**

A motion by Robert Wilder to approve additional appropriations of \$5,212 for coroner medical fees, and \$50,000 for commissioners' health insurance fees was seconded by Don VanWye and carried.

A motion by Keith Crow to approve an additional appropriation of \$10,000 for the circuit court for legal fees was seconded by Robert Wilder and carried.

A motion by Keith Crow to approve \$160,000 in additional appropriations for capital outlay in the Airport Capital Improvement fund was seconded by Janet Ordway and carried.

A motion by Keith Crow to approve additional appropriations for three bridges totaling \$320,000 within the Cumulative Bridge Fund was seconded by Robert Wilder and carried.

A motion by Robert Wilder to approve additional appropriations of \$186,102.02 for GIS contracted expenses within the Cumulative Capital Development Fund was seconded by Janet Ordway and carried.

**MATTER OF TRANSFERS**

A motion by Robert Wilder to approve the surveyor's requests to transfer \$400 from office supplies to furniture and fixtures, \$4,595 from contractual services to operating supplies and \$1,850 from contractual services to equipment was seconded by Don VanWye and carried with one abstention from president Smaltz.

A motion by Robert Wilder to approve the prosecutor's request to transfer \$468 from depositions to legal reference was seconded by Don VanWye and carried.

A motion by Robert Wilder to approve the coroner's request to transfer \$45 from supplies to telecommunications was seconded by Don VanWye and carried.

A motion by Robert Wilder to approve all Plan Commission requests to transfer was seconded by Don VanWye and carried.

A motion by Robert Wilder to approve a BZA transfer was seconded by Janet Ordway and carried.

A motion by Don VanWye to approve a request from the veteran service officer to transfer \$50 from travel to office supplies was seconded by Keith Crow and carried.

A motion by Don VanWye to approve a request to transfers for Sunny Meadows of \$800 from gas for the home to on road gasoline and \$20.00 from telecommunications to furniture and fixtures was seconded by Janet Ordway and carried.

As the meeting was running long over the time allotted, a motion by Robert Wilder to approve all remaining transfers with the exception of one which Janet Ordway thought seemed to be doubled, was seconded by Don VanWye and carried.

The auditor requested to make any appropriate minor transfer adjustments as necessary to bring accounts into balance for the remainder of the year, and this was agreeable with the council.

**MATTER OF ANNOUNCEMENTS**

Commissioner Ort reported on the progress of the courthouse window replacement project. The windows, which were reordered due to error in original measurements have also arrived.

**MATTER OF ADJOURNMENT**

A motion by Keith Crow to adjourn the meeting wishing all a Merry Christmas was seconded by Robert Wilder 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>Coroner (7)</u></b>				
Medical Fees (3280) <i>RW/DVW</i>	\$ 5,215.00	<u>5,215.00</u>	<u>5</u>	<u>0</u>
<b><u>Commissioners (19)</u></b>				
Insurance (1220) <i>RW/DVW</i>	\$ 50,000.00	<u>50,000</u>	<u>5</u>	<u>0</u>
<b><u>Voter Registration (22)</u></b>				
Office Supplies (2211) <i>RW/DVW</i>	\$ 400.00	<u>200</u>	<u>6</u>	<u>0</u>
<b><u>Circuit Court (25)</u></b>				
Legal Fees (3282) <i>AC/RW</i>	\$ 10,000.00	<u>10,000</u>	<u>5</u>	<u>0</u>
<i>Superior</i> <b><u>Circuit Court Clerk (31)</u></b>				
Part Time (1075) <i>Jo/AC</i>	\$ 3,000.00	<u>0</u>	<u>6</u>	<u>0</u>
<b><u>PUBLIC AIRPORT CAPITAL IMPROVEMENT (0610)</u></b>				
Capital Outlay (99.4421) <i>AC/Jo</i>	\$ 160,000.00	<u>160,000</u>	<u>5</u>	<u>0</u>
<b><u>CUMULATIVE BRIDGE (2500)</u></b>				
Bridge #502 (99.35175)	\$ 200,000.00	<u>200,000</u>	<u>5</u>	<u>0</u>
Bridge #12 (99.35235) <i>DVW/RW</i>	\$ 85,000.00	<u>85,000</u>	<u>5</u>	<u>0</u>
Bridge #49 (99.35240)	\$ 35,000.00	<u>35,000</u>	<u>5</u>	<u>0</u>
<b><u>CUMULATIVE CAPITAL DEVELOPMENT (2530)</u></b>				
Non-Budgeted Expenditures (99.5000) <i>RW/Jo</i>	\$ 186,108.02	<u>186,102.02</u>	<u>5</u>	<u>0</u>

Monday

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SHERIFF (5)TRANSFERS COUNTY GENERAL (0100)

From: Overtime (1105)  
 To: Holiday Pay (1110) *Rw/DVW* \$ 3,157.77

3,157.77 5 0

Jail (23)

From: Overtime (1105)  
 To: Holiday Pay (1110) *↓* \$ 1,813.12

1,813.12 5 0

Courthouse (20)

From: Copy Machine Supplies (2270)  
 To: Part Time (1075) \$ 167.00

167.00 5 0

Superior Court Clerk (31)

From: Postage (3322)  
 To: Part Time (1075) \$ 3,300.00

3,300. 5 0

TRANSFERSCOUNTY GENERAL (0100)Surveyor (6)

From: Office Supplies (2211)  
 To: Furniture & Fixtures (4441) *DVW/RW Ben Abstained*

\$ 400.00 400.00 4 0

From: Contractual Services (3433)  
 To: Operating Supplies (2213)

\$ 4,595.00 4,595.00 4 0

From: Contractual Services (3433)  
 To: Equipment (4443)

\$ 1,850.00 1,850.00 4 0

Coroner (7)

From: Other Supplies (2272)  
 To: Telecommunications (3324) *Rw/DVW*

\$ 45.00 45.00 5 0

Prosecutor (8)

From: Depositions (3311)  
 To: Legal Reference Materials (2241) *Rw/DVW*

\$ 468.00 468.00 5 0

Plan Commission (13)

From: Manuals (2274)  
 To: Printing Services (3331) *Rw/DVW*

\$ 9.29 9.25 5 0

From: Camera Supplies (2242)  
 To: Printing Services (3331)

\$ 190.90 190.90 5 0

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From: Travel (3323)

To: Office Supplies (2211)

\$ 720.00

720.005 0From: Equipment Repair  
(3362)

To: Office Supplies (2211)

\$ 40.00

40.005 0

From: Consultant Fees (3284)

To: Office Supplies (2211)

\$ 500.00

500.005 0**Brd Of Zoning Appeals (14)**From: Forms / Paper Supplies  
(2212)To: Printing Services  
(3331)*Rw/so*

\$ 40.00

40.005 0**Veterans Service Office (16)**

From: Travel (3323)

To: Office Supplies (2211)

*DVW/AC*

\$ 50.00

50.005 0**Commissioners (19)**

From: PERF (1210)

To: Northeast Indiana  
Mental Health (3409)*RW/DVW*

\$ 18,000.00

18,0005 0

From: Social Security (1230)

To: Insurance (1220)

\$ 24,000.00

24,0005 0From: Drain / Real Estate Tax  
(3239)

To: Insurance (1220)

\$ 2,400.00

2,4005 0From: Telecommunications  
(3324)

To: Insurance (1220)

\$ 8,000.00

8,0005 0From: Liability Insurance  
(3341)

To: Insurance (1220)

\$ 20,000.00

20,0005 0From: Testing Services  
(3390)

To: Insurance (1220)

\$ 15,000.00

15,0005 0From: Northeast Indiana Reg  
Coord Council (3399)

To: Insurance (1220)

\$ 5,000.00

02 0From: Animal Health Testing  
(3426)

To: Insurance (1220)

\$ 1,000.00

1,0005 0From: School Transfer  
Tuition (3427)

To: Insurance (1220)

\$ 1,000.00

1,0005 0From: Historical Marker  
(3440)

To: Insurance (1220)

\$ 500.00

5005 0From: Wood Youth Center  
(3452)

To: Insurance (1220)

\$ 5,000.00

5,0005 0

Monday  
Courthouse (20)

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From: Gas (3352)  
To: Part Time (1075)

\$ 3,500.00

3,500

5 0

Jail (23)

From: Gas (3352) *JO/DY*  
To: Laundry / Janitorial  
(2227)

\$ 2,000.00

2000.00

2 0

Sunny Meadows (24)

From: Gas - Home (3356)  
To: Gas & Oil On Road  
(2290)

*DW/JO*

\$ 800.00

800.00

6 0

From: Telecommunications  
(3324)  
To: Furniture & Fixtures  
(4441)

\$ 20.00

20.00

6 0

Superior Court (26)

From: Guardian Ad Litem &  
Court (3432)  
To: Employee Wages  
(1114)

\$ 2.00

2.00

5 0

Public Defender (28)

From: Part Time (1075)  
To: Legal Reference  
Materials (2241)

\$ 500.00

500.00

5 0

IV-D (30)

From: Equipment Repairs  
(3362)  
To: Lease / Purchase  
(4444)

\$ 100.00

100.00

5 0

Building Department (38)

From: Operating Supplies  
(2213)  
To: Dues (3394)

\$ 40.00

40.00

5 0

TOBACCO SETTLEMENT  
(0520)

From: Motor Vehicle  
Maintenance (99.3362)  
To: Petroleum Products &  
Supplies (99.2221)

\$ 74.79

74.79

5 0

AVIATION (0600)

From: Grounds Maintenance  
(99.3360)  
To: Office Supplies  
(99.2211)

\$ 155.24

155.24

5 0

From: Building / Structure  
Repair (99.3367)  
To: Capital Outlay  
(99.4421)

\$ 968.30

968.30

5 0

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From: Building / Structure  
Repair (99.3367)  
To: Equipment (99.4443)

\$ 911.24

911.245 0

From: Building / Structure  
Repair (99.3367)  
To: Petroleum Products  
& Supplies (99.2221)

\$ 1,000.00

1,0005 0

**EMERGENCY  
MANAGEMENT (1330)**

From: Non-Budgeted  
Expenditures  
(99.5000)  
To: Part Time (99.1075)

\$ 380.00

380.005 0

**HOME DETENTION (0916)**

From: Office Supplies (99.2211) *RW/DW*  
To: Other Pay (99.1080)

\$ 100.00

100.005 0

**COUNTY GENERAL (0100)**

**Sheriff (5)**

From: Other Pay (1080) *RW/DW*  
To: Overtime (1105)

\$ 450.00

450.005 0

**Circuit Court (25)**

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

\$ 339.00

339.005 0

**Commissioners (19)**

From: Liability Insurance (3341)  
To: Insurance (1220)

\$ 48,976.00

48,976.005 0

From: Care Of Inmates (3419)  
To: Insurance (1220)

\$ 2,100.00

2,100.005 0

From: Legal Fees (3282)  
To: Insurance (1220)

\$ 11,600.00

11,600.005 0

From: PERF (1210)  
To: Insurance (1220)

\$ 7,200.00

7,200.005 0

From: Telecommunications (3324)  
To: Insurance (1220)

\$ 10,300.00

10,300.005 0

From: Northeast Indiana Mental Health (3399)  
To: Insurance (1220)

\$ 5,400.00

5,400.005 0

ADOPTED THIS 5TH DAY OF DECEMBER, 2005

NAY

AYE

*B. Smith*

*Robert Wilkins*

*Donald E. La Wye*

*James Ordway*

*Keith A. Brown*

ATTEST:

*Sharon G. Hayes*

Sharon G. Hayes  
Secretary of Appropriating Body