

Monday

January 12, 2004

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**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>ADDITIONALS</b>				
<b>COUNTY GENERAL (0100)</b>				
<b>Commissioners (19)</b>				
Care Of Inmates (3419) <i>Approved 9/21/04</i>	\$ 200,000.00	<i>\$100,000.</i>	7	0
<b>Jail (23)</b> <i>BS/PY</i>				
Travel (3323) <i>Approved 9/21/04</i>	\$ 2,000.00	<i>\$ 2,000.</i>	7	00
<b>Building Department (38)</b>				
Copy Machine (4440) <i>DW Approved 9/21/04</i>	\$ 900.00	<i>\$ 900.</i>	7	0
<b>HEALTH DEPT (0500)</b>				
Operating Supplies (99.2213) <i>denied 9/21/04</i>	\$ 500.00	<i>500.</i>	7	0
Environmental Health Care (99.3313) <i>Kc/DW Approved 11/12/04</i>	\$ 2,098.10	<i>\$ 2098.10</i>	7	0
<b>LOCAL HEALTH MAINTENANCE (0510)</b>				
Office Supplies (99.2211) <i>Kc/Rm</i>	\$ 13,139.00	<i>\$ 13,139.</i>	7	0
<b>TOBACCO SETTLEMENT (0520)</b>				
Office Supplies (99.2211)	\$ 7,780.56	<i>\$ 7780.56</i>	7	0
Environmental Health Care (99.3313) <i>Kc/Rm</i>	\$ 14,000.00	<i>\$ 14,000.</i>	7	0
Travel (99.3323)	\$ 1,000.00	<i>\$ 1,000.</i>	7	0
Equipment Repair (99.3362)	\$ 1,000.00	<i>\$ 1,000.</i>	7	0
<b>ADULT PROBATION (0918)</b>				
Employee Wages (99.1114) <i>BS/so</i>	\$ 5,694.00	<i>\$ 5,694.</i>	7	0
<b>COUNTY USER FEE (0922)</b>				
Non-Budgeted Expenditures (99.5000) <i>DW/Rm</i>	\$ 5,000.00	<i>\$ 5,000</i>	7	0

TRANSFERSADOPTED THIS 12<sup>TH</sup> DAY OF JANUARY, 2004NAYAYE

Robert Z. Schuler  
David Lynde  
Donald E. W. Wyr  
James Ordway  
Larry Moughler  
B. Smith  
Keith A. Crow

ATTEST:

Sharon G. Hayes

Sharon G. Hayes  
Secretary of Appropriating Body

**COUNCIL MINUTES - JANUARY 12, 2004**

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**MATTER OF MINUTES**

A motion by Don Van Wye to approve the minutes of December 1<sup>st</sup> was seconded by Janet Ordway and carried

**MATTER OF REORGANIZATION**

Janet Ordway's motion to nominate Robert Wilder for President was seconded by Ben Smaltz. David Yarde moved that the nominations be closed. The motion was seconded by Keith Crow and carried. The vote to reelect Robert Wilder as president of the council was unanimous.

Janet Ordway's motion to nominate David Yarde for vice-president was seconded by Don VanWye. Larry Moughler's motion to close the nominations was seconded by Ben Smaltz. Votes to close the nominations and to reelect David Yarde as vice president were unanimous.

A motion by Ben Smaltz to nominate Larry Moughler for plan commission representative was seconded by Don VanWye. A motion by David Yarde to close the nominations was seconded by Ben Smaltz and carried. The vote to elect Larry Moughler as plan commission representative was unanimous.

A motion by Janet Ordway to reappoint Don VanWye as representative to the Solid Waste District board was seconded by Larry Moughler. Ben Smaltz moved to close nominations. The motion was seconded by Keith Crow and carried. Don VanWye was unanimously elected as the representative to the solid waste district board.

A motion by Ben Smaltz to appoint Derald Kruse as council attorney was seconded by Keith Crow. Don VanWye's motion to close the nominations was seconded by Janet Ordway and carried. The vote to appoint Derald Kruse as council attorney was carried unanimously.

**MATTER OF LIAISON APPOINTMENTS**

Department liaisons will remain the same with one exception. Keith Crow will accept the position of Court House liaison from Larry Moughler. Liaison appointment are as listed.

**Robert Wilder**  
Commissioners  
Drainage Board  
Surveyor  
Data Processing  
Highway

**Larry Moughler**  
GIS  
Assessor  
Reassessment  
Plan Commission  
Board of Appeals

**Ben Smaltz**  
Recorder  
Public Defender  
Civil Defense  
Jail/Sheriff/E911  
Union Twp Assessor

**Don VanWye**  
Board of Health  
Clerk of Courts  
Auditor  
Solid Waste  
Sunny Meadows  
Soil & Water

**David Yarde**  
Coroner  
Keyser Twp Assessor  
Aviation Board  
Merit Board  
Weights & Measures

**Janet Ordway**  
Circuit/Superior  
Voter Registration  
Prosecutor -- IV-D  
Probation  
Treasurer

**Keith A. Crow**  
County Extension  
Twp. Trustees  
Building Inspector  
Veteran Service  
Court House

**MATTER OF APPOINTMENTS -TAX ABATEMENT COMMITTEE**

Appointments to the tax abatement committee remain the same as in 2003. They are Robert Wilder, Janet Ordway and Don VanWye.

**MATTER OF SERVICE AGREEMENT – COUNTY ATTORNEY**

A motion by Don VanWye to approve and authorize President Wilder to sign the service agreement retaining Derald Kruse as council attorney was seconded by Larry Moughler and carried.

**MATTER OF ADDITIONAL APPROPRIATIONS**

The auditor requested \$200,000 for care of inmates. This amount was removed from the budget when reductions were accomplished in September of 2003. However, there are more than \$30,000 in invoices waiting to be paid and interest will be incurred. A motion by Don VanWye to approve an additional appropriation of \$100,000 in the commissioners' budget for care of inmates and deny \$100,000 was seconded by Ben Smaltz. The motion also stated that the auditor shall pay only fees for secure detention with this appropriation and not fees for inmates within state facilities. The motion was carried.

A motion by Ben Smaltz to approve an additional appropriation of \$2,000 for travel which was overlooked in the sheriff's budget was seconded by David Yarde and carried.

A motion by David Yarde to approve an additional appropriation of \$900 for the building department copy machine lease which was eliminated during the budget reductions was seconded Janet Ordway and carried.

A motion by Keith Crow to approve all appropriations requested by the health department for grant monies to be used for supplies for control of head lice in the amount of \$500, and mosquito control in the amount of \$2,098.10, was seconded by Don VanWye and carried

A motion by Keith Crow to approve additional requests for the health maintenance grant monies for supplies at \$13,139, and tobacco settlement monies at \$7,780.56 for office supplies, \$14,000 for environmental health care, \$1,000 for travel and \$1,000 for equipment was seconded by Larry Moughler and carried unanimously.

**MATTER OF PROBATION SALARY ORDINANCES**

A motion by Ben Smaltz to approve the additional appropriation of \$5,000 to cover the probation salary ordinances modified at the December 2003 council meeting was seconded by Janet Ordway and carried.

**MATTER OF USER FEE FUND**

A motion by Don VanWye to appropriate \$5000 from the County Users Fee Fund for non-budgeted expenses for cases prosecuted in courts other than the county was seconded by Larry Moughler and carried.

**MATTER OF APPOINTMENT – GARRETT ECONOMIC DEV. COMMISSION**

The council received a request to nominate Mark Fogt to the Garrett Economic Development Commission. A motion by David Yarde to nominate Mark Fogt for the appointment was seconded by Keith Crow and carried. Mr. Fogt will replace the recently deceased member Richard A. Krus.

**MATTER OF ST. JOE REVITALIZATION AREA – SHOWLINE INC.**

Regan Ford Enterprises is a company created to assist businesses to receive tax abatement. Mr. Ford represents Showline, Inc. a small company desiring to lease a small, unused facility in St. Joe, Indiana for the purpose of bottling and packaging liquid soap for Wal-Mart. The new equipment to be installed would be automated and the business would provide local persons with about 7 jobs paying approximately \$9 per hour. Showline is currently looking for a plant manager and will probably sign a 5-year lease on the building currently owned by Custom Components Corporation.

President Wilder stated that he felt the term revitalization is appropriate for this empty factory facility.

Following discussion a motion by Keith Crow to approve Council Resolution 2004-R1 a resolution to declare that the area is in need of revitalization was seconded by Janet Ordway and carried unanimously.

**DEKALB COUNTY COUNCIL**  
**RESOLUTION NO. 2004- R1**

**DEKALB COUNTY CODE SECTION 26-8-2-1**

**A DECLARATORY RESOLUTION DESIGNATING A PORTION OF DEKALB COUNTY,**  
**INDIANA, AS ECONOMIC REVITALIZATION AREA**

WHEREAS, there exist in DeKalb County, Indiana, areas that are undesirable for, or impossible of, normal development and occupancy because of a lack of development, cessation of growth, deterioration of improvements or character or occupancy, age, obsolescence, substandard buildings, and other factors that have impaired the values and have prevented normal development of property or use of property in those areas; and

WHEREAS, the DeKalb County Council of DeKalb County, Indiana is permitted, pursuant to I.C. § 6-1.1-12.1, et seq., to declare those portions of DeKalb County, Indiana experiencing said retarded growth as "Economic Revitalization Areas"; and

WHEREAS, once declared an Economic Revitalization Area parties with real estate and/or manufacturing equipment in said areas may apply for Tax Abatement under I.C. § 6-1.1-12.1, et seq.; and

WHEREAS, Showline, Inc. has applied for Tax Abatement on qualified new manufacturing equipment (see attached Exhibit "A"); and

NOW, THEREFORE, BE IT RESOLVED, by the DeKalb Council of DeKalb County, Indiana, that:

1. Showline, Inc., whose principal business address is 1108 New Hope Road, Raleigh, North Carolina, 27610 is leasing the real estate described in attached Exhibit "B" from Group Dekko, formerly known as Custom Components, 6195 SR 1, St. Joe, Indiana 46785-9708.

2. The DeKalb County Council of DeKalb County, Indiana hereby finds that the area described on Exhibit "B" attached hereto is an area which is undesirable for, or impossible of, normal development and occupancy because of a lack of development, cessation of growth, deterioration of improvements or character or occupancy, age, obsolescence, substandard buildings, and other factors that have impaired the values and have prevented normal development of property or use of property.
3. It is in the best interest of DeKalb County, Indiana to designate the area described in Exhibit "B" attached hereto as an Economic Revitalization Area.
4. The real estate described in attached Exhibit "B" is now declared to be an Economic Revitalization Area pursuant to I.C. § 6-1.1-12.1-1, et seq
5. Notice of this Declaratory Resolution shall be published according to Indiana law with regard to a public hearing for consideration of deductions for real and personal property taxes in a Confirmatory Resolution.

Voted and approved effective the 12th day of January, 2004 by the DeKalb County Council of DeKalb County, Indiana.

**DEKALB COUNTY COUNCIL**

By: Robert Wilder  
Robert Wilder, President

By: Janet Ordway  
Janet Ordway

By: David Yarde  
David Yarde, Vice-President

By: Donald E. VanWye  
Donald E. VanWye

Attest:

By: Larry Moughler  
Larry Moughler

Sharon G. Hayes  
Sharon Hayes  
DeKalb County Auditor

By: B. Smaltz  
Benjamin C. Smaltz

By: Keith A. Crow  
Keith A. Crow

**MATTER OF ADJOURNMENT**

A motion by Keith Crow to adjourn the meeting was seconded by Ben Smaltz and carried.