

Monday

June 7, 2004

Monday

210

**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</u></b>				
<b><u>(0100)</u></b>				
<b><u>Commissioners (19)</u></b> <i>Approved 9/21/04</i>				
Capital Outlay (4421) <i>Jo/Sm</i>	\$ 80,000.00	<u>\$ 80,000</u>	<u>7</u>	<u>0</u>
<b><u>E-911 (0900)</u></b>				
Lease/Purchase (99.4444) <i>Be/KC</i>	\$ 12,500.00	<u>\$ 12,500</u>	<u>7</u>	<u>0</u>
<b><u>AVIATION LEASE RENTAL</u></b>				
<b><u>(2210)</u></b>				
Bond Debt (99.3406) <i>Dru/Sm</i>	\$ 450,000.00	<u>\$ 450,000</u>	<u>7</u>	<u>0</u>
<b><u>CUMULATIVE BRIDGE</u></b>				
<b><u>(2500)</u></b>				
Bridge #92 – CR 61A (99.35085) <i>BS/DY</i>	\$ 100,000.00	<u>\$ 100,000</u>	<u>7</u>	<u>0</u>
Bridge #22 – CR 55 (99.35090)	\$ 35,000.00	<u>\$ 35,000</u>	<u>7</u>	<u>0</u>
Small Structure #248 – CR 60 (99.35095)	\$ 40,000.00	<u>\$ 40,000</u>	<u>7</u>	<u>0</u>

Monday

June 7, 2004

Monday

TRANSFERS

211

Courthouse (20)COUNTY GENERAL (0100)

From: Electric (3351)

To: Part Time (1075) *dx/so*

\$ 1,000.00

\$1,000

7 0

Sheriff (23)From: Equipment Repair  
(3362)To: Photography *kc/lm*  
Equipment (4450)

\$ 90.00

\$ 90.00

7 0

ADOPTED THIS 7TH DAY OF JUNE, 2004

NAYAYE*Robert Wilder**David M. ...**Donald E. Van ...**Janet Ordway**Larry Moughler**B. Jones**Keith C. Cron*

ATTEST:

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

**COUNCIL MINUTES - JUNE 7, 2004****MATTER OF MINUTES**

A motion by Don Van Wye to approve the minutes of May 3<sup>rd</sup> was seconded by Janet Ordway and carried

**MATTER OF DEKALB COUNTY VISITORS' BUREAU**

Dave Wolff and Dick Martin of the DeKalb County Visitors' Bureau presented a 15-minute VHS videotape, which showcases Auburn and DeKalb County. The tape is being presented to groups across the country to promote tourism and convention or meeting formats for car collectors and collector groups of all types. Highlights of the tape include brief vignettes of the many museums, eating establishments, antique shops and especially the Auburn Cord Duisenberg Labor Day Week Festival.

Mr. Martin requested an extension for the presentation of the budget for the bureau. There are some numbers he is expecting which will change some of the expenses. Since the Visitors' Bureau budget is not created by county tax dollars, but rather room tax for hotels it is not critical that this budget have a hearing date along with the regular county funded areas. The council will receive the budget at the August meeting, but it will not be turned in to the auditor before this time.

**MATTER OF SHERIFF'S RETIREMENT FUND**

Sheriff Dennis introduced Elaine Beaty of McCreedy and Keen, actuary for the sheriff's retirement plan. Ms. Beaty explained that the retirement plan is behind in payments for funding it's program and should the payments fall behind for a third year that being 2004 the plan will by law be discontinued. The actuary seeks to keep the sheriff's merit board in compliance with legal standards and compares benefits to the incoming funds. Investments have not produced enough income. The report from the actuary explains that the total necessary for 2004 to keep the plan alive is \$237,093. This amount includes the sheriff's budget for 2004 plus the amounts unpaid from 2002 and 2003. No request was made for the required additional funding in 2002. Sheriff Dennis was forced to pay the remaining portion of 2002 in 2003 leaving the retirement fund account for that year with even less money. In the past additional appropriations have been requested yearly as suggested by the actuary to prevent the plan from falling behind. It was suggested that for budget purposes the retirement account should be increased by calculating 33% times the regular payroll amount to determine the contribution needed.

Chris Calloway of Morgan Stanley investments explained that the Sheriff's 5-member Merit Board has made wise decisions for investments and plan changes.

*In the absence of President Wilder, the meeting was conducted by Vice-president Yarde. President Wilder returned and conducted the meeting from this point.*

#### **MATTER OF ADDITIONAL APPROPRIATION**

Judge Carpenter explained that an appropriation is needed to repair and refurbish the recording equipment in the Circuit Court Room. Although the present equipment is only about three years old, it requires wireless portions to allow for movement of attorneys during court proceedings. A motion by Ben Smaltz to approve an additional appropriation of \$5,000 for Circuit Court was seconded by Larry Moughler and carried unanimously.

#### **MATTER OF MAGIC COIL PRODUCTS AND MCP INVESTMENTS**

Henry Najdesky spoke for Magic Coil Products, LLC and MCP Investments, LLC presenting the Statement of Benefits and abatement requests for each entity. MCP Investments requests 10-year tax abatement for a 40,000 square foot addition to the current building, which houses Magic Coil Products. Magic Coil requests 5-year personal property tax abatement for equipment to be installed in the new addition. The Magic Coil Products proposes new machinery costs of \$2,075,000 with an estimated assessed value of \$691,667 to be added to the current value of \$1,412,531 with an assessed value of \$577,384 and the MCP Investments proposed real estate improvements of \$2,000,000 to be added to the current assessed value of \$3,803,970.

A motion by Keith Crow to receive the applications and send them to the tax abatement committee for review and schedule a public hearing for July was seconded by Ben Smaltz and carried.

#### **MATTER OF JULY MEETING**

A motion by Keith Crow that the July meeting be held on July 12 to allow for celebration of the Fourth of July holiday on the previous Monday was seconded by Janet Ordway and carried.

#### **MATTER OF COMPREHENSIVE MASTER PLAN**

Zoning Administrator Sally Rowe requested an additional appropriation of \$80,000 in the capital outlay account of the commissioners' budget for the remaining portions of the new county comprehensive master plan. The remainder of the work will include Chapter 9 processes for zoning ordinances. About \$18,000 will be required for Brad Johnson of Ground Rules to complete this portion. An update of the zoning ordinances will require about \$45,000 with the remaining amount for various work to be performed by the committee. The portfolio of the plan was previously presented to the council and was approved by the plan commission on June 3<sup>rd</sup>. Sally explained a list of changes and additions, which were approved at that time.

Councilman Wilder asked if the commissioners would accept the new master plan. Commissioner Ort stated that the commissioners would approve the plan.

Auburn Mayor Yoder endorsed the new plan and the use of Brad Johnson and his company Ground Rules.

Auburn Councilman Mike Walters echoed the mayor's support and commended Brad Johnson and his company as well. Mr. Walters also stated that the toughest part is yet to come in the land use ordinances, but he is pleased with the planning process.

A motion by Janet Ordway to approve the additional appropriation for \$80,000 for the remainder of the master plan project was seconded by Larry Moughler and carried.

#### **MATTER OF ADDITIONAL APPROPRIATION – E911**

A motion by Ben Smaltz to approve the request for \$12,500 from the E911 Fund was seconded by Keith Crow and carried. This amount will make the final payment for the billing which could not be paid in 2003 as the grant return process was unable to be completed.

**MATTER OF ADDITIONAL APPROPRIATIONS AND TRANSFERS**

Auditor Sharon Hayes explained that a request for additional appropriations in the amount of \$450,000 was necessary to clear up a budget error for the Aviation Lease Fund. The amount was advertised correctly for the budget, but one of the budget forms was missing. A motion by Don VanWye to appropriate \$450,000 for the aviation lease expense account was seconded by Larry Moughler and carried.

A motion by Ben Smaltz to approve an additional appropriations totaling \$175,000 for reconstruction of three small bridge structures was seconded by David Yarde and carried.

A motion by David Yarde to transfer \$1,000 from the courthouse electric account to part time wages was seconded by Janet Ordway and carried.

A motion by Keith Crow to transfer \$90 from the jail equipment repair account to photography equipment was seconded by Larry Moughler and carried.

**MATTER OF BUDGET INCREASES**

In the past it has been customary for the council to recommend a percentage of increase for the county budget process in both the wage and overall budget for each department. President Wilder requested guidelines for budget considerations at this time. Following a brief discussion a motion by David Yarde to ask department chairpersons to request overall increases of 5% in the budget accounts and 5% in salaries with the official of each department to determine increases based on employee performance was seconded by Ben Smaltz and carried unanimously.

**MATTER OF LOHUT**

President Ort stated the commissioners' request for the council to adopt LOHUT, Local Option Highway Usage Tax otherwise known as a county wheel tax on automotive vehicles, in an effort to replace highway monies lost through state spending cuts. Public comment was received following the presentation. Brad Stump stated that he would gladly pay \$100 for each of his family vehicles if it meant the county would have better roads. Zoning Administrator Sally Rowe also stated that her office gets many calls related to the poor condition of county roads, and that she would also support the tax. Auburn Mayor Yoder commented on his feelings about the "use tax" saying that he would use the money wisely if the council saw fit to pass the ordinance.

A motion by Keith Crow to adopt the proposed ordinance died for the lack of a second.

**MATTER OF BOYS/GIRLS SCHOOL FEES**

Auditor Hayes explained her letter written to inform the council that the issue of unpaid invoices from Indiana State Boys and Girls Schools may result in a lawsuit to be filed by the governor. This does not change the councils' position on payment of the billing. Recent news articles have revealed that the state may be willing to forgive some of the debt. Other counties owe far greater amounts than the slightly over \$234,000 owed by DeKalb County. It was decided to wait until further notice of developments before planning a course of action.

**MATTER OF COUNTY COUNCIL ASSOCIATION MEETING**

By unanimous consent the council agreed that Keith Crow should represent DeKalb County at a one-day County Council Association meeting to be held in Indianapolis in June.

**MATTER OF BUDGET HEARINGS**

The council requested to set the 2004 budget hearings for August 11<sup>th</sup> and 12<sup>th</sup>, as two members will return to school employment in the following week. The auditor will schedule this portion for the budget process.

**MATTER OF ADJOURNMENT**

A motion by Ben Smaltz to adjourn the meeting was seconded by Larry Moughler and carried.