

**TIPPECANOE COUNTY COUNCIL
REGULAR MEETING
APRIL 12, 2005**

The Tippecanoe County Council Meeting began at 1:30 P.M. followed by the Council's Public Hearing at 2:00 P.M., Tuesday, April 12, 2005 in the Tippecanoe Room in the County Office Building. Council members present were: President Kathy Vernon, David S. Byers, Ronald L. Fruitt, Jeffrey A. Kemper, Betty J. Michael, Thomas P. Murtaugh, and Kevin L. Underwood. Others present were: Auditor Robert A. Plantenga, Attorney David W. Luhman, and Secretary Pauline E. Rohr.

President Vernon called the meeting to order and led the Pledge of Allegiance.

Public Defender Reimbursement Program Update: Attorney Pat Harrington

Mr. Harrington reported the Public Defender Reimbursement Program second quarter reimbursement of \$75,734.53 was at the 40% level. The County received a total of \$138,000 for our first six months in the program. He noted the Public Defender, Amy Hutchison, has submitted an \$80,000 request for Professional Services for the May Council Meeting that will be reimbursed at the 30-40% rate. Mr. Harrington said that, of the estimated four to five pending murder cases, the Prosecutor may file one as a death penalty. In preparation for this, the Public Defender found a new program under Trial Rule 24 and is working on a plan that will allow us to opt into it by July 1. If we are accepted, reimbursement of our costs will be at the 50% level for either a death penalty case or a life without parole case.

Auditor's Financial Report: Robert Plantenga

Auditor Plantenga reported the 2005 uncommitted County General Funds through March 31, 2005 are \$196,514.14, the same as last month since there were no General Fund appropriations in March. Revenue items of note were:

42-20	Sheriff-Inmate House-DOC (May-June 2004 distribution was \$217,105.00)	\$220,993.78
32-42	IV-D Court Costs	\$ 10,620.12
32-55	Public Defender Commission (4 th quarter of 2004)	\$ 69,262.40

Fund items of note were:

105	Excise Surtax	\$208,106.50
106	Wheel Tax	\$ 37,508.87
310	County Self Insurance	\$353,627.85
550	Jury Pay - appropriated	\$ 21,020.88
	Jury Pay - cash balance	\$ 23,287.53
	Jury Pay - uncommitted cash balance	\$ 2,266.65

Treasurer's Interest Report: Oneta Tolle

Mrs. Tolle distributed the Interest Report showing the average interest rate for February 2005 was 2.54%.

Superior Court III: JAIBG/JAMS Grant Fund 134: Superior Court III Fiscal Officer Kathy Timberlake & Cary Home Director Rebecca Humphrey

Transfers: \$33,882.00			
From:	134-7203-422-25-85	Grant Match	4,499.00
	134-7203-423-30-90	General Operating/Misc	29,383.00
To:	134-7203-421-11-10	Full Time Employee	30,216.00
	134-7203-421-15-10	Social Security	2,174.00
	13407203-421-16-10	Retirement	1,491.00

Ms Timberlake explained this transfer of funds will cover JAMS expenses as approved in the amended JAIBG Grant.

With a total cost of \$33,882 to be transferred, Auditor Plantenga noted the following necessary adjustments to salary and benefits:

Salary	30,010.00
Social Security	2,296.00
Retirement	1,576.00

- Councilmember Fruitt moved to approve the transfer amounts as adjusted, seconded by Councilmember Michael; motion carried.

Clerk: Record Perpetuation Fund 160: Chief Deputy Christa Coffey

Transfer: \$4,785.00			
From:	160-5810-413-30-60	General Operating/Software	4,785.00
To:	160-5810-414-62-90	Equipment/Capital Outlay- Misc	4,785.00

This transfer will fund the purchase of a microfilm reader/printer.

- Councilmember Fruitt moved to approve the transfer for Fund 160, seconded by Councilmember Michael; motion carried.

Highway: Executive Director Mark Albers

Mr. Albers explained the increased salaries for the positions in Fund 011 and Fund 101 are due to the reclassification of the clerical staff. Job descriptions were studied and duties were reassigned to meet the department's needs.

Cum Bridge Fund 011

<u>Salary Ordinance</u>	<u>Position</u>	<u>Rate</u>	<u>Salary</u>
Full time	Off Mgr/Permit Super	1,377.08 to 1,418.50	33,837.00

- Councilmember Byers moved to approve the salary ordinance, seconded by Councilmember Murtaugh; motion carried.

Motor Vehicle Fund 101

<u>Salary Ordinance</u>	<u>Position</u>	<u>Rate</u>	<u>Salary</u>
Full time	Permits Clerk	1,227.58	29,462.00
	Accounts Clerk	1,104.75 to 1,166.21	27,130.00

- Councilmember Byers moved to approve the salary ordinance, seconded by Councilmember Michael; motion carried.

Commissioners/Maintenance: Commissioners' Assistant Jennifer Weston

<u>Salary Ordinance</u>	<u>Position</u>	<u>Rate</u>	<u>Salary</u>
Full time	Lead Custodian	2,086.75	25,041.00

Mrs. Weston explained that the Maintenance Department and Community Corrections shuffled personnel and the Custodian position was elevated to Lead Custodian. She said Community Corrections will fund the difference in salary.

- Councilmember Underwood moved to approve the salary ordinance, seconded by Councilmember Michael; motion carried.

President Vernon announced the Public Hearing portion of the County Council Meeting.

Approval of Minutes

- Councilmember Michael moved to approve the minutes of the March 8, 2005 Joint Meeting with the Commissioners & Financial Consultant and the March 8, 2005 Regular Meeting, seconded by Councilmember Kemper; motion carried.

Precise Technology, Inc.: Compliance with Statement of Benefits (CF-1): Operations Manager, Human Resources Director, and Accountant Tammy Metzinger

Ms Metzinger reported the number of employees has fallen from 62 to 42 which includes 3 temporary employees. There has been no change in the business since last year but they have invested approximately \$110,000 in capital expenditures. Ms Metzinger explained that Precise lost business to China and Brazil that has not been recouped nor has additional business from existing customers occurred. A contract to make a molded cap for Metamucil has been delayed until the first quarter of 2006.

Councilmember Byers asked how many abatements Precise has and the duration of each. Auditor Plantenga responded that they were granted an 8 year abatement on Real Estate and a 5 year abatement on Equipment. Because there has been no increase in assessed value, Precise has never been able to apply for an abatement on Real Estate and he thinks it is unlikely they will because the window of opportunity is almost closed. They are in the 3rd year of a 5 year abatement on Equipment.

Councilmember Kemper commented this is not the first company to experience a downturn in business due to outside influence but he is concerned the Council is setting a precedent if Precise is found in compliance.

Attorney Luhman interjected that the Council must decide if Precise has done what they committed to do concerning investment and the creation of jobs. Ms Metzinger interjected they have invested \$610,000 of a planned \$1 million on equipment.

- After noting that the employees are paid well, Councilmember Byers moved to find Precise Technology, Inc. is in substantial compliance, seconded by Councilmember Kemper.

Councilmember Kemper said he thought it would be helpful if the Council received a year end fiscal report from Precise.

- The motion carried.

Caterpillar Logistics Services, Inc.: Compliance with Statement of Benefits (CF-1): Representative Nicole Greek

Ms Greek appeared in place of Greg Myszkowski, the Plant Manager, who was out of town. She reported the number of additional employees, including 31 temporary employees has increased to 130 from the 89 reported on the CF-1. To accommodate additional business, they have leased another 120,000 sq. ft. facility.

- Councilmember Fruitt moved to find Caterpillar Logistics Services, Inc. is in substantial compliance, seconded by Councilmember Michael; motion carried.

Elmsteel, Inc.: Compliance with Statement of Benefits (CF-1): President Andrew Ball

Mr. Ball reported that the CF-1 reports 68 current employees but the number today is 75 full time workers. In addition, they have 15 temporary employees they hope to make full time very soon. Mr. Ball said some significant effects of the steel industry worked against them this year, but they have been able to keep growing and adding jobs.

- Councilmember Kemper moved to find Elmsteel, Inc. is in substantial compliance, seconded by Councilmember Underwood; motion carried.

Presentation to County Leadership Program: Christy Smith, Leadership Lafayette Program, Commissioners' Assistant Jennifer Weston, and Councilmember Kathy Vernon

Mrs. Weston announced the Leadership Lafayette Program wants to congratulate the fifteen (15) County employees who went through the County Leadership Program. The focus of the program was visioning, group dynamics, consensus and collaboration, communication, working toward agreement, conflict management, learning styles, and ethical leadership. Participants were: Tracy Brown, Frank Cederquist, Christa Coffey, Sallie Fahey, Randy Fairchild, Diane Hawkins, Rebecca Humphrey, Bryan Metzger, Tim Wells, Nancy Moore, Kipp Scott, Pat Scowden, Laurie Wilson, Deanna Sieber, and Linda Phillips.

Treasurer: Oneta Tolle

Additional Appropriation: \$23,260.00

14,191.00 Printed Forms
9,069.00 Other Professional Services

Transfers: \$6,459.00

From:	001-0210-411-12-20	Part-time	6,000.00
	001-0210-411-15-10	Social Security	459.00
To:	001-0210-412-20-20	Printed Forms	6,459.00

Mrs. Tolle requested an additional \$14,191.00 and a transfer of \$6,459.00 to pay for costs and services connected to the 2005 Property Tax bills. The additional \$9,069.00 will pay the remaining outstanding balance due to Pay Connexion for credit card fees.

- Councilmember Michael moved to approve the appropriation of \$23,260.00 and the transfer of \$6,459.00, seconded by Councilmember Kemper.

Councilmember Byers thought the Council should consider reducing the Part-time line item another \$3,000 due to the low uncommitted balance and requests the Council is aware will be coming from the Public Defender and the courts.

Mrs. Tolle defended her appropriation request by saying there is no history on use of the Lockbox for paying taxes and expects her office will field more calls from taxpayers with questions. She said she will be using some Clerk's employees from the Board of Election and Registration since there is no election in 2005.

- The motion carried with 1 no vote by Councilmember Byers.

Superior Court V: Judge Les Meade

General Fund 001

Additional Appropriation: \$6,000.00

6,000.00 Jury Expense

Jury Pay Fund 550

Additional Appropriation: \$6,000.00

6,000.00 Jury Expense

Judge Meade requested an appropriation of \$6,000 because he has no funds to pay jurors.

Auditor Plantenga informed the Council that this request was advertised in both the General Fund and the Jury Pay Fund. With an uncommitted cash balance of \$2,266.65, he was asked how much of the Jury Pay Fund he thought should be used. Auditor Plantenga recommended appropriating \$2,000 from the Jury Pay Fund and \$4,000 from the General Fund.

- Councilmember Michael moved to approve \$2,000 from Jury Pay Fund 550 and \$4,000 from General Fund 001, seconded by Councilmember Byers; motion carried.

E-911 Fund 176: E-911 Director Rick Walker & Sheriff William "Smokey" Anderson

Additional Appropriation: \$50,000.00

50,000.00 Maps

Sheriff Anderson explained this request is an appropriation of funds reimbursed by the State for the last payment on the E-911 Map Project.

- Councilmember Byers moved to approve the appropriation of \$50,000, seconded by Councilmember Murtaugh; motion carried.

County Assessor: Sales Disclosure Fund 285: County Assessor Nancy Moore

Additional Appropriation: \$17,224.00

16,000.00 Part-time - Other
1,224.00 Social Security

Mrs. Moore requested approval of the appropriation to pay a part-time employee who works on Sales Disclosure Forms. This employee was formerly paid with Reassessment Funds.

- Councilmember Fruitt moved to approve the appropriation of \$17,224 in Fund 285, seconded by Councilmember Michael; motion carried.

➔ Councilmember Kemper left the meeting.

TEMA K-9 Grant Fund 429: County Grant Coordinator Christine Chapman**Appropriation of Budget: \$4,000.00**

4,000.00 Improv Other than Building/Fencing

Mrs. Chapman explained that TEMA (Tippecanoe Emergency Management Agency) received a foundation grant that can be used to install fencing around the K-9 training area.

- Councilmember Michael moved to approve the appropriation of \$4,000 in Fund 429, seconded by Councilmember Underwood; motion carried.

→ Councilmember Kemper entered the meeting.

TEMA Tech Federal Grant Fund 428: County Grant Coordinator Christine Chapman**Appropriation of Budget: \$1,700.00**

1,700.00 Equipment/Office

This appropriation will be used to purchase a Lap Top computer.

- Councilmember Fruitt moved to approve the appropriation of \$1,700 in Fund 428, seconded by Councilmember Michael; motion carried.

Drug Free Coalition: Drug Free Community B Grant Fund 152: County Grant Coordinator Christine Chapman**Appropriation of Budget: \$100,000.00**

39,154.00 Printing Supplies
 13,880.00 Advertising
 1,150.00 Rentals
 1,326.00 Travel & Training
 44,490.00 Other Professional Services

Mrs. Chapman explained this is a grant from the Department of Justice that has an in-kind match of \$100,000. The funds will be used for a marketing campaign, quarterly newsletters, specialized treatment for high-risk youths, and Yes Fair.

- Councilmember Byers moved to approve the appropriation of the budget in the amount of \$100,000 in Fund 152, seconded by Councilmember Underwood; motion carried.

Superior Court III Update: Judge Loretta Rush

Councilmember Kemper apologized to Judge Rush and the Council for Judge Rush's omission from today's Agenda. He acknowledged he failed to inform the President he had asked Judge Rush to update the Council on juvenile issues.

Judge Rush reported that Juvenile CHINS (Children in Need of Services) increased from 67 in 1998 to 221 in 2004 for an overall increase of 300%. The County uses 40 foster homes but needs more. Forty seven (47) children need CASAs. In Judge Rush's opinion, abuse and neglect of children is out of control in the County because parents are not protecting their children. As a result, approximately 3,000 children move through the system each year. The DFC employs only 3 to 4 child protection workers. She said the gap between the have and have nots in the community is growing and she believes community-wide efforts are needed. Judge Rush reported that four (4) juveniles who appeared in delinquency hearings today were sent 90 miles away because we don't have our own juvenile center. She said she will have to decide when they can come back. Judge Rush stated the County needs to put some resources toward our neediest children.

Resolution 2005-17-CL: Endorses 2005-14-CM, Amendment to the EDIT Plan

Resolution 2005-17-CL will appear in its entirety in the Ordinance and Resolution Book in the County Auditor's Office.

Attorney Luhman explained this resolution endorses EDIT funding in the amount of \$6,500 for Project 49, the Wabash River Corridor Project 2005, and additional funding in the amount of \$5,000 for Project 19, Lafayette-West Lafayette Economic Development Corporation.

- Councilmember Byers moved to approve Resolution 2005-17-CL, seconded by Councilmember Murtaugh; motion carried.

Commissioners: EDIT Fund 301**Additional Appropriation: \$11,500.00**

6,500.00 Admin/Other Professional
 5,000.00 Agency Support/L-WL EDC

- Councilmember Byers moved to approve the appropriation of EDIT Funds in the amount of \$11,500 for projects outlined in the EDIT Plan, seconded by Councilmember Kemper; motion carried.

Resolution 2005-18-CL: Endorses Res 2005-15-CM, Amendment to the Cum Cap Plan

Resolution 2005-18-CL will appear in its entirety in the Ordinance and Resolution Book in the County Auditor's Office.

Attorney Luhman explained this resolution will approve funding for Project UU, Repair and Renovation of the Jail HVAC System, in the amount of \$30,000.

- Councilmember Underwood moved to approve Resolution 2005-18-CL, seconded by Councilmember Michael; motion carried.

Commissioners: Cum Cap Fund 010**Additional Appropriation: \$30,000.00**

30,000.00 Bldgs (Improv)/Law Enforcement

- Councilmember Underwood moved to approve the appropriation of Cum Cap Funds in the amount of \$30,000 Project UU in the Cum Cap Plan, seconded by Councilmember Michael; motion carried.

Commissioner Knochel introduced Tony Dildine who he said single handedly takes care of maintenance at the Jail. Commissioner Knochel estimated that \$200,000 of maintenance has been done in-house.

Other Business**Revenue Generating Committee Report: Councilmember Tom Murtaugh**

Councilmember Murtaugh reported the Revenue Generating Committee met on March 31 and looked at legislative issues that would affect counties. HB 1120 was looked at in particular because of its impact regarding Property Tax and the Local Option Income Tax. The bill passed in the Senate and will now go to the House. Councilmembers Murtaugh and other Tippecanoe County officials met with Senator Kenley in Indianapolis earlier today concerning this bill and he said they were encouraged by his comments regarding language concerning the DLGF (Department of Local Government Finance) and their oversight.

The Committee discussed the investment policy and the review of the Cash Management Contract and talked about drafting either a RFP or a RFI. Due to cost concerns regarding a RFP, Councilmember Murtaugh said Committee members planned to ask the Financial Consultant, Greg Guerrettaz, for an estimate of time and cost for each at the meeting scheduled for Noon today. That meeting was cancelled because of the meeting with Senator Kenley.

As requested by the Committee, Auditor Plantenga distributed a list identifying the primary department associated with each County fund and the Council reps for those departments. Councilmember Murtaugh explained that the Committee thought it would be helpful if meetings were held between Council reps of departments with funds that keep their own interest and those department heads. The goal would be to receive their approval for the Treasurer to invest those funds for 3 to 6 months with interest directed to the General Fund. Auditor Plantenga pointed out that grant monies cannot be invested. Councilmember Fruitt suggested meeting with the Auditor and the Treasurer before approaching the department heads.

Announcement

President Vernon announced that Criminal Justice interns from Ivy Tech State College are working in the Sheriff's Department, Public Defender's Office, Cary Home JAMS Program, Juvenile Probation, and Superior Court III Drug Court as well as Lafayette and West Lafayette Police Departments. She said they are getting experience and helping the County.

Comment

Councilmember Kemper stated that Judge Rush was asking for the Council's help earlier today by providing funding to build a juvenile center. Since the County can't afford operations' costs, he said he is not sure how to approach her problem.

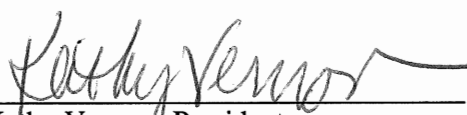
Adjournment

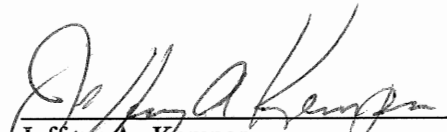
- Upon Councilmember Fruitt's motion, the meeting adjourned.

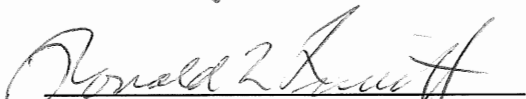
The next County Council Meeting will be held at 1:30 P.M., Tuesday, May 10, 2005 in the Tippecanoe Room in the County Office Building followed by the Public Hearing at 2:00 P.M.

Robert A. Plantenga, Auditor

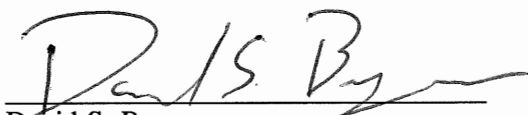
TIPPECANOE COUNTY COUNCIL

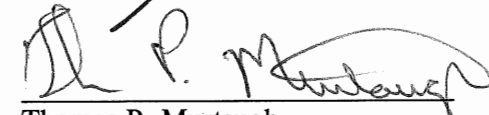

Kathy Vernon, President

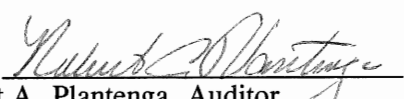

Jeffrey A. Kemper

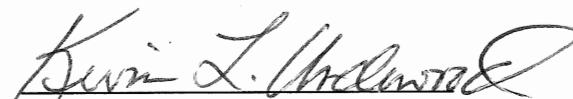

Ronald L. Fruitt, Vice President


Betty J. Michael


David S. Byers


Thomas P. Murtaugh

Attest: 
Robert A. Plantenga, Auditor


Kevin L. Underwood