

CLARK COUNTY COUNCIL
CLARK COUNTY, INDIANA
Regular Meeting of December 9, 2019

The regular scheduled meeting of the Clark County Council was called to order at 6:00 p.m. by Councilperson Barbara Hollis.

Those in attendance stood for the pledge of allegiance to the American Flag.

Roll call showed members present and absent as follows:

Present	Absent
Barbara Hollis (1st District)	Brittany Ferree (3rd District)
Janne Newland (2nd District)	
Steve Doherty (4th District)	
Kevin Vissing (At Large)	
Brian Lenfert (At Large)	
Dr. Tony Bennett (At Large)	

Also present were Council Attorney Maxwell McCrite, County Auditor Danny Yost, and Chief Deputy Auditor Jessica Huffman.

President Hollis requested proof of the Notice of Taxpayers of the additional appropriations listed on the agenda. Clark Council Attorney Max McCrite stated for the record that publication of the Notice of Taxpayers ran in the Evening News ten (10) days prior to this meeting as required by I.C.6-1.11-18-5 and advised the council to proceed.

Councilperson Hollis offered November 12, 2018, Regular Council Meeting minutes and the October 28, 2019, Special Council Meeting minutes. Councilperson Newland motioned to approve the Regular meeting minutes of November 12, 2019 and the October 28, 2019, Special Council Meeting minutes. Councilperson Doherty seconded. Motion carried 5-0-1 with Councilperson Bennett abstaining.

Councilperson Hollis requested any amendments that need to be made to the agenda. Councilperson Vissing motioned to approve the agenda as presented. Councilperson Lenfert seconded. Motion carried 6-0.

Councilperson Doherty motioned to acknowledge the receipt of the fund's report provided by the Auditor's office. Councilperson Lenfert seconded the motion. Motion carried 6-0.

Committee Reports: None.

Public Comments: None.

Councilperson Hollis presented the Mental Health Transfer. The Mental Health Fund is being closed and will be rolled into County General. Councilperson Lenfert motioned to approve the Mental Health Transfer. Councilperson Vissing seconded. Motion carried 6-0.

Councilperson Lenfert presented the Ordinance 2019-40, the 2020 Salary Ordinance. Everything that was approved during budget time is reflected on the salary ordinance. There has been no adjustments since that time. The Council expects the Auditor's Office and Department Heads to pay the same amount, even though there is an extra pay. The first pay in 2020 will be paid at the 26 pay rate and the remaining 26 pays will be paid at the new 27 pay rate. There will be some people that go over but, this will get employees the closest to their salary ordinance and be the least amount of work for the Auditor's Office. Councilperson Lenfert motioned to approve the Ordinance 2019-40, the 2020 Salary Ordinance. Councilperson Bennett seconded. Motion carried 6-0.

Commissioner Jack Coffman voiced his concerns about the 27 pay issues. A lot of his employees are paid hourly and will see a reduction in hourly rate. He believes this will be an issue for some, as they will not foresee the extra pay at the end of the year. Councilperson Lenfert explained that he spoke with Sarah, who handles payroll for the Highway Department. Councilperson Lenfert suggests to calculate the hourly rate based on the amount of actual working days per year. County Engineer Brian Dixon stated his concern that employees will see a reduction in the amount that they receive every two weeks. Councilperson Lenfert stated that the only time this really becomes an issue is when someone starts after the first of the year and leaves before the year is over. In those rare occurrences where someone takes issue with that, the Council will address it individually. Assessor Butch Love voiced his concern for his employees who live paycheck to paycheck, as this will directly affect them. Councilperson Lenfert stated that to maintain employees' biweekly rate and to pay the extra pay would cost the county \$615,000, just out of County General. Councilperson Doherty noted that this would also require a new salary ordinance to be passed and employees would see a decrease in 2021 when they go back down to 26 pays. Assessor Butch Love asked about doing two pays per month, on the first and the fifteenth. Councilperson Lenfert suggested that he talk to the Auditor's Office, as this could solve the issue in future years.

Councilperson Lenfert presented the 2020 Meeting Schedule. No meetings were moved because of holidays, so all of the meetings will be on Mondays. Councilperson Vissing motioned to approve the 2020 Meeting Schedule. Councilperson Bennett seconded. Motion carried 6-0

Brad Benson, with Applegate Fifer Pulliam, on behalf of the Tri-Township Fire Protection District, presented Resolution 4-2019, a resolution authorizing the purchase of

firefighting apparatus and equipment. These have already been budgeted for, the district just needs the Council's approval to purchase them. Amir Mousavi, the new Fire Chief introduced himself to the Council. He stated that he will be sharing some data with the Council shortly to show the department's productivity. The average response time is currently less than three minutes. Councilperson Vissing motioned to approve Resolution 4-2019. Councilperson Doherty seconded. Motion carried 6-0.

County Engineer, Brian Dixon, presented an Interlocal Agreement between Clark County and Jefferson County to jointly employ a County Engineer. As the Council requested, Brian Dixon talked to Jefferson County to raise the stipend that they will pay to Clark County for use of their Engineer. They were willing to raise the stipend from \$10,000 to \$20,000. The Interlocal agreement needs to be approved by the Council. The Contract has not gone before the Jefferson County Commissioners, but Brian Dixon has been in contact with them. If it gets approved by Clark County and not by Jefferson County, the contract will be void. Councilperson Bennett would like clearance from the State Board of Accounts that this meets the spirit of the legislation. Brian Dixon reached out to the State Board of Accounts. They have no comment at this time. Councilperson Doherty requested that a definitive one-year end date and that the working hours for Jefferson County are not to exceed 10 hours per week, be added to the contract. Attorney Max McCrite spoke to an Indiana Representative and the representative stated that their understanding is that the legislation is intended for two counties who do not already have a County Engineer. Councilperson Doherty motioned to table the Interlocal Agreement between Clark County and Jefferson County to jointly employ a County Engineer. Councilperson Newland seconded. Motion to table carried 6-0.

Commissioner Jack Coffman presented the requests for additional appropriations in 1138 for Health Department Building and in 4930 for equipment and the requests for transfers of appropriations in 1000 from Postage to Gas & Oil, in 1176 from Bethany Road to Maintenance, in 1176 from Bethany Road to Gas & Oil, and in 1169 from Bituminous to Contract Services. Councilperson Vissing motioned to approve the requests for additional appropriations in 1138 and 4930 and the requests for transfers of appropriations in 1000, 1176, 1176, and 1169. Councilperson Newland seconded. Motion carried 6-0.

Laura Lindley, with the Health Department, presented the requests for additional appropriations in 1159 for Health Department Building, in 8204 for Contract Services, in 8219 for Supplies, and a transfer of appropriations in 8219 from Contract Services to Supplies. Councilperson Lenfert motioned to approve the request for additional appropriations in 1159, 8204, and 8219 and the transfer of appropriations in 8219. Councilperson Doherty seconded. Motion carried 6-0.

Public Defender, Abe Navarro, presented a request for additional appropriations in 4906 for Contract Services. Councilperson Lenfert motioned to approve the request for additional appropriations in 4906. Councilperson Vissing seconded. Motion carried 6-0.

James Hayden, on behalf of Judge Carmichael, presented the requests for a transfer of appropriations in 1000 from Contract Services to Computer Software and in 1000 from Contract Services to Equipment. Councilperson Bennett motioned to approve the requests for a transfer of appropriations in 1000. Councilperson Doherty seconded. Motion carried 6-0.

Marilyn Sink, with Clark County Extension, presented the following requests for transfers of appropriations in 1000: from Telephone to Supplies, from Rental Office Equipment to Supplies, from Utilities to Supplies, from Contract Services to Supplies, from Travel to Supplies and From Travel to supplies. Councilperson Bennett motioned to approve the following requests for transfers of appropriations in 1000: from Telephone to Supplies, from Rental Office Equipment to Supplies, from Utilities to Supplies, from Contract Services to Supplies, and from Travel to Supplies in the amount of \$1,400; and to deny the request for a transfer of appropriations in 1000 from Travel to Supplies in the amount of \$450. Councilperson Vissing seconded. Motion carried 6-0.

Councilperson Lenfert motioned to approve the request for a transfer of appropriations in 1000 from Supplies to Equipment for the Veteran Services Office. Councilperson Vissing seconded. Motion carried 6-0.

Gavan Hebner, with Emergency Management, presented the requests for transfers of appropriations in 1000 from Personal Services to Motor Vehicles, from Group Insurance to Motor Vehicles, from FICA to Motor Vehicles, and from PERF to Motor Vehicles. Councilperson Bennett motioned to approve the requests for transfers of appropriations in 1000. Councilperson Doherty seconded. Motion carried 6-0.

Councilperson Lenfert motioned to approve the request for a transfer of appropriations in 1000 from Supplies to Equipment for the Clerk's Office. Councilperson Newland seconded. Motion carried 6-0.

Councilperson Lenfert motioned to approve the requests for transfers of appropriations in 4915 from Vehicle Maintenance to Equipment and from Equipment Repair to Equipment for Juvenile Detention. Councilperson Bennett seconded. Motion carried 6-0.

James Hayden, with Probation, presented a salary ordinance for Probation Officer to be paid for from County General and four salary ordinances for Probation Officer to be paid for from Consolidated Probation User Fee. Councilperson Lenfert would like to ensure that an additional position is not being created. Councilperson Lenfert motioned to table the salary ordinance for Probation Officer to be paid for from County General and four salary ordinances

for Probation Officer to be paid for from Consolidated Probation User Fee. Councilperson Doherty seconded. Motion to table carried 6-0.

James Hayden, with Probation, presented one salary ordinance for Probation Officer to be paid for from Jail Treatment Services #2 and two salary ordinances for Probation Officer to be paid for from Probation EBP#2. Councilperson Lenfert motioned to table the salary ordinance for Probation Officer to be paid for from Jail Treatment Services #2 and the two salary ordinances for Probation Officer to be paid for from Probation EBP#2. Councilperson Bennett seconded. Motion to table approved 6-0.

Councilperson Bennett motioned to adjourn. Councilperson Lenfert seconded. Motion carried 6-0.

**AN ORDINANCE OF THE CLARK COUNTY COUNCIL CONCERNING
ADDITIONAL APPROPRIATIONS
FOR THOSE FUNDS REQUIRING APPROVAL OF THE
DEPARTMENT OF LOCAL GOVERNMENT FINANCE
ORDINANCE NO. 24-2019**

WHEREAS, certain extraordinary conditions have developed since the adoption of the existing annual budget so that it is necessary to appropriate more money than was appropriated in the annual budget.

Section I. BE IT ORDAINED by the Clark County Council of Clark County, Indiana for expenses of Clark County government and its institutions for the year ending December 31, 2018, the following sums of money are herein specified subject to the law governing the same such sum herein appropriated shall be held to include all expenditures provided by law.

Section II. THAT for the fiscal year there is hereby appropriated out of the various funds herein for the following specified amounts to meet such extraordinary emergencies which are declared to exist.

	Requested	Allowed	Vote
Clark County Commissioners			
Cum Capital			
1138-41009-030 Health Dept Building			6-0

**AN ORDINANCE OF THE CLARK COUNTY COUNCIL CONCERNING
ADDITIONAL APPROPRIATIONS
FOR THOSE FUNDS WHICH DO NOT REQUIRE APPROVAL OF THE**

**DEPARTMENT OF LOCAL GOVERNMENT FINANCE
ORDINANCE NO. 1-2019**

WHEREAS, certain extraordinary conditions have developed since the adoption of the existing annual budget so that it is necessary to appropriate more money than was appropriated in the annual budget.

Section I. BE IT ORDAINED by the Clark County Council of Clark County, Indiana that for expenses of Clark County government and its institutions for the year ending December 31, 2018, the following sums of money are herein specified subject to the law governing the same, such sum herein appropriated shall be held to include all expenditures provided by law.

Section II. THAT for the fiscal year there is hereby appropriated out of the various funds herein for the following specified amounts to meet such extraordinary emergencies which are declared to exist.

	Requested	Allowed	Vote
Clark County Commissioners			
Information Technology			
4930-40014-030 Equipment	70,000.00	70,000.00	6-0
Clark County Health Dept.			
1159-41009-071 Health Dept Building	42,175.00	42,175.00	6-0
1159-41009-071 Health Dept Building	37,160.00	37,160.00	6-0
HIV Prevention Project			
8204-30051-071 Contract Services	19,989.00	19,989.00	6-0
Clark County Chief Public Defender			
SPDSF			
4906-30051-040 Contract Services	9,500.00	9,500.00	6-0

**AN ORDINANCE OF THE CLARK COUNTY COUNCIL CONCERNING
TRANSFER OF APPROPRIATIONS
ORDINANCE NO. 2-2019**

Requested	Allowed	Vote
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**Clark County Commissioners
County General**

From: 1000-30012-030 Postage
To: 1000-20021-030 Gas and Oil 5,000.00 5,000.00 6-0

Highway

From: 1176-40047-063 Bethany Road
To: 1176-31002-063 Maintenance 20,000.00 20,000.00 6-0

From: 1176-40047-063 Bethany Road
To: 1176-20021-063 Gas/Oil 50,000.00 50,000.00 6-0

Local Road and Streets

From: 1169-20080-060 Bituminous
To: 1169-30051-060 Contract Services 100,000.00 100,000.00 6-0

Clark County Health Dept.

From: 8219-30051-071 Contract Services
To: 8219-20060-071 Supplies 2,000.00 2,000.00 6-0

Clark County Circuit Ct 4

County General

From: 1000-30051-302 Contract Services
To: 1000-40010-302 Computer Software 500.00 500.00 6-0

From: 1000-30051-302 Contract Services
To: 1000-40014-302 Equipment 200.00 200.00 6-0

Clark County Extension

County General

From: 1000-30014-023 Telephone
To: 1000-20060-023 Supplies 125.00 125.00 6-0

From: 1000-30097-023 Rental Office Equipment
To: 1000-20060-023 Supplies 1,225.00 1,225.00 6-0

From: 1000-30046-023 Utilities
To: 1000-20060-023 Supplies 600.00 600.00 6-0

From: 1000-30051-023 Contract Services
To: 1000-20060-023 Supplies 1,400.00 1,400.00 6-0

From: 1000-30013-023 Travel
To: 1000-20060-023 Supplies 1,400.00 1,400.00 6-0

From: 1000-30013-023 Travel			
To: 1000-20060-023 Supplies	450.00	DENIED	6-0

**Clark County Veteran Services
County General**

From: 1000-20060-027 Supplies			
To: 1000-40014-027 Equipment	500.00	500.00	6-0

**Clark County EMA
County General**

From: 1000-11107-039 Personal Services			
To: 1000-40012-039 Motor Vehicles	11,300.00	11,300.00	6-0
From: 1000-11173-039 Group Insurance			
To: 1000-40012-039 Motor Vehicles	12,000.00	12,000.00	6-0

From: 1000-11171-039 FICA			
To: 1000-40012-039 Motor Vehicles	850.00	850.00	6-0

From: 1000-11176-039 PERF			
To: 1000-40012-039 Motor Vehicles	3,400.00	3,400.00	6-0

**Clark County Clerk
County General**

From: 1000-20060-025 Supplies			
To: 1000-40014-025 Equipment	1,200.00	1,200.00	6-0

**Clark County Juvenile Detention
CO Drug Free Community**

From: 4915-30024-041 Vehicle Maintenance			
To: 4915-40014-041 Equipment	2,702.77	2,702.77	6-0

From: 4915-30054-041 Equipment Repair			
To: 4915-40014-041 Equipment	100.00	100.00	6-0

**AN ORDINANCE OF THE CLARK COUNTY COUNCIL CONCERNING SALARY
AND WAGES TO BE PAID TO OFFICERS AND EMPLOYEES**

**FOR CALENDAR YEAR 2019
AMENDMENT NO. 1**

Requested	Allowed	Vote
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**Clark County Probation
County General**

Probation Officer	49,908.29	TABLED	6-0
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Consolidated Probation User Fee

Probation Officer	9,905.00	TABLED	6-0
Probation Officer	9,905.00	TABLED	6-0
Probation Officer	9,905.00	TABLED	6-0
Probation Officer	5,545.36	TABLED	6-0

Jail Treatment Services #2

Probation Officer	37,370.00	TABLED	6-0
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Probation EBP#2

Probation Officer	37,370.00	TABLED	6-0
Probation Officer	37,370.00	TABLED	6-0

Members of the Clark County Council

AYES

NAYS

	_____
	_____
	_____
Barbara Hollis	_____
Garni Newland	_____
Kevin Vissing	_____
Steve Volentz Abstain	_____

Attest:


Danny Yost - Clark County Auditor

Approved this 13th day of January, ~~2019~~ 2020

