

CLARK COUNTY COUNCIL
CLARK COUNTY, INDIANA
Regular Meeting of February 14, 2011

The regular scheduled meeting of the Clark County Council was called to order at 6:00 p.m. by Council President Kevin Vissing.

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 (1 st District) | |
| Brian Lenfert (2 nd District) | |
| Danny Yost (3 rd District) | |
| Steve Doherty (4 th District) | |
| Chuck Moore (At Large) | |
| Perry Smith (At Large) | |
| Kevin Vissing (At Large) | |

Also present were Council Attorney Scott Lewis, County Auditor Monty Snelling and Chief Deputy Auditor Alana Sparkman.

President Vissing requested proof of Notice of Taxpayers of the additional appropriations listed on the agenda. Scott Lewis, Attorney for the Council, stated for the record that publication of 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. Councilman Smith made a motion to approve the Proof of Publication with a second from Councilman Yost. Carried 7-0.

Councilman Smith made a motion to approve the minutes as presented with a second from Councilman Moore. Carried 7-0.

Amendments to the Agenda were as follows: Circuit Court Judge Moore with a Salary Ordinance Amendment, Greg Fifer with an Ordinance for the Landfill Bond to begin at 7:00 p.m., Commissioner Les Young with an emergency appropriation out of Cum-Cap for \$60,000 for salaries and salt supplies. Councilperson Hollis made a motion to approve the agenda as amended with a second from Councilman Smith. Carried 7-0.

Councilman Moore made a motion to acknowledge the receipt of the funds report presented by the Auditor's office. Councilman Yost seconded the motion. Carried 7-0.

Committee Reports: Councilman Lenfert discussed the need to act on the approved 2011 budget order from the Department of Local Government Finance, which totaled \$11.8 million for the general fund and by making a 10 percent cut across all departments. Councilman Lenfert expressed he would rather appropriate additional funds later as they became available and make a determination at that time instead of overspending in the first few months. Councilman Lenfert presented a plan that cut \$3 million out of the general fund budget that the commissioners operated off of last year. Councilman Doherty mentioned he would like to hold off on the plan and it was agreed to take additional time to review the proposed budget before approval, but wants all departments in the county to be prepared for the 10 percent cuts.

Public Comments: Sheriff Daniel Rodden. Sheriff Rodden at this time spoke about the expenses that consisted of 2 ½ months worth of bills that have been unpaid including a disconnect notice from the gas company. Councilperson Hollis made a motion to transfer \$200,000 General Fund Jail Budget from different categories to cover costs with a second from Councilman Moore. Carried 7-0.

First on the agenda was Circuit Court Judge Moore with a request to appropriate cash for the Crisis Intervention Team Grant and a salary ordinance for the CIT Program Manager. Councilman Moore made a motion to approve the appropriation and salary ordinance with a second from Councilman Smith. Carried 7-0.

Next on the agenda were Chief Probation Officer, Dennis Sumler and Administrative Assistant, Annette Trump on behalf of Superior Court #3 with a request for an additional appropriation for services and charges and a transfer of funds. Councilman Moore made a motion to approve the appropriation and transfer with a second by Councilman Smith. Carried 7-0.

Susan Knoble on behalf of Judge Jacobi from Superior Court #2 presented a request for an additional appropriation for supplies, services, and charges. Councilperson Hollis made a motion to table the request with a second from Councilman Moore. Carried 7-0.

Again, Susan Knoble on behalf of Judge Jacobi from Superior Court #2 requested transfer of funds out of Rainy Day, Riverboat, or LOIT-Public Safety to reimburse the Probation User Fee Fund for personal services paid from 2010. Councilman Moore made a motion to table the request to next month with proper verification and advertising to be approved. Councilman Smith seconded the motion. Carried 7-0.

The next requests were from County Clerk Barbara Haas with a request for additional appropriation for the Clerk's Perpetuation fund for equipment. Councilperson Hollis made a motion to approve the request with a second from Councilman Doherty. Carried 7-0.

Next, County Clerk Barbara Haas with another request for additional appropriations for personal services and 3 salary ordinances. Councilman Smith made a motion to deny from the general fund and table until next month with advertisement from Riverboat or Rainy Day. Councilman Moore seconded the motion. Carried 7-0.

Next, Councilperson Hollis made a motion to approve all of the following transfers within the same fund with a second from Councilman Smith. Carried 7-0.
Superior Court #1 from Services & Charges to Book Supplements, Services & Charges to Gas & Oil
Circuit Court from Contract Services to Dues
Juvenile Detention from Meals to Computer Supplies
County Highway Services & Charges to Medical Supplies

Next on the agenda were the tabled items from the January meeting. Councilperson Hollis made a motion to table all of the tabled items with a second from Councilman Moore. Carried 6-0.

Amendments to the Agenda: Mr. Lanz and Attorney Greg Fifer with the Clark-Floyd Landfill as described in an ordinance adopted by the Council on December 13, 2010 with proof of publication of public hearing. Ordinance is not to exceed Nine Million One Hundred Thousand Dollars. A motion to open public hearing for the consideration of appropriation Ordinance for Clark County Landfill was made by Councilperson Hollis with a second from Councilman Yost. Carried 7-0.

There was no public comment. A motion by Councilman Moore to close public comment with a second from Councilperson Hollis. Carried 7-0.

A motion was made by Councilman Moore to pass appropriation of \$9.1 million dollars Ordinance 4-2011 with a second by Councilperson Hollis. Carried 7-0.

New Business: 2011 Charlestown-Clark County Public Library Board Appointment (4 year term, expiring 2015) Councilman Moore made a motion to appoint Judy Schleicher with seconded by Councilman Smith. Carried 7-0.

Auditor Snelling expressed concern regarding 39 Degrees North invoice for the eGIS package. The eGIS council approved budget fund does not have the money to pay the full amount (\$39,490.08.) Councilman Lenfert made a motion to pay \$8,900.00 out of the eGIS account and with appropriate advertisement and appropriation for next months meeting for the remainder. Councilman Moore seconded the motion. Carried 7-0.

Amendments to the agenda: Commissioner Les Young requesting an emergency appropriation from Cum-Cap for \$60,000 for salaries and salt supplies. Council requested for it to be appropriately advertised for next month.

Attorney comments: County Council Scott Lewis was on the agenda for a resolution to postpone additional appropriation requests mentioned from January's meeting until the budget order arrived but since the final budget order came in he did not need to do so.

Auditor comments: Auditor Snelling updated the council on the 1782 notice.

Council comments: Councilman Lenfert discussed the salary matrix and mentioned how he would like to replace the salary matrix which is currently based on seniority and longevity and replace it to a merit and performance base. This would allow department heads to dish out raises based on performance since they work with the employees on a daily basis. He will come before the council and public with further information as he is getting with consultants.

There being no further business, the meeting was adjourned. Motion to adjourn made by Councilman Moore with a second by Councilman Smith. Carried 7-0.

STATE OF INDIANA

BEFORE THE CLARK COUNTY COUNCIL

ORDINANCE NO. 4-2011

APPROPRIATION ORDINANCE

WHEREAS, the County Council ("Council") of Clark County, Indiana ("County") has determined to fund the costs of the expansion of the Clark-Floyd Landfill as described in an ordinance ("Project") adopted by the Council on December 13, 2010; and,

WHEREAS, the Council has determined that the estimated cost of the Project, and the incidental expenses necessary to be incurred in connection with the Project and with the issuance of bonds and notes in anticipation of the bonds ("BANs") to finance the Project will be in an amount not to exceed Nine Million One Hundred Thousand Dollars (\$9,100,000); and,

WHEREAS, the Council has determined to issue the bonds and BANs to fund the costs of the Project in an aggregate amount not to exceed Nine Million One Hundred Thousand Dollars (\$9,100,000); and,

WHEREAS, there has been published a notice of a public hearing on the appropriation of the proceeds of the bonds and BANs to be held on this date, the hearing has been held and the Council has considered the evidence presented at the hearing.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COUNCIL OF CLARK COUNTY, INDIANA THAT:

Section 1. The Council finds that all proceedings required before appropriation of the proceeds of the bonds and BANs have been accomplished and completed.

Section 2. For the purpose of paying the costs of the Project, and incidental expenses necessary to be incurred with the Project and with the issuance of the bonds and BANs, an amount not to exceed Nine Million One Hundred Thousand Dollars (\$9,100,000) shall be appropriated from the proceeds of the bonds and BANs.

Section 3. The County Auditor is directed to submit and certify this ordinance and the related proceedings to the Department of Local Government Finance in accordance with IC 6-1.1-18-5.

Adopted by the County Council of Clark County, Indiana, this 14th day of February, 2011.

**AN ORDINANCE OF THE CLARK COUNTY COUNCIL CONCERNING
ADDITIONAL APPROPRIATIONS
FOR THOSE FUNDS REQUIRING APPROVAL OF THE
DEPARTMENT OF LOCAL GOVERNMENT FINANCE
ORDINANCE NO. 5-2011**

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 it's institutions for the year ending December 31, 2011 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 exits.

| | Requested | Allowed | Vote |
|---|-----------|-----------|------|
| Crisis Intervention Team Grant | | | |
| Circuit Court | | | |
| 565-11107-036 Personal Services | 42,500.00 | 42,500.00 | 7-0 |
| 565-11107-036 Personal Services | 7,502.00 | 7,502.00 | 7-0 |
| 565-30013-036 Training | 2,140.00 | 2,140.00 | 7-0 |
| 565-30041-036 Printing | 3,000.00 | 3,000.00 | 7-0 |
| 565-20060-036 Supplies | 600.00 | 600.00 | 7-0 |
| 565-40014-036 Equipment | 1,500.00 | 1,500.00 | 7-0 |
| 565-20060-036 Supplies | 500.00 | 500.00 | 7-0 |
| 565-20060-036 Supplies | 2,090.00 | 2,090.00 | 7-0 |
| Clark County Alcohol & Drug Services | | | |
| Superior Ct. #3 | | | |
| 286-30098-084 Services & Charges | 40,000.00 | 40,000.00 | 7-0 |
| 286-60106-084 Transfer of Funds | 60,000.00 | 60,000.00 | 7-0 |
| Rainy Day | | | |
| Superior Ct. #2 | | | |
| 269-20060-089 Supplies | 5,000.00 | Tabled | 7-0 |
| 269-30098-089 Services & Charges | 7,500.00 | Tabled | 7-0 |

Riverboat

Superior Ct. #2

| | | | |
|----------------------------------|----------|--------|-----|
| 321-20060-089 Supplies | 5,000.00 | Tabled | 7-0 |
| 321-30098-089 Services & Charges | 7,500.00 | Tabled | 7-0 |

County General

Clerk

| | | | |
|---------------------------------|-----------|--------|-----|
| 100-11107-001 Personal Services | 35,000.00 | Denied | 7-0 |
| 100-11107-001 Personal Services | 84,000.00 | Denied | 7-0 |

Clerk's Perpetuation Fund

Clerk

| | | | |
|-------------------------|----------|----------|-----|
| 202-40014-229 Equipment | 4,995.00 | 4,995.00 | 7-0 |
|-------------------------|----------|----------|-----|

**AN ORDINANCE OF THE CLARK COUNTY COUNCIL CONCERNING
TRANSFER OF APPROPRIATIONS
ORDINANCE NO. 6-2011**

| | Requested | Allowed | Vote |
|--|------------------|----------------|-------------|
| Superior Ct #1 | | | |
| Transfer of Funds | | | |
| From: 362-30098-081 Services & Charges | 1,337.04 | 1,337.04 | 7-0 |
| To: 362-20062-081 Book Supplements | | | |
| From: 100-30098-037 Services & Charges | 47.09 | 47.09 | 7-0 |
| To: 100-20021-037 Gas & Oil | | | |
| Circuit Court | | | |
| Transfer of Funds | | | |
| From: 100-30051-036 Contract Services | 330.00 | 330.00 | 7-0 |
| To: 100-20060-036 Dues | | | |
| Juvenile Detention | | | |
| Transfer of Funds | | | |
| From: 288-30094-097 Meals | 1,252.65 | 1,252.65 | 7-0 |
| To: 288-20075-097 Computer Supplies | | | |
| County Highway | | | |
| Transfer of Funds | | | |
| From: 201-30098-061 Services & Charges | 293.29 | 293.29 | 7-0 |
| To: 201-20035-061 Medical Supplies | | | |

**AN ORDINANCE OF THE CLARK COUNTY COUNCIL CONCERNING
SALARY AND WAGES TO BE PAID TO OFFICERS AND EMPLOYEES
FOR CALENDER YEAR 2011
AMENDMENT NO. 2**

| | Requested | Allowed | Vote |
|--|-----------|-----------|------|
| Circuit Court | | | |
| Kristine Ragan Effective 01/01/11 | 42,500.00 | 42,500.00 | 7-0 |
| Deborah Davis-Fetz Effective 02/14/11 | 34,008.00 | 34,008.00 | 7-0 |
| Gelsena Smith Effective 02/14/11 | 34,000.00 | 34,000.00 | 7-0 |
| Clerk | | | |
| New (Category II) | 28,000.00 | Denied | 7-0 |
| New (Category II) | 28,000.00 | Denied | 7-0 |
| New (Category II) | 28,000.00 | Denied | 7-0 |
| Assessor | | | |
| Lisa Goodman Effective 11/22/10 | 28,000.00 | 28,000.00 | N/A |
| Clark County Juvenile Detention Center | | | |
| Lyda Abell Effective 01/01/11 | 48,364.00 | 48,364.00 | N/A |
| Clark County Health Department | | | |
| Ben Foster-Replaces Melanie Mattox Effective 12/06/10 | 36,000.00 | 36,000.00 | N/A |
| Clark County Jail | | | |
| Mark Grube Effective 11/22/10 | 34,575.00 | 34,575.00 | N/A |
| Anthony Mills Effective 11/22/10 | 33,680.00 | 33,680.00 | N/A |
| Dru Avery to Replace Amber Tharp Effective 12/06/10 | 29,806.00 | 29,806.00 | N/A |
| Clark County Community Corrections | | | |
| James Vires Effective 12/06/10 | 25,500.00 | 25,500.00 | N/A |

Clark County Sheriff

Sheriff Daniel Rodden 130,000.00 130,000.00 N/A
Effective 01/01/11

Diane Shahroudi to Replace Connie Kits 30,000.00 30,000.00 N/A
Effective 01/01/11

Kelly Ueding to Replace Diane Shahroudi 30,402.00 30,402.00 N/A
Effective 01/01/11

Morgan Ash to Replace Kelly Ueding 30,401.00 30,401.00 N/A
Effective 01/01/11

Juvenile Detention Project Income

Tracy Boettcher 37,918.00 37,918.00 N/A
Effective 01/01/11

Highway

Brandon Meyer 33,471.00 33,471.00 N/A
Effective 12/20/10

Perry Burk 33,471.00 33,471.00 N/A
Effective 12/26/10

Urban Conservation

Matthew G. Bell 33,000.00 33,000.00 N/A
Effective 01/01/11

Clerk

L. Dobson 28,000.00 28,000.00 N/A
Effective 12/15/10

Carolyn Olson to Replace Nicholas Ludwig 28,000.00 28,000.00 N/A
Effective 12/21/10

Patsy O'Neil to Replace Carolyn Olson 26,000.00 26,000.00 N/A
Effective 12/21/10

Prosecutor

Lonnie T. Cooper 55,000.00 55,000.00 N/A
Effective 01/03/11

Members of the Clark County Council

AYES

NAYS

[Signature]

Andrea Hallett

Kevin Vissing

Perry L. Smith

[Signature]

[Signature]

Day Jett

Attest: R. Monty Snelling

R. Monty Snelling - Clark County Auditor

Approved this 14 day of MARCH, 2011