

VIGO COUNTY COUNCIL
Minutes
Tuesday, May 14, 2019 at 6:00 P.M.
Council Chambers, Vigo County Annex

Pledge of Allegiance

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

Calling of the roll

Present: Lisa Spence-Bunnett, Chris Switzer, David Thompson, Vicki Weger, Mike Morris, Jim Mann, Aaron Loudermilk

Corrections to the Journal of the preceding meeting

a. April 2, 2019

Motion: to accept the minutes, Action: Approved, **Moved by:** Mike Morris, **Seconded by:** Vicki Weger.

Motion passed. (Summary: Yes=6, No=0, Abstain=1)

Yes= Lisa Spence-Bunnett, Chris Switzer, David Thompson, Vicki Weger, Mike Morris, Jim Mann

Abstain= Aaron Loudermilk

Public Comment

Bill Bryan from the Vigo County fair board spoke for support to help maintain the fairground facility.

Joe Shackelford with the Honey Creek Fire Protection District thanked the council for their work on the allocation of public safety tax revenue to fire units.

Those who addressed the Council with their concerns for the new jail are:

Tammy Boland- 2220 S. 19th Street, Terre Haute, IN 47802

Karen Raubuck- 8595 E. Davis Ave Terre Haute, IN 47805

Bob Thompson

Mike Gordon

Jasen Gibbens- 2256 Park Street Terre Haute, IN 47803

Don Hyde

Andre Kummerow- 2129 N. 11th Street Terre Haute, IN 47804

Cathy McGuire

Chase Meehan

Caitlyn (Alex) Cantrell

James Kmetz

Allison Duerte

Charlie Williams- 51 E. Longridge Road Terre Haute, IN 47802

Jack Meeney- 1920 Ohio Street Terre Haute, IN 47803

Communications from elected officials, other officials or agencies of the County

- a. *Additional Appropriation relating to the Vigo County General Revenue Bonds, series 2019 by the Vigo County Capital Improvement Board of Managers for the purpose of funding the construction of the Terre Haute Convention Center.* Brian Bosma, an attorney with Kroger, Gardis & Regas representing the CIB, is working with county commissioners on the bond appropriation for the convention center. He stated the general revenue bonds will be no greater than \$22 million. The interest cost for the bond would decrease if it were a one bond issue for the convention center in lieu of each party involved issuing bonds individually. The commissioners are also requesting the county to appropriate five million dollars in the EDIT fund for the project. The total project cost of \$27 million includes the \$5 million from the EDIT fund.

Reports from standing committees

There were none.

Reports from select committees

a. Annual Budget

- i. *Resolution 2019-07 a Resolution of the County Council of Vigo County, Indiana Approving Inter-local Cooperation Agreement for Joint Financing of Convention Center.* Brian Bosma and other representatives of the Capital Improvement Board discussed the Multi-Party Agreement regarding joint financing of the Terre Haute Convention Center. This resolution is approving an Inter-local Agreement for Joint Financing of Convention Center by the County, the City and its Mayor and the Terre Haute Convention and Visitors Bureau. Amendments to the Inter-local Agreement were proposed (amended agreement attached). **Motion:** to amend Resolution 2019-07 to include on page 9 the County Council, 127 Oak Street, Terre Haute, Indiana 47807 and the Effner Law Firm, 19 South 6th Street Suite 1200, Terre Haute, IN 47807 to the document that was received and also on Exhibit B on page 3 part 3 to include the purpose of the general revenue bonds is to provide funds for the design and construction of the Convention Center and incidental expenses related thereto and cost of issuance of the bonds. It is the intent of the parties that the bond payments are to be paid from annual contributions to the CIB according to the schedule from Vigo County, City of Terre Haute, and the Terre Haute Convention and Visitors Bureau pursuant to this agreement along with tax revenues from the Vigo County Food & Beverage tax, **Action:** Approved, **Moved by:** Jim Mann, **Seconded by:** Vicki Weger. Motion passed unanimously.
Motion: to approve Resolution 2019-07 as amended, **Action:** Approved, **Moved by:** Jim Mann, **Seconded by:** Vicki Weger.
Motion passed unanimously.

- ii. *Ordinance 2019-01 Ordinance of the Vigo County Council Authorizing the Issuance of County General Revenue Bonds for the Purpose of Providing Funds to be*

Applied to the Costs Incurred by the Vigo County Capital Improvement Board of Managers for the Terre Haute Convention Center and Incidental Expenses in Connection Therewith and Costs of the Issuance of the Bonds and Appropriating the Proceeds Thereof and Additional Funds. Brian Bosma discussed the issuance of bonds to pay all or a portion of the costs of the project, capitalized interest, debt service reserve, and any expenses that may occur with the bonds. He also discussed the amendments that were made to Ordinance 2019-01. **Motion:** to amend Ordinance 2019-01 to include the information that has been explained by Brian Bosma, **Action:** Approved, **Moved by:** Jim Mann, **Seconded by:** Mike Morris.

Motion passed unanimously.

Motion: to move Ordinance 2019-01, **Action:** Approved, **Moved by:** Jim Mann, **Seconded by:** Mike Morris.

Motion passed unanimously.

iii. ***Additional Appropriation Ordinance 2019-15.*** Appropriate \$5 million in the EDIT fund in accordance with the Inter-local Agreement. **Motion:** to approve Ordinance 2019-15, **Action:** Approved, **Moved by:** Mike Morris, **Seconded by:** Vicki Weger. Motion passed unanimously.

iv. ***Resolution 2019-08 Final Action on Personal Property Abatement: Personal Property Abatement Verdeco Recycling Midwest.*** Proper public notice was not provided. **Motion:** to table, **Action:** Tabled, **Moved by:** Mike Morris, **Seconded by:** Vicki Weger.

Motion passed unanimously.

b. Budget Adjustment

i. ***Additional Appropriation 2019-13. County General /Sheriff -Vehicles.*** Derek Fell, a representative spoke on the Sheriff's request. The Sheriff is requesting \$12,304.80 to be appropriated to account 1000.44460.000.0005 Vehicles to be used to purchase a replacement vehicle. A 2014 Ford Explorer was totaled in an accident and the insurance settlement was for the same amount. **Motion:** to approve Additional Appropriation Ordinance 2019-03, **Action:** Approved, **Moved by:** David Thompson, **Seconded by:** Lisa Spence-Bunnett.

Motion passed unanimously.

ii. ***Additional Appropriation Ordinance 2019-14 Prosecutor/ Seized Assets- Travel Registration and Contractual Services.*** Robert E. Roberts, Chief Deputy Prosecuting Attorney is requesting an additional appropriation in the amount of \$6,000.00 to Travel and \$3,000.00 to Registration Fees in Seized Assets/ Drug task Force for the annual INIA Drug/Terrorist Interdiction Training Conference. There will be 6 traveling. He is also asking for an additional appropriation in the amount of \$5,000.00 to Contractual Services in Seized Assets/ Drug task Force for cell phone stipends for

detectives. **Motion:** to amend this from County General to Seized Assets Fund,

Action: Approved, **Moved by:** Vicki Weger, **Seconded by:** Mike Morris.

Motion passed. (Yes= 5, No=0, Abstain= 2)

Yes= Lisa Spence-Bunnett, Chris Switzer, Vicki Weger, Mike Morris, Jim Mann

Abstain= David Thompson, Aaron Loudermilk

Motion: to approve Additional Appropriation Ordinance 2019-14, **Action:** Approved,

Moved by: Vicki Weger, **Seconded by:** Mike Morris.

Motion passed. (Yes=5, No=0, Abstain=2)

Yes= Lisa Spence-Bunnett, Chris Switzer, Vicki Weger, Mike Morris, Jim Mann

Abstain= David Thompson, Aaron Loudermilk

c. Personnel

i. Salary Ordinance 2019-09 Courts-Division 1: Reclassify position. John T. Roach,

Judge of Superior Court Division is wanting to appoint another court reporter for

Division 1. He is proposing to eliminate the Bailiff position and create a Court

Reporter/Bailiff position to perform the duties of both positions. **Motion:** to approve

Salary Ordinance 2019-09, **Action:** Approved, **Moved by:** David Thompson,

Seconded by: Lisa Spence-Bunnett.

Motion passed unanimously.

ii. Additional Appropriation Ordinance 2019-12 County General/Courts. An additional

appropriation to fund the increase for the Court Reporter/Bailiff position. **Motion:** to

approve Additional Appropriation 2019-12, **Action:** Approved, **Moved by:** Jim

Mann, **Seconded by:** David Thompson.

Motion passed unanimously.

- d. Public Safety LIT Distribution to Township Units.** When the LIT Public Safety Tax was passed in 2018, it was with the expectation the township units were going to receive the distributions directly but there was a problem with the language in the ordinance and distribution to the township units was not certified by the Department of Local Government. In order for the township units to receive the distributions directly from the county, they would need to make a request and that request would need to meet a core county function, such as economic development. Another option is to adopt a resolution for next year. It would require the units to file a request by July 1, 2019 for distribution in 2020. The typical distributions would be based on the percentage of levy of each fire district or fire department. A handout has been provided to the council with the total distribution. The amount to be distributed would be \$235,796.45. Council President Loudermilk is proposing the run counts for each unit to be considered since he feels it is a more accurate reflection of the operational costs of each unit. The handout includes options of using a combination of runs and levy to determine the allocation amounts. **Motion:** to send to committee, **Action:** Approved, **Moved by:** Jim Mann, **Seconded by:** David Thompson.
- Motion passed unanimously.

- e. **Commissioners: approval of Acquisition of Real Estate for the proposed Vigo County Security Annex per Resolution 2019-03.** County Attorney Mike Wright discussed the document that was prepared with the appraisals which were authorized by the Resolution that the council approved and was received. These appraisals formed the basis of which the County can acquire property. They are choosing to move forward with 22.2 acres formerly known as Stu's Golf Course for the site of the new jail. **Motion:** to approve the request of the Commissioners pursuant to Council Resolution 2019-03 to approve the recommendation of 2900 South State Road 63 also known as 500 West Honey Creek Drive as the site of the new Vigo County Security Annex and the expenditure of \$510,800 for the acquisition of the site, **Action:** Withdrawn, **Moved by:** Vicki Weger, **Seconded by:** Mike Morris. **Motion:** to approve the request of the Commissioners pursuant to Council Resolution 2019-03 to approve the recommendation of 2900 South State Road 63 also known as 500 West Honey Creek Drive as the site of the new Vigo County Security Annex and the expenditure of \$510,830 for the acquisition of the site, **Action:** Approved, **Moved by:** Vicki Weger, **Seconded by:** Mike Morris. Motion passed. (Yes=5, No=2, Abstain=0)
Yes: David Thompson, Vicki Weger, Mike Morris, Jim Mann, Aaron Loudermilk; No: Lisa Spence-Bunnett, Chris Switzer.

Ordinances relating to appropriations

There were none.

Honorary resolutions

There were none.

Resolutions relating to fiscal policies

There were none.

First Reading by summary reference of proposed ordinances and resolutions

President Loudermilk assigned the Requests of Council to committees for further review.

Appointments

There were none.

Adjournment

Motion: to adjourn at 10:34 PM, **Action:** Adjourn, **Moved by:** Vicki Weger, **Seconded by:** David Thompson.

Motion passed unanimously.

MINUTES OF THE VIGO COUNTY COUNCIL

May 14, 2019

Presented to the Vigo County Council, read in full and adopted as written this 13th day of August 2019.

Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Lisa Spence-Bunnett	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Chris Switzer	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	David Thompson	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Vicki Weger	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Mike Morris	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	James R. Mann II	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Aaron Loudermilk, President	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		

Attest:



James W. Bramble
Vigo Auditor

ADDITIONAL APPROPRIATION ORDINANCE 2019-15

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget, now, therefore:

SEC. 1. Be it ordained by the County Council of Vigo County, Indiana, that for the expenses of Edit Fund the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to the laws governing the same.

Edit/ 1112

ADVERTISED




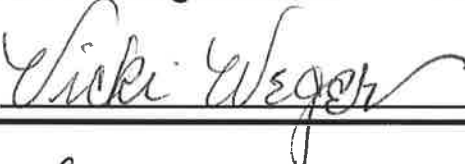

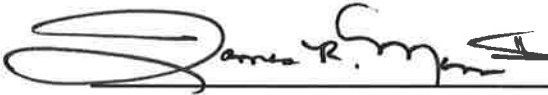

APPROPRIATED

1112.44047.000.0000 Capital Improvement Board Project

\$5,000,000

\$5,000,000

Approved on this 14 th day of May, 2019.

Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Lisa Spence-Bunnett	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Chris Switzer	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	David Thompson	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Vicki Weger	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Mike Morris	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Jim Mann II	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Aaron Loudermilk, President	

Attest:



James W. Bramble

Vigo County Auditor

ADDITIONAL APPROPRIATION ORDINANCE 2019-13

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget, now, therefore:

SEC. 1. Be it ordained by the County Council of Vigo County, Indiana, that for the expenses of County General Fund the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to the laws governing the same.

County General/ Sheriff

1000.44460.000.0005 Vehicles



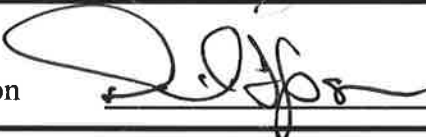
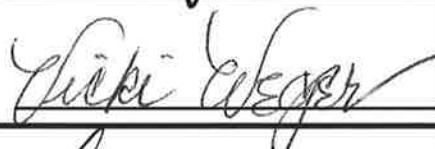

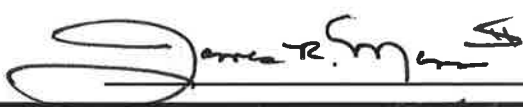

ADVERTISED

APPROPRIATED


\$12,305

\$12,305

Approved on this 14 th day of May, 2019.

Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Lisa Spence-Bunnett	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Chris Switzer	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	David Thompson	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Vicki Weger	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Mike Morris	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Jim Mann II	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Aaron Loudermilk, President	

Attest:


James W. Bramble
Vigo County Auditor




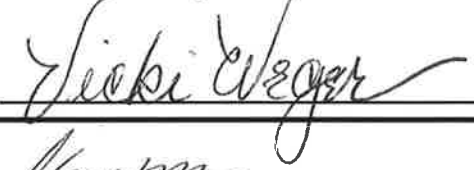

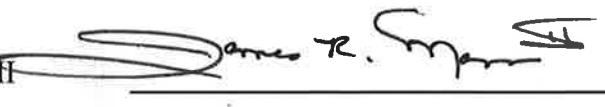

ADDITIONAL APPROPRIATION ORDINANCE 2019-14

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget, now, therefore:

SEC. 1. Be it ordained by the County Council of Vigo County, Indiana, that for the expenses of Seized Assets Fund the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to the laws governing the same.

<u>Seized Assets</u>	<u>ADVERTISED</u>	<u>APPROPRIATED</u>
4967.33300.000.0000 Contractual Services	\$5,000	\$5,000
4967.37200.000.0000 Travel Expenses	\$6,000	\$6,000
4967.37300.000.0000 Registration Fees	\$3,000	\$3,000

Approved on this 14 th day of May, 2019.

Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Lisa Spence-Burnett	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Chris Switzer	
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	Nay <input type="checkbox"/>	Abstain <input checked="" type="checkbox"/>	David Thompson	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Vicki Weger	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Mike Morris	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Jim Mann II	
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	Nay <input type="checkbox"/>	Abstain <input checked="" type="checkbox"/>	Aaron Loudermilk, President	

Attest:


James W. Bramble

Vigo County Auditor

SALARY ORDINANCE 2019-09

SECTION 1. Be it ordained by the County Council of Vigo County, Indiana, that for the salaries of Vigo County Indiana, that for the salaries of the County Government Office Holders and the employees for the year ending December 31, 2019, the following sums of money are hereby appropriated and ordered set apart for the purposes specified, subject to the laws governing the same. Such sums herein appropriated shall be otherwise expressly stipulated for by law provided, however, that disbursements from each appropriated are further limited to the amounts listed for the detailed accounts making up such appropriation unless said accounts are increased or decreased in another ordinance or resolution by the County Council.

SECTION 2. That for the said fiscal year, there is appropriated out of the County General Fund the following:

Courts

REQUESTED

APPROVED

Court Reporter/ Bailiff

- a. Adoption Position
- b. Adopt Job Description
- c. Adopt Job Classification

COMOT D

COMOT D

Bailiff Div 1


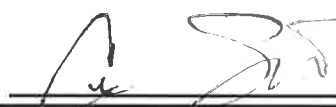
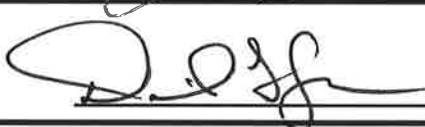
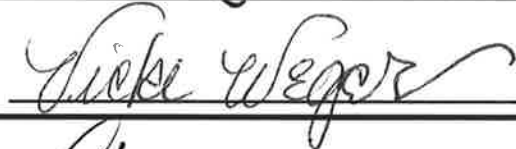

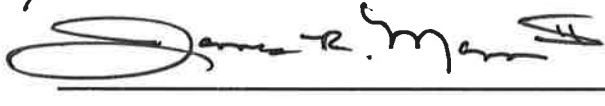

- a. Eliminate Position

COMOT A

COMOT A

SECTION 3. Effective May 15, 2019

Approved on this 14th day of May 2019.

Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Lisa Spence-Bunnett	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Chris Switzer	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	David Thompson	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Vicki Weger	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Mike Morris	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Jim Mann II	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Aaron Loudermilk, President	

Attest:


James W. Bramble

Vigo County Auditor




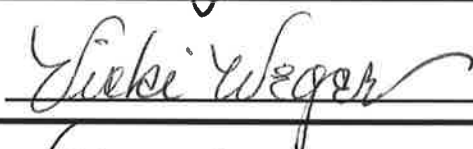

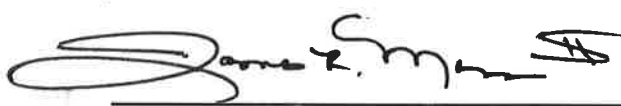

ADDITIONAL APPROPRIATION ORDINANCE 2019-12

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget, now, therefore:

SEC. 1. Be it ordained by the County Council of Vigo County, Indiana, that for the expenses of County General Fund the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to the laws governing the same.

	<u>ADVERTISED</u>	<u>APPROPRIATED</u>
<u>County General/ Courts</u>		
1000.10010.000.0232 Payroll Salaries	\$2,487	\$2,487
1000.15210.000.0232 Social Security/ FICA	\$191	\$ 191
1000.15220.000.0232 PERF	\$354	\$ 354

Approved on this 14th day of May, 2019.

Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Lisa Spence-Burnett	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Chris Switzer	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	David Thompson	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Vicki Weger	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Mike Morris	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Jim Mann II	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Aaron Loudermilk, President	

Attest:


James W. Bramble
Vigo County Auditor