

VIGO COUNTY COUNCIL
Minutes
Tuesday, June 11, 2019 at 6:00 P.M.
Council Chambers, Vigo County Government Center

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. May 14, 2019

Motion: to table, **Action:** Tabled, **Moved by:** Jim Mann, **Seconded by:** Lisa Spence-Bunnett.

Motion passed unanimously.

Public Comment

Those who addressed the Council with their concerns are:

- Donna Williams- 51 E. Longridge Road Terre Haute, Indiana 47802; she questioned the Council if any of them attended the meeting the night of May 23, 2019 at 6:00 pm at the Vigo County Library to listen to the sheriff from Saginaw, Michigan about their new jail plans or watched it lived or watched it since on Mike Esau website.
- Gerri Varner- 25 Hamilton Drive Terre Haute, Indiana 47803; she discussed her concern with the Council having public comment at the beginning of the meeting instead of the end of the meeting after the agenda has been discussed.
- Karen Raubuck- 8595 E. Davis Ave Terre Haute, Indiana 47805; she stated the sheriff from Saginaw, Michigan invited anyone from Vigo County to go to Saginaw, Michigan to view their plans for their new jail.
- Joseph Shackelford- 1958 E. Lexington Drive Terre Haute, IN 47802; Honey Creek Fire Protection District; thanked the Council Annual Budget Committee and the Council for the hearing on the proposed Public Safety Local Income Tax.
- Amy Edwards- expressed her concerns with the new jail
- Scott Fisher- 7596 E. Fenway Drive Terre Haute, IN 47802; Riley Fire Protection district Board; stated their district agrees with the amount of monies that is to be distributed among all the fire protection districts and fire departments.

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

Councilwoman Bunnett asked about the Crowe data with the estimated local income tax revenue and the estimated costs including debt service and asked how this money is allocated. She also handed out a summary about the County Council responsibilities for financial actions of the county government and the financials of the jail project.

Reports from standing committees

There were none.

Reports from select committees

There were none.

Ordinances relating to appropriations

Annual Budget

a. Annual Budget

i. Old Business

- a. **Resolution 2019-08 Final Action on Personal Property Abatement: ROC 19-022 Verdeco Recycling Midwest, Inc.** - Darwinson Valdez, Attorney, representing Verdeco Recycling Midwest, Inc., stated they are estimating an equipment purchase in their facility of \$4.88 million with an assessed value of \$1.7 million and are requesting a 10 year tax abatement. They would need this abatement to continue operation and to maintain the employees for this facility. **Motion:** move Resolution 2019-08 Personal Property Abatement, **Action:** Approved, **Moved by:** Jim Mann, **Seconded by:** Lisa Spence-Bunnett.
Motion passed. (Summary: Yes=4, No=3, Abstain=0)
Yes=Lisa Spence-Bunnett, Chris Switzer, Vicki Weger, Jim Mann
No= David Thompson, Mike Morris, Aaron Loudermilk

ii. New Business

- a. **Additional Appropriation Ordinance 2019-19: ROC 2019-034 Auditor LIT Dedicated to PSAP** - County Auditor James Bramble is requesting an appropriation in the LIT PSAP Fund for the 2019 annual budget for E911 Dispatch. This would allow for a reduction of appropriations in the County General fund. **Motion:** table Additional Appropriation Ordinance 2019-19, **Action:** Tabled, **Moved by:** Jim Mann, **Seconded by:** Lisa Spence-Bunnett.
Motion passed. (Summary: Yes= 5, No=2, Abstain=0)
Yes= Lisa Spence-Bunnett, Chris Switzer, David Thompson, Jim Mann, Aaron Loudermilk
No= Vicki Weger, Mike Morris
- b. **Ordinance 2019-20: ROC 2019-034 Auditor LIT-Dedicated to PSAP** - Ordinance is dependent on the passage of Additional Appropriation

Ordinance 2019-19 **Motion:** table Ordinance 2019-20, **Action:** Tabled,
Moved by: Vicki Weger, **Seconded by:** Lisa Spence-Bunnett.

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

Yes= Lisa Spence-Bunnett, Chris Switzer, David Thompson, Vicki
Weger, Jim Mann, Aaron Loudermilk

No= Mike Morris

- c. ***Notice of Public Hearing to Taxpayers of Sugar Creek Fire Protection District: ROC 2019-036 New Debt Service Fund.*** - Carol A. Holbert, Treasurer of Sugar Creek Fire Protection District, is requesting approval of the resolution to acknowledge that there is a need to acquire new debt to buy an additional fire engine. This meeting serves as the public hearing and starts the period to allow the taxpayers to remonstrate against the tax. The cost will not exceed an aggregate amount of \$825,000.00. This would not be effective until late 2020 as the existing debt they currently have will expire July 15, 2020. Their anticipation to finance this debt would be 6-15 years. **Motion:** to amend Resolution 2019-11 strike out the sentence, "Said loan is subject to the approval of the Department of Local Government Finance" after hearing from the Council Administrator after receiving an email earlier today, **Action:** Amend, **Moved by:** Jim Mann, **Seconded by:** Vicki Weger.

Motion passed unanimously.

Motion: move Resolution 2019-11 for approval as amended, **Action:** Approved, **Moved by:** Jim Mann, **Seconded by:** Vicki Weger.

Motion passed unanimously.

- d. ***Public Safety LIT: ROC 19-037*** - The annual amount to distribute to fire safety units is \$235,796.45 for the years 2019 and 2020. **Motion:** move that the Council fully adopts the 2019/2020 Public Safety LIT Distribution at a rate of 65% run and 35% levy, **Action:** Approved, **Moved by:** Jim Mann, **Seconded by:** Mike Morris.

Motion passed unanimously.

b. Personnel

- i. ***Salary Ordinance 2019-10: ROC 19-033 County General/ Auditor*** - James Bramble, Auditor, is requesting a full time temporary position for GIS Plat Supervisor. The current GIS Plat Supervisor is retiring in December and the Auditor would like to hire his replacement now to allow for training prior to filling the permanent position. **Motion:** to approve, **Action:** Denied, **Moved by:** Mike Morris, **Seconded by:** Vicki Weger.

Motion Denied. (Summary: Yes=2, No=5, Abstain=0)

Yes= Vicki Weger, Mike Morris

No= Lisa Spence-Bunnett, Chris Switzer, David Thompson, Jim Mann, Aaron
Loudermilk

- ii. ***Additional Appropriation 2019-18: ROC 19-033 County General/ Auditor*** - The appropriation is not necessary with the denial of Salary Ordinance 2019-10.

c. Budget Adjustment

- i. ***Additional Appropriation Ordinance 2019-16: ROC 19-031 Juvenile Courts*** - Deborah Kesler, Chief Juvenile Probation is requesting an additional appropriation of \$8,000 in the travel budget. Juveniles are placed in residential facilities throughout the state to help rehabilitate them. Federal regulations require monthly face to face contact with probationers placed in residential facilities. The original request was to fund out of the Supplemental Juvenile Probation fund but the projected operating balance was not sufficient to fund it. The request was amended to fund out of the County General fund. **Motion:** to approve ROC 19-031, **Action:** Approved, **Moved by:** Vicki Weger, **Seconded by:** Jim Mann.
Motion passed unanimously.

- ii. ***Additional Appropriation Ordinance 2019-17: ROC 19-032 Surveyors Cornerstone*** - Bruce Allen, Surveyor, is requesting an additional appropriation of \$3,000 in the Surveyor's Perpetuation Fund. He is requesting \$1,000 to be appropriated to Repair to Equipment and \$2,000 to be appropriated to Service Agreements. The original budget was used to repair the Leica Viva GS14 Equipment and to provide a warranty for their TX3000 Scanner. **Motion:** to approve, **Action:** Approved, **Moved by:** Mike Morris, **Seconded by:** Vicki Weger.
Motion passed unanimously.

- iii. ***Additional Appropriation Ordinance 2019-20: ROC 19-035 Honey Creek Fire-Special Cumulative Fire*** - Joseph M. Shackelford, Chairman of Honey Creek Fire District Trustees, is requesting an additional appropriation of \$135,000 to purchase new 800 MHZ radios and equipment. The current radios are 15 years old and replacement parts are no longer available. This will replace half of the radios and equipment and the other half will be included in the 2020 budget. **Motion:** to approve, **Action:** Approved, **Moved by:** Mike Morris, **Seconded by:** Vicki Weger.
Motion passed unanimously.

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 8:08 PM, **Action:** Adjourn, **Moved by:** Mike Morris, **Seconded by:** Jim Mann. Motion passed unanimously.

MINUTES OF THE VIGO COUNTY COUNCIL

June 11, 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

**FINAL ACTION BY COUNTY COUNCIL OF
VIGO COUNTY, INDIANA
REGARDING RESOLUTION 2019- 08
(Personal Property)**

WHEREAS, the County Council of Vigo County, Indiana (hereinafter the "County Council") adopted Resolution 2019-08 on the 11 day of June, 2019, and pursuant to Indiana Law has published notice of the adoption and substance of said Resolution including a description of the affected area and notice that a description of the affected area is available for inspection in the office of the Vigo County Assessor and further stating a date on which the County Council would receive and hear remonstrances and objections and take final action and consider the adoption of the waivers; and

WHEREAS, the County Council has conducted the hearing as required by law and has received no remonstrances or objections to designation of the affected area as an economic revitalization area or to approval of the Statement of Benefits; and

WHEREAS, said matter is before the County Council for final action pursuant to Indiana law; and

WHEREAS, the County Council has received and examined, prior to such hearing, a Statement of Benefits on the form prescribed by the Department of Local Government Finance and proper application for designation and has heard all appropriate evidence concerning the proposed project and has found and does find:

1. That the estimate of the cost of the new manufacturing equipment is reasonable for equipment of that type.
2. That the estimate of individuals who will be employed and retained as a result of the installation of the new manufacturing equipment can reasonably be expected from the proposed project.
3. The estimate of annual salaries of those individuals who will be employed can reasonably be expected to result from the proposed installation of the new manufacturing equipment, and the proposed project. That the benefits about which information has been requested can be expected to result from the proposed project and the installation of that equipment.
4. That the benefits can reasonably be expected to result from the proposed installation of new manufacturing equipment, and the proposed project. That the totality of benefits is sufficient to justify the deduction.
5. That all qualifications for establishing an economic revitalization area have been met.

NOW, THEREFORE, for final action on Resolution 2019- 08, the County Council of Vigo County, Indiana, RESOLVES, FINDS AND DETERMINES:

1. That all of the requirements for designation of the real estate described in Resolution 2019-

08 as an Economic Revitalization Area have been met, the foregoing findings are true and that all information required to be submitted has been submitted in proper form.

2. That Resolution 2019- 08 is in all respects confirmed and approved (as modified to incorporate therein this final action) and that the benefits of the proposed redevelopment are sufficient to justify personal property tax abatement over a 10-year deduction period under Indiana statutes for the proposed acquisition of the equipment described in the Statement of Benefits of petitioner and the deduction for the proposed project and acquisition of that equipment and the Statement of Benefits submitted are approved and the County Council authorizes and directs endorsement of said Statement to show such approval and that the real estate described in Resolution 2019- 08 is declared an economic revitalization area for the purposes of personal property tax abatement over a 10-year deduction period pursuant to IC 6-1.1-12.1-17(b) and the following schedule:

YEAR OF DEDUCTION	PERCENTAGE
1st	100%
2nd	90%
3rd	80%
4th	70%
5th	60%
6th	50%
7th	40%
8th	30%
9th	20%
10th	10%
11th and thereafter	0%

3. That the said real estate is hereby designated as an Economic Revitalization Area pursuant to I.C. 6-1.1-12.1-1, *et. seq.* and petitioner is entitled to personal property tax deduction over a 10-year deduction period in connection with the proposed acquisition of the new manufacturing equipment.

4. That said Resolution supplements any other designation of the real estate as an Economic Revitalization Area or other similar designation.

5. That this Final Action, findings and confirmation of Resolution 2019- 08 shall be incorporated in and be a part of Resolution 2019- 08.

Passed in open County Council this 11 day of June, 2019.

VIGO COUNTY COUNCIL


Aaron Loudermilk, President

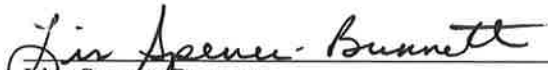

David Thompson


James Mann


Vicki Weger


Mike Morris


Chris Switzer


Lisa Spence-Bunnett

This instrument prepared by William M. Olah, WILKINSON, GOELLER, MODESITT, WILKINSON & DRUMMY, LLP, 333 Ohio Street, Terre Haute, IN 47807; (812) 232-4311

I affirm, under the penalties for perjury, that
I have taken reasonable care to redact each
Social Security Number in this document,
unless required by law.

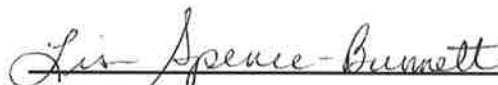
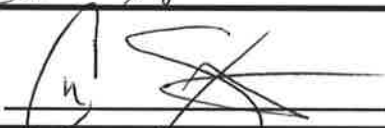

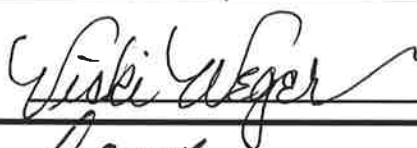
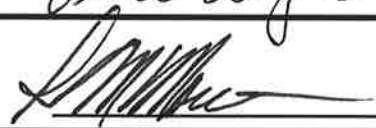
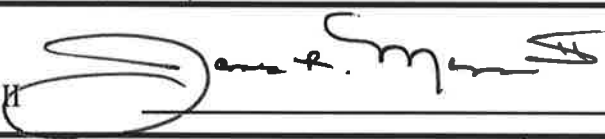

ADDITIONAL APPROPRIATION ORDINANCE 2019-16

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>County General/Juvenile Courts</u>	<u>ADVERTISED</u>	<u>APPROPRIATED</u>
1000.37200.000.0234 Travel Expenses	\$8,000	\$8,000

Approved on this 11 th day of June, 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 H	
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

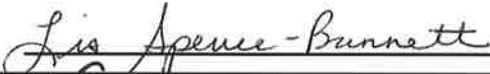

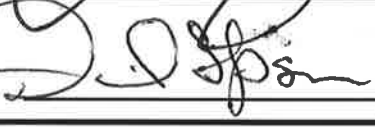
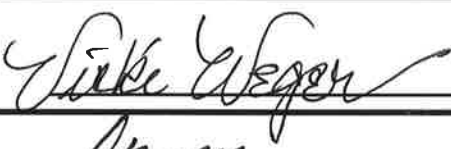

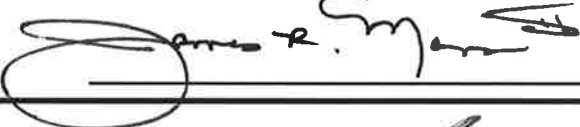

ADDITIONAL APPROPRIATION ORDINANCE 2019-17

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 Surveyor Cornerstone Perpetuation 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>Surveyor Cornerstone Perpetuation</u>	<u>ADVERTISED</u>	<u>APPROPRIATED</u>
1202.35500.000.000 Repair Equipment	\$1,000	\$1,000
1202.39200.000.0000 Service Agreement	\$2,000	\$2,000

Approved on this 11 th day of June, 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 2019-21

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 Honey Creek Fire Protection District 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>HONEY CREEK FIRE PROTECTION DISTRICT</u>		
<u>Cumulative Fire Fund</u>		
Equipment/ Radios	\$135,000	\$135,000

Approved on this 11 th day of June, 2019.

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

Attest:

James W. Bramble
James W. Bramble
Vigo County Auditor

RESOLUTION 2019-11 FOR DETERMINING TO INCUR DEBT

Minutes of the Vigo County Council, as fiscal body for Sugar Creek Fire Protection District, held this 11th day of June 2019.

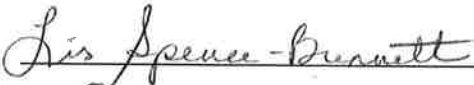
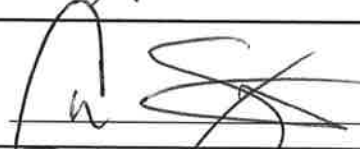
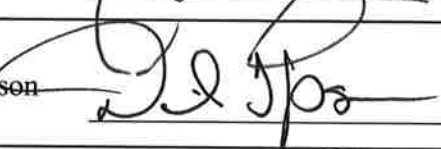
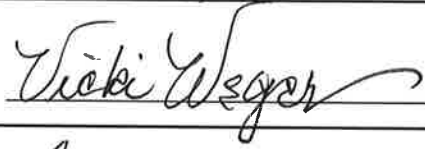
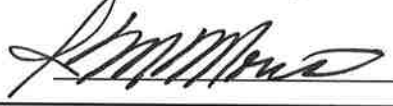
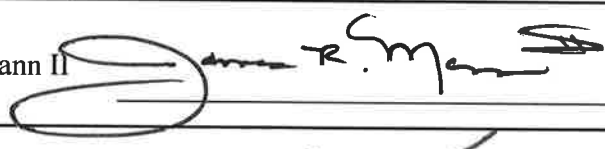
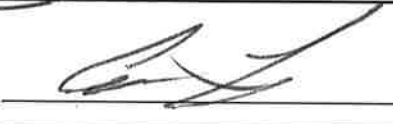
The Vigo County Council as fiscal body for Sugar Creek Fire Protection District, met at 6:00p.m., pursuant to Notice of Public Hearing on incurring indebtedness with all members present. The meeting was called to order by Council President. The Notice to Taxpayers was read, which stated the purpose of the meeting. The Vigo County Council, as fiscal body for Sugar Creek Fire Protection District, found that a need exists to incur a loan/lease in the amount of \$825,000 by the fire protection district to purchase fire equipment, and proper notice having been given by publication the following resolution was presented:

BE IT RESOLVED by the Vigo County Council, as fiscal body for Sugar Creek Fire Protection District, that a need now exists for incurring a loan/lease in the amount not to exceed \$825,000 for the purchase of fire equipment pursuant to IC 36-8-13-6 and IC 36-8-11-26.

BE IT FURTHER RESOLVED that the Sugar Creek Fire Protection District Board will adhere to the provisions of IC 36-8-13-6 and IC 36-8-11-26. Loan/lease repayment may be levied outside the present maximum levy limitations for a period from 1 to 15 years. Repayment will be levied beginning with taxes payable in the year 2020.

~~Said loan is subject to the approval of the Department of Local Government Finance.~~ Duly adopted by the following vote of the members of said District Board.

Presented to the Vigo County Council, read in full and adopted this 11th day of June 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