

VIGO COUNTY COUNCIL
Minutes
Tuesday, February 9, 2021 at 5:00 P.M.
Council Chambers, Vigo County Annex

Pledge of Allegiance

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

Calling of the roll

Present: Brenda Wilson, Travis Norris, Marie Theisz, Don Morris, Vicki Weger, David Thompson, Aaron Loudermilk.

Approval of Minutes

December 8, 2020

President Loudermilk raised the question of who should sign these minutes since there were several new members of the Council who were not present at that meeting. Council Attorney Robert Effner responded that if the new members had any questions about the minutes that they should feel free to ask and that they could go ahead and approve/sign the minutes. There were no corrections to the minutes. David Thompson made a motion to approve the minutes. Vicki Weger seconded the motion. Upon a roll call vote, the motion passed with a vote of 7-0.

January 5, 2021

There were no corrections to the minutes. David Thompson made a motion to approve the minutes. Don Morris seconded the motion. Upon a roll call vote, the motion passed with a vote of 7-0.

Public Comments

Art Fuller, Executive Director and Corporate Achievement Project Director, with Hamilton Center, was present to talk to the Council about a new federal grant program Hamilton Center has received and how it can best help Vigo County. He was accompanied by several team members who also spoke. An in-depth presentation was given regarding the Certified Community Behavioral Health Clinic. These services are available for both children and adults in the community. They are trying to act as a central hub to coordinate care for everyone for whatever the need happens to be. They are working on ways to get the word out to the community. They can be reached by calling 1-800-742-0787 twenty-four hours a day.

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

President Loudermilk stated that there were some concerns with the Council rules adopted in January. Council Attorney Robert Effner stated that these are changes that were brought about based upon the rules for a Sunshine meeting. The proposed changes are set forth to assure compliance with the Open Door Law and the requirement for

publication ten days prior to a public hearing regarding an appropriation ordinance. In order to allow discussion, particularly in regard to appropriation ordinances, ten days before, since they will be discussed at the Sunshine Meeting, it is being asked that the request be filed fifteen days prior to the Sunshine Meeting. The other changes just follow the same line of thinking in order to accomplish that. Don Morris made a motion to amend Council Rule 7 of the Council Rules. Travis Norris seconded the motion. Upon a roll call vote of 7-0 the motion unanimously passed. President Loudermilk then asked for proposed amended language to Rule 7. There was a short discussion among the Council and the Council Attorney about how to accomplish the amendments. Don Morris made a motion to approve amended Rule 7. There was additional discussion with Mr. Effner advising it might be better to amend Rule 12 first. Don Morris made a motion to amend Rule 12 pursuant to the amendment to Rules of February 9, 2021. It was necessary to withdraw the open motion on the floor. Mr. Morris withdrew his motion to approve amended Rule 7. Mr. Morris then made a motion to amend Rule 12 as set forth in the Amendment to Rules dated February 9, 2021. Brenda Wilson seconded the motion. Upon a roll call vote of 7-0, the motion was unanimously approved. Travis Norris made a motion to amend Rule 7 as presented to full Council tonight. Don Morris seconded the motion. Upon a roll call vote of 7-0, the motion was unanimously approved.

Councilwoman Theisz asked to take a moment to recognize the service and impact of John Robert "Bobby" Turner after his recent passing. His service began in the 1970's and continued into the 1990's. He took a break to tend to other matters but returned in 2010, eventually receiving the rank of captain and served until his final days. She wanted to thank Captain Turner for his years of service, his family, and the Otter Creek Fire Department for their wonderful tribute.

Reports from standing committees

There were none.

Reports from select committees

There were none.

Ordinances relating to appropriations

i. Salary Ordinance 2021-01; ROC 2021-002 Prosecutor

This matter was tabled until the March 9 meeting.

ii. Salary Ordinance 2021-02; ROC 2021-004 Auditor

This matter was tabled at the request of the Auditor.

iii. Additional Appropriation Ordinance 2021-01: ROC 2020-003 E-Share Asset Forfeiture

Sheriff John Plasse withdrew this request after the Sunshine Meeting..

iv. Additional Appropriation Ordinance 2021-02; ROC 2021-005 County General Fund

This concerns the remaining monies of the CARES Act Fund. Auditor James Bramble stated that the final number that has been determined after posting all the COVID-related expenses is \$2,690,695. Brenda Wilson made a motion to approve the COVID relief appropriation in the amended amount of \$2,690,695 as presented by the Auditor. Robert Effner stated that it would be better to amend the appropriation first. Travis Norris made a motion to amend the Additional Appropriation Ordinance 2021-02 to \$2,690,695. Vicki Weger seconded the motion. Upon a roll call vote of 7-0, the motion unanimously passed. David Thompson then made a motion to approve the amended Ordinance 2021-02. Vicki Weger seconded the motion. Upon a roll call vote of 7-0, the motion unanimously passed.

**v. Additional Appropriation Ordinance 2021-03; ROC 2021-001
Juvenile Justice Center Non-Reverting Fund**

Norm Loudermilk, Executive Director of the Juvenile Justice Center, handed out some additional updated information. There was additional discussion and questions from various members of the Council. When there were no more questions by Council members, Don Morris made a motion to approve Additional Appropriation Ordinance 2021-03. The motion died for lack of a second. Mr. Loudermilk then raised the question as to how he was going to be allowed to spend the money. This resulted in additional in-depth discussion during which Mr. Loudermilk commented that he had submitted a budget for this fund to the Council during last year's budget meetings but the Council did not set up the budget. Therefore he had to request the Council for any expenditures from this fund. Upon further discussion, Council Administrator Kylissa Miller stated that her notes indicated that the Council had, in fact, approved a budget for this non-reverting fund. Mr. Loudermilk stated that he was unaware of that fact, that no one had told him and if he had known, he would not have made this request and wasted everyone's time. President Loudermilk stated that since potential safety issues have been brought to light, he would still like to get that remedied as quickly as possible. Mr. Loudermilk stated that he would get estimates/information on the wall issue in the Council's hands next week. With the information that a budget is in place, this request will no longer be pursued.

**vi. Additional Appropriation Ordinance 2021-04; ROC 2021-006
Honey Creek Fire Protection District**

This matter was discussed at the Sunshine Meeting and there was no further discussion or questions. Travis Norris made a motion to approve Additional Appropriation Ordinance 2021-04. Vicki Weger seconded the motion. Upon a roll call vote of 7-0, the motion unanimously passed.

**vii. Additional Appropriation Ordinance 2021-05; ROC 2021-004
Auditor**

This matter was tabled at the request of the Auditor.

viii. Reduction of Appropriation Ordinance 2021-01; ROC 2021-002 Prosecutor

This matter was tabled until the March 9 meeting.

ix. Ordinance Establishing Sex & Violent Crime Offender Fees & Fund

This matter was a late submission and will be heard at next month's meeting.

Honorary Resolutions

The final appointments have now been made as follows:

Emergency Management Advisory Council

Brenda Wilson – 1 year term expiring 12/31/21

Pre-Disaster Mitigation Committee

Aaron Loudermilk – 1 year term expiring 12/31/21

Local Emergency Planning Commission

Travis Norris – 1 year term expiring 12/31/21

Building Inspection Advisory Board

Brenda Wilson – 1 year term expiring 12/31/21

Vigo County Fair Board

Travis Norris – 1 year term expiring 12/31/21

Annual Budget Committee

Vicki Weger – Chair

Don Morris

Marie Theisz

Criminal Justice Advisory Committee

David Thompson

Marie Theisz

Aaron Loudermilk

Appointments

There were none.



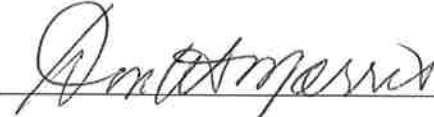
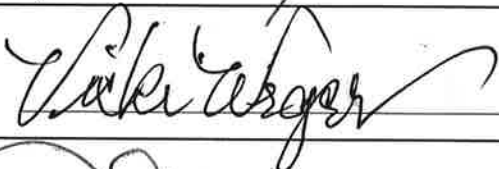


Adjournment

David Thompson made a motion to adjourn the meeting at 6:35 p.m. Brenda Wilson seconded the motion. By a voice vote, the motion was unanimously approved and the meeting was adjourned.

MINUTES OF THE VIGO COUNTY COUNCIL

February 9, 2021

Presented to the Vigo County Council, read in full and adopted as written this 9th day of March, 2021.

Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Travis Norris	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Brenda Wilson	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Marie Theisz	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Don W. Morris	
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"/>	David Thompson	
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

Amendments to the Rules

February 9, 2021

RULE 7

For any resolution or ordinance to be adopted, it must receive the votes of the majority of all members constituting the County Council. Any member may introduce a resolution or an ordinance relating to revenues, appropriations and compensation or matters which may lawfully come before the council. It is introduced when signed by the member and filed with the Secretary. Departmental requests shall be filed with the Secretary and copied to the Council Administrator no later than 12 pm fifteen (15) days prior to the ~~regular~~ ***sunshine*** meeting to be read for the first time by summary reference at the sunshine meeting. Departmental requests must be submitted in writing along with supporting documentation. A representative of the department making the request, preferably the department head, must be present at the appropriate Committee meeting, Sunshine Meeting, and at the Council meeting during which a request is voted upon, in order to review the information provided in the Request to Council and to answer any questions posed by Council members. Any departmental requests filed after the deadline require the approval of the President to be included at the regular meeting. Introduced ***ordinances and*** resolutions may be referred to, or withdrawn from, a committee at any time by the President. All ordinances, resolutions or departmental request of the Council after introduction or filing with the Secretary must be read for the first time by summary reference at a ~~regular or special meeting following its introduction~~ ***sunshine meeting***.

RULE 12

(A) The following is the order of business of the County Council at its *sunshine* meetings:

1. Pledge of Allegiance
2. Calling of the roll
3. First reading by summary reference of proposed ordinances and resolutions
4. Public comment
5. Communications from elected officials, other officials, or agencies of the County
6. Reports from committee(s)
7. Ordinances relating to appropriations
8. Adjournment

(B) The following is the order of business of the County Council at its *regular* meetings:

1. Pledge of Allegiance
2. Calling of the roll
3. Correcting the journal of the preceding meeting if needed
4. Public comment
5. Communications from elected officials, other officials, or agencies of the County
6. Reports from committee(s)
7. Ordinances relating to appropriations
8. Honorary resolutions

9. Resolutions relating to fiscal policies of the Council

10. Appointments

11. Adjournment

Notwithstanding the order of business set forth in these rules, all members of the council, upon request, may be extended by the presiding officer the personal privilege of addressing other members of the council on such matters and concerns such member considers appropriate.

VIGO COUNTY COUNCIL

Important Dates

Filing Deadline - Noon	First Reading (Sunshine Meeting)	Publication Deadline	Final Vote (Regular Meeting)
Monday, January 25, 2021	Tuesday, February 2, 2021	Saturday, January 30, 2021	Tuesday, February 9, 2021
Monday, February 22, 2021	Tuesday, March 2, 2021	Saturday, February 27, 2021	Tuesday, March 9, 2021
Monday, March 22, 2021	Tuesday, April 6, 2021	Friday, March 26, 2021	Tuesday, April 13, 2021
Monday, April 19, 2021	Tuesday, May 4, 2021	Friday, April 23, 2021	Tuesday, May 11, 2021
Monday, May 17, 2021	Tuesday, June 1, 2021	Friday, May 21, 2021	Tuesday, June 8, 2021
Monday, July 19, 2021	Tuesday, August 3, 2021	Friday, July 23, 2021	Tuesday, August 10, 2021
Monday, August 23, 2021	Tuesday, September 7, 2021	Friday, August 27, 2021	Tuesday, September 14, 2021
Monday, September 20, 2021	Tuesday, October 5, 2021	Friday, September 24, 2021	Tuesday, October 12, 2021
Monday, October 18, 2021	Tuesday, November 2, 2021	Friday, October 22, 2021	Tuesday, November 9, 2021

Notes:

- * Elected official or department head making the request must attend the meetings for the first reading and the final vote. If unavailable to attend the meetings, please send a representative.
- * Any requests filed after the deadline will require approval of the President to be included on the agenda of both meetings and the required legal notice.

AMENDED


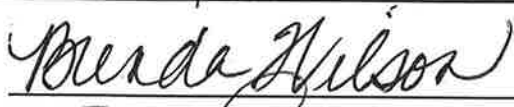

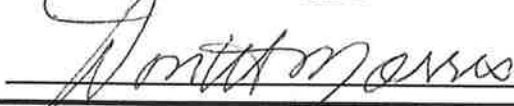
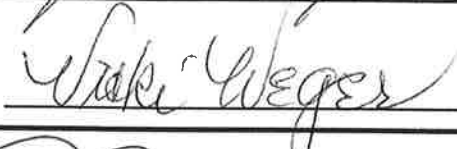


ADDITIONAL APPROPRIATION ORDINANCE 2021-02

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 the 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 Fund/1000</u>		
<u>COVID Relief</u>		
1000.39990.000.9800 COVID-19 Expenses	\$2,720,452	\$ ^{2,690,695} 2,720,452
Total County General Fund	\$2,720,452	\$ 2,720,452 ^{2,690,695}

Approved on this 9th day of February, 2021 .

Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Travis Norris	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Brenda Wilson	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Marie Theisz	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Don W. Morris	
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"/>	David Thompson	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Aaron Loudermilk,	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	President	

Attest:


James W. Bramble
Vigo County Auditor

ADDITIONAL APPROPRIATION ORDINANCE 2021-04

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 the 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.

HONEY CREEK FIRE PROTECTION DISTRICT

Cumulative Fire Fund

Equipt/Defibrillators/CPR Systems & Service Contr

Total Cumulative Fire Fund

ADVERTISED

APPROPRIATED


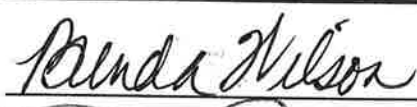

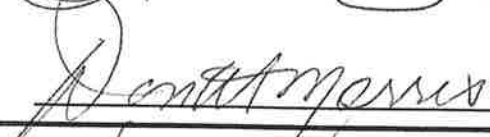
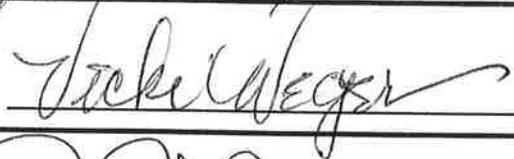
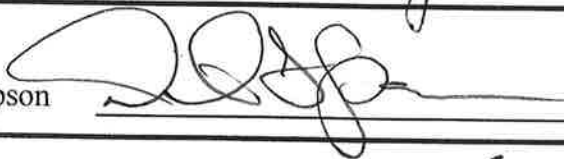

\$230,000

\$230,000


230,000

\$ 230,000

Approved on this 9th day of February, 2021 .

Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Travis Norris	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Brenda Wilson	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Marie Theisz	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Don W. Morris	
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"/>	David Thompson	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Aaron Loudermilk,	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	President	

Attest:


James W. Bramble
Vigo County Auditor

**RESOLUTION FOR ADDITIONAL APPROPRIATION OF FUNDS TO
2021 CUMULATIVE FIREFIGHTING BUILDING AND EQUIPMENT FUND**

(FUND 8691 – SPECIAL CUMULATIVE FIRE)

WHEREAS, on January 18, 2021, in a duly advertised and conducted meeting of the Trustees of the Honey Creek Fire Protection District of Vigo County, Indiana, the Trustees of the District considered the need for an additional appropriation to the 2021 Cumulative Firefighting Building and Equipment Fund for purposes of acquiring six (6) new automated external defibrillators ("AED's") and two (2) new CPR chest suppression systems.

WHEREAS, the efforts of Honey Creek Department of Fire and Rescue Services, Inc. ("HCFD") to secure grant funding for said AED's and chest compression systems were unsuccessful, because HCFD lacks Internal Revenue Code 501(c)(3) tax status.

WHEREAS, the AED's presently being used by HCFD are of an age that they are no longer reliable and cannot easily be repaired, for reasons including that replacement parts are no longer being made for the AED's presently being used by HCFD.

WHEREAS, the Trustees believe it is essential for HCFD to have reliable and effective tools to serve persons experiencing cardiac emergencies.

WHEREAS, six (6) new AED's and two (2) new chest suppression systems can be purchased for \$230,000.00.

WHEREAS, because HCFD was only recently notified that its grant application for the purchase of the AED's and chest compression systems was denied, the Trustees did not contemplate the District's need to purchase the AED's and chest compression systems.

THEREFORE, BE IT RESOLVED by the Honey Creek Fire Protection District of Vigo, County, Indiana to seek an additional appropriation of \$230,000 to the 2021 Cumulative Firefighting Building and Equipment Fund.

BE IT FURTHER RESOLVED that a copy of this resolution will be submitted to the Vigo County Council and the Department of Local Government Finance of the State of Indiana, and that the Vigo County Council will be asked to consider this request for additional appropriation at the Council's February 2, 2021 sunshine meeting and February 9, 2021 regular meeting.

DULY ADOPTED in a public meeting by the following vote of the Trustees of the Honey Creek Fire Protection District of Vigo, County, Indiana, this 18th day of January 2021.

YEA

NAY

Joseph M. Shackelford
Lori A. Fox
AT Daniel V. Hise
Michael Richards

Attest:

Joseph M. Shackelford
Joseph M. Shackelford, Chairman

VIGO COUNTY COUNCIL

2021 Appointments

APPOINTMENT

Outside Appointments

APPOINTMENT	TERM	Appt Date	APPOINTEE	EXPIRATION
Parks & Recreation Board (Republican)	4 Years	1/5/2021	Aaron Gadberry	December 31, 2024
Convention & Visitors Bureau	2 Years	1/5/2021	Allison Morris (R-Hotel)	December 31, 2022
Convention & Visitors Bureau	2 Years	1/5/2021	Linda Lambert (D-Education)	December 31, 2022
Alcoholic Beverage Commission	1 Year	1/5/2021	Bill Bryan	December 31, 2021
Property Tax Assessment Board of Appeals (Republican)	1 Year	1/5/2021	David Phelps	December 31, 2021
Property Tax Assessment Board of Appeals (Democrat)	1 Year	1/5/2021	Carl "Steve" Lynch	December 31, 2021
Vigo County Public Library Board	4 Years	1/5/2021	Daniel Pigg	December 31, 2024
Hamilton Center	4 Years	1/5/2021	Doug Napier	December 31, 2024
Vigo County Economic Development Commission (Nomination)	1 Year			January 31, 2022
Vigo County Redevelopment Commission	1 Year	1/5/2021	Rick Burger	December 31, 2021
Vigo County Redevelopment Commission	1 Year	1/5/2021	Pat Ralston	December 31, 2021

Internal Appointments

Community Corrections Advisory Board	4 Years	1/5/2021	Aaron Loudermilk	December 31, 2024
E911 Advisory Board	1 Year	1/5/2021	Vicki Weger	December 31, 2021
Emergency Management Advisory Council	1 Year	2/9/2021	Brenda Wilson	December 31, 2021
Pre-Disaster Mitigation Committee (Council President)	1 Year	2/9/2021	Aaron Loudermilk	December 31, 2021
Local Emergency Planning Commission	1 Year	2/9/2021	Travis Norris	December 31, 2021
West Central Indiana Economic Development District, Inc	1 Year	1/5/2021	David Thompson	December 31, 2021
Building Inspection Advisory Board	1 Year	2/9/2021	Brenda Wilson	December 31, 2021
Vigo County Fair Board (Council President)	1 Year	2/9/2021	Travis Norris	December 31, 2021
Wabash River Development and Beautification, Inc	1 Year	1/5/2021	Marie Theisz	December 31, 2021
Safe Schools Task Force	2 Years	1/5/2021	Don Morris	December 31, 2022
Council Administrator	1 Year	1/5/2021	Kylissa Miller	December 31, 2021
Council Attorney	1 Year	1/5/2021	Robert Effner	December 31, 2021

VIGO COUNTY COUNCIL 2021 Appointments

Council Committees

Annual Budget Committee

1 Year	2/9/2021	Vicki Weger, Chair	December 31, 2021
1 Year	2/9/2021	Don Morris	December 31, 2021
1 Year	2/9/2021	Marie Theisz	December 31, 2021

Miscellaneous Committees

Criminal Justice Advisory Committee

2/9/2021	Aaron Loudermilk	December 31, 2021
2/9/2021	David Thompson	December 31, 2021
2/9/2021	Marie Theisz	December 31, 2021

Community Strategic Finance Comm. (Commissioner Appt'd)