

**VIGO COUNTY COUNCIL  
MINUTES  
Tuesday, November 12, 2013 AT 5:00 P.M.  
COUNCIL CHAMBERS, VIGO COUNTY ANNEX**

**Pledge of Allegiance**

Council President Bill Thomas called the meeting to order and led the Pledge of Allegiance.

**Calling of the Roll**

**Present:** Mike Morris, Ed Ping, Bill Thomas, Kathy Miller, Tim Curley, Mark Bird.

**Absent/Excused:** Rick Burger.

**Corrections to the journal of the preceding meeting, if needed**

✓ *October 8, 2013*

**Motion:** To approve minutes as published, **Action:** Approve, **Moved by** Mark Bird, **Seconded by** Tim Curley.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Bill Thomas, Ed Ping, Kathy Miller, Mark Bird, Mike Morris, Tim Curley.

**Public Comment**

Ryan Oilar, Council Administrator reported the County Attorney asked that the issue with the Humane Shelter continue to be tabled due to ongoing negotiations.

**Communications from other officials or agencies**

Commissioner Judy Anderson withdrew the Commissioner's request for \$125,000 in Contractual Services for feasibility studies due to pending issues with the Jail. The request may still be considered in the future.

**Reports from standing committees**

***Budget Adjustment Committee***

*Resolution of Re-Allocation of Existing Appropriations 2013-15*

The Alcohol & Drug department requested to transfer \$8,900 from the Block Grant Match account into Group Insurance

**Motion:** To approve, **Action:** Approve, **Moved by** Tim Curley, **Seconded by** Mark Bird.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Bill Thomas, Ed Ping, Kathy Miller, Mark Bird, Mike Morris, Tim Curley.

*Resolution of Re-Allocation of Existing Appropriations 2013-16*

The Purdue Extension office requested to transfer appropriations between accounts totaling \$3,817.

**Motion:** To approve, **Action:** Approve, **Moved by** Mark Bird, **Seconded by** Ed Ping.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Bill Thomas, Ed Ping, Kathy Miller, Mark Bird, Mike Morris, Tim Curley.

*Resolution of Re-Allocation of Existing Appropriations 2013-17*

Group Homes requested to transfer \$1,500 from Building Repair into Food.

**Motion:** To approve, **Action:** Approve, **Moved by** Ed Ping, **Seconded by** Tim Curley.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Bill Thomas, Ed Ping, Kathy Miller, Mark Bird, Mike Morris, Tim Curley.

*Resolution of Re-Allocation of Existing Appropriations 2013-18*

The Treasurer requested to transfer \$1,500 from Other Supplies into Service Agreements (\$1,000) and Mileage (\$500).

**Motion:** To approve, **Action:** Approve, **Moved by** Ed Ping, **Seconded by** Kathy Miller.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Bill Thomas, Ed Ping, Kathy Miller, Mark Bird, Mike Morris, Tim Curley.

*Additional Appropriation 2013-49*

The Courts received a Court Interpreter grant in the amount of \$3,300. It is being requested to appropriate these funds into Legal Services in the Court's County General fund.

**Motion:** To approve, **Action:** Approve, **Moved by** Tim Curley, **Seconded by** Mark Bird.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Bill Thomas, Ed Ping, Kathy Miller, Mark Bird, Mike Morris, Tim Curley.

*Additional Appropriation 2013-50*

Deborah Kesler, Chief Juvenile Probation Officer, requested to appropriate \$5,000 of the Juvenile Block Accountability Grant into Payroll in the Supplemental Juvenile Probation fund.

**Motion:** To approve, **Action:** Approve, **Moved by** Tim Curley, **Seconded by** Ed Ping.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Bill Thomas, Ed Ping, Kathy Miller, Mark Bird, Mike Morris, Tim Curley.

*Additional Appropriation 2013-51*

Rob McMullen, Director, Vigo County 9-1-1, requested an additional appropriation of \$2,519 in the Liability Insurance account in the Vigo County 9-1-1 fund.

**Motion:** To approve, **Action:** Approve, **Moved by** Mark Bird, **Seconded by** Tim Curley.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Bill Thomas, Ed Ping, Kathy Miller, Mark Bird, Mike Morris, Tim Curley.

*Additional Appropriation 2013-52*

The Prosecutor's office requested an additional appropriation of \$2,000 in the Mileage account in the Adult Protective Services department of County General.

**Motion:** To approve, **Action:** Approve, **Moved by** Ed Ping, **Seconded by** Mark Bird.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Bill Thomas, Ed Ping, Kathy Miller, Mark Bird, Mike Morris, Tim Curley.

*Additional Appropriation 2013-53*

Sheriff Greg Ewing requested an additional appropriation of \$65,000 in the Care of Patients & Inmates account in the Jail budget. These funds are needed for the temporary housing of inmates in the Knox County Jail.

**Motion:** To approve, **Action:** Approve, **Moved by** Ed Ping, **Seconded by** Tim Curley.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Bill Thomas, Ed Ping, Kathy Miller, Mark Bird, Mike Morris, Tim Curley.

*Resolution of Re-Allocation of Existing Appropriations 2013-19*

Sheriff Greg Ewing requested to transfer \$23,000 from the Food account into the Care of Patients & Inmates account in the Jail budget. These funds are needed for the temporary housing of inmates in the Knox County Jail.

**Motion:** To approve, **Action:** Approve, **Moved by** Mark Bird, **Seconded by** Tim Curley.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Bill Thomas, Ed Ping, Kathy Miller, Mark Bird, Mike Morris, Tim Curley.

*Additional Appropriation 2013-54*

Sheriff Greg Ewing requested an additional appropriation of \$13,000 for Payroll in the CAGIT fund. It has been determined that there will be a shortage because of time paid out due to the death of one Deputy as well as the retirement of three Deputies.

**Motion:** To approve, **Action:** Approve, **Moved by** Tim Curley, **Seconded by** Ed Ping.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Bill Thomas, Ed Ping, Kathy Miller, Mark Bird, Mike Morris, Tim Curley.

*Additional Appropriation 2013-55*

Sheriff Greg Ewing informed the Council of the amount of overtime accumulated over several years by Merit Deputies. Sheriff Ewing is seeking direction from the Council on how to handle the situation. After much discussion, the Council agreed to pay out all accumulated overtime and that a policy should be discussed between the Sheriff Merit Board, the Commissioners, and the Council to be put into place for 2014 to avoid this issue in the future.

**Motion:** To approve paying out all accumulated overtime and additionally appropriate the total amount of \$257,186 as stated on the ordinance, **Action:** Approve, **Moved by** Mark Bird, **Seconded by** Mike Morris.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).  
**Yes:** Bill Thomas, Ed Ping, Kathy Miller, Mark Bird, Mike Morris, Tim Curley.

*Additional Appropriation 2013-56*

The Council previously approved to increase the pay rate for Process Servers. For that reason, Sheriff Ewing requested an additional appropriation for Payroll in the Sheriff Sale fund in order to fulfill the increased payroll obligation.

**Motion:** To approve, **Action:** Approve, **Moved by** Tim Curley, **Seconded by** Mark Bird.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).  
**Yes:** Bill Thomas, Ed Ping, Kathy Miller, Mark Bird, Mike Morris, Tim Curley.

*Personnel Committee*

*Additional Appropriation 2013-57*

Karen Barnaby, Veteran's Assistance Service Officer, requested the creation of a permanent part-time position. Ms. Barnaby was advised to submit this request to be heard in 2014. However, the Council agreed to an additional appropriation in Payroll and FICA totaling \$600 for extra help for the remainder of 2013.

**Motion:** To approve, **Action:** Approve, **Moved by** Mike Morris, **Seconded by** Tim Curley.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).  
**Yes:** Bill Thomas, Ed Ping, Kathy Miller, Mark Bird, Mike Morris, Tim Curley.

*Additional Appropriation 2013-58*

The Commissioners informed the Council that former employee Gerald Lindsey who held the position of Highway Superintendent, was improperly compensated from 2001 until his retirement in 2013. Since Mr. Lindsey was ineligible to receive PERF contributions, an additional 3% should have been added to his salary. It has been determined that Mr. Lindsey did not receive any PERF contributions nor did he receive an increase in his salary. In order to properly compensate Mr. Lindsey, the Commissioners requested an additional appropriation in the amount of \$15,325 for Payroll in the Highway Department's budget.

**Motion:** To approve, **Action:** Approve, **Moved by** Mark Bird, **Seconded by** Mike Morris.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).  
**Yes:** Bill Thomas, Ed Ping, Kathy Miller, Mark Bird, Mike Morris, Tim Curley.

*Juvenile Probation – Probation Officer salary schedule.*

Deborah Kessler, Chief Juvenile Probation Officer, requested to discuss an issue with the Probation Officer Salary Schedule. A current Juvenile Probation Officer reached the number of years of service in May 2013 required to receive a salary increase due to longevity. The Auditor's office discovered this individual received the increase at the beginning of the year, but should not have received it until his actual anniversary date. Therefore, the employee's pay was reduced to correct the overpayment he had received between January and May. The

Auditor's office explained this was a mistake that was caught and corrected just as it had earlier in the year with an Adult Probation Officer. Ms. Kessler felt this was unfair. Her employees have always received their longevity increase in January regardless of their actual anniversary date. She further explained that the salary schedule amount was the *minimum* salary a probation officer should receive; it can be greater. She asked that the employee be reimbursed what was withheld and if the Council wants to start paying longevity on the actual anniversary date that it is done that way starting in 2014. The Auditor's office added that there are a total of four Probation Officers who reached a longevity level during 2013.

**Motion:** To reimburse Mr. Underwood's and Ms. Minger's salaries retro to the first pay in January 2013, and any other probation officers affected in 2013.

**Action:** Approve, **Moved by** Tim Curley, **Seconded by** Mark Bird.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Bill Thomas, Ed Ping, Kathy Miller, Mark Bird, Mike Morris, Tim Curley.

### ***Special Projects Committee***

#### *Additional Appropriation 2013-59*

Withdrawn by Commissioner Judy Anderson

#### *Resolution 2013-03*

David Crockett, Vigo County Clerk and Secretary of the Vigo County Election Board, requested the Council to approve Vigo County to be designated as a vote center county.

**Motion:** To approve, **Action:** Approve, **Moved by** Mike Morris, **Seconded by** Kathy Miller.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Bill Thomas, Ed Ping, Kathy Miller, Mark Bird, Mike Morris, Tim Curley.

#### *Resolution 2013-04*

The Commissioners requested the Council to consider a resolution for participation in the fuel budgeting program offered through the Indiana Bond Bank for the 2014 budget year.

**Motion:** To approve, **Action:** Approve, **Moved by** Mike Morris, **Seconded by** Tim Curley.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Bill Thomas, Ed Ping, Kathy Miller, Mark Bird, Mike Morris, Tim Curley.

#### *Salary Ordinance 2013-07*

The Council previously approved additional appropriations for the newly created Solid Waste User Fees Fund including Payroll. However, a salary ordinance is required to set the salary for the Director position. The salary for 2013 shall be \$37,682.

**Motion:** To approve, **Action:** Approve, **Moved by** Tim Curley, **Seconded by** Mark Bird.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Bill Thomas, Ed Ping, Kathy Miller, Mark Bird, Mike Morris, Tim Curley.

The Sheriff's Department requested that the Council adopt the amended DROP Program which pertains to the Merit Deputy Retirement Plan. The change in language to continue the Program is required by the IRS.

**Motion:** To suspend the rules, **Action:** Approve, **Moved by** Mark Bird, **Seconded by** Kathy Miller.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Bill Thomas, Ed Ping, Kathy Miller, Mark Bird, Mike Morris, Tim Curley.

**Motion:** To adopt the DROP program, **Action:** Approve, **Moved by** Mark Bird, **Seconded by** Tim Curley.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Bill Thomas, Ed Ping, Kathy Miller, Mark Bird, Mike Morris, Tim Curley.

**Motion:** To reinstate rules, **Action:** Approve, **Moved by** Mark Bird, **Seconded by** Mike Morris.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Bill Thomas, Ed Ping, Kathy Miller, Mark Bird, Mike Morris, Tim Curley.

#### **Reports from select committees**

There were none.

#### **Ordinances relating to appropriations**

There were none

#### **Honorary resolutions**

There were none.

#### **Resolutions relating to fiscal policies of the Council**

There were none.

#### **First reading by summary reference of proposed ordinances and resolutions**

There were none presented.

#### **Appointments**

There were none.

#### **Adjournment**

**Motion:** To adjourn, **Action:** Adjourn, **Moved by** Tim Curley, **Seconded by** Mark Bird.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Bill Thomas, Ed Ping, Kathy Miller, Mark Bird, Mike Morris, Tim Curley.