



*Meeting  
of the  
Vigo County Council  
December 2, 2019*

**VIGO COUNTY COUNCIL**

**December 2, 2019**

**5:00 P.M.**

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# VIGO COUNTY COUNCIL

## Agenda

Monday, December 2, 2019 at 5:00 P.M.

Council Chambers, Vigo County Government Center

1. Pledge of Allegiance
2. Calling of the roll
3. Corrections to the journal of the preceding meeting, if needed
  - a. November 12, 2019
4. Public comment
5. Communications from elected officials, other officials, or agencies of the County.
6. Reports from standing committees
7. Reports from select committees
8. Ordinances relating to appropriations
  - a. Budget Adjustment
    - i. Additional Appropriation Ordinance 2019-30: ROC 19-066 Infraction Deferral – Fund #2501 - \$60,000.00
    - ii. Additional Appropriation Ordinance 2019-31: ROC 19-067 Seized Assets – Fund #4967 - \$15,000.00
  - b. First Reading of Additional Appropriation Requests
    - i. Additional Appropriation Ordinance 2019-43: LIT Corr/Rehab Facilities – Fund #1233 - \$4,100,000.00 - Debt Service Reserve
    - ii. Additional Appropriation Ordinance 2019-44: LIT Special Purpose Correctional Facility – Fund #1114 - \$600,000.00 – Debt Service Reserve
    - iii. Additional Appropriation Ordinance 2019-45; LIT Special Purpose (Correctional Facility) – Fund #1114 - \$4,000,000.00 – Project Cost
9. Other Ordinances and Resolutions
10. Honorary resolutions
11. Resolutions relating to fiscal policies of the Council
12. First Reading by summary reference of proposed ordinances and resolutions
13. Appointments
14. Adjournment

## **NOTICE TO TAXPAYERS OF ADDITIONAL APPROPRIATIONS**

Notice is hereby given the taxpayers of Vigo County, Indiana that the proper legal officers of the Vigo County Council will consider the following additional appropriations in excess of the budget for the current year at their regular meeting place in the Vigo County Council Chambers of the Vigo County Annex at 127 Oak Street, Terre Haute, IN 47802 at 5:00 p.m. on Monday, December 2, 2019 and Tuesday, December 3, 2019:

### **ADDITIONAL APPROPRIATION REQUESTS**

LIT Special Purpose (Correctional Facility) - Fund # 1114 - \$4,600,000.00

LIT Corr/Rehab Facilities - Fund # 1233 - \$4,100,000.00

Infraction Deferral - Fund # 2501 - \$60,000.00

Seized Assets – Fund # 4967 - \$15,000.00

Taxpayers appearing at the meeting shall have a right to be heard. The additional appropriations as finally made will be referred to the Department of Local Government Finance (Department). The Department will make a written determination as to the sufficiency of funds to support the appropriations made within fifteen (15) days of receipt of a Certified Copy of the action taken. JAMES BRAMBLE, AUDITOR VIGO COUNTY, INDIANA (Tribune Star – Publish One Time)

**November 21, 2019**

**ADDITIONAL APPROPRIATION ORDINANCE 2019-30**

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 Vigo County Infraction Deferral 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>
<b><u>Infraction Deferral/ 2501</u></b>			
31400	Law Enforcement Grants	\$20,000	
31420	Community Grants	\$25,000	
44510	Equipment New	\$15,000	
<b>TOTAL</b>		<b>\$60,000</b>	<b>\$60,000</b>

*Approved on this 2nd day of December, 2019.*

Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Lisa Spence - Bunnett _____
Aye <input 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 type="checkbox"/>	David Thompson _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Vicki Weger _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Mike Morris _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	James R. Mann II _____
Aye <input 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 2019-31**

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 Vigo County 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>ADVERTISED</u>	<u>APPROPRIATED</u>
<b><u>Seized Assets/ 4967</u></b>			
44510	Equipment New	<u>\$15,000</u>	
<b>TOTAL</b>		<b>\$15,000</b>	<b>\$15,000</b>

*Approved on this 2nd day of December, 2019.*

Aye <input type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Lisa Spence - Bunnett	_____
Aye <input 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 type="checkbox"/>	David Thompson	_____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Vicki Weger	_____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Mike Morris	_____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	James R. Mann II	_____
Aye <input 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 2019-43**

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 Vigo County Local Income Tax Fund - Corr/Rehab Facilities the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to the laws

	<u>ADVERTISED</u>	<u>APPROPRIATED</u>
<b><u>LIT - Corr/Rehab Facilities/1233</u></b>		
Debt Service Reserve	\$4,100,000	
<b>TOTAL LIT -</b>	<b>\$4,100,000</b>	<b>\$4,100,000</b>

*Approved on thi 2nd day of December, 2019.*

Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Lisa Spence - Bunnett _____
Aye <input 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 type="checkbox"/>	David Thomson _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Vicki Weger _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Mike Morris _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	James R. Mann II _____
Aye <input 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 2019-44**

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 Vigo County Local Income Tax Fund - Special Purpose 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

	<u>ADVERTISED</u>	<u>APPROPRIATED</u>
<b><u>LIT - SPECIAL PURPOSE/1114</u></b>		
Debt Service Reserve	\$600,000	
<b>TOTAL LIT</b>	<b>\$600,000</b>	<b>\$600,000</b>

*Approved on this 2nd day of December, 2019.*

Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Lisa Spence - Bunnett _____
Aye <input 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 type="checkbox"/>	David Thomspen _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Vicki Weger _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Mike Morris _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	James R. Mann II _____
Aye <input 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 2019-45**

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 Vigo County Local Income Tax Fund - Special Purpose 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

	<u>ADVERTISED</u>	<u>APPROPRIATED</u>
<b><u>LIT - SPECIAL PURPOSE/1114</u></b>		
Project Cost	\$4,000,000	
<b>TOTAL LIT</b>	<b>\$4,000,000</b>	<b>\$4,000,000</b>

*Approved on this 2nd day of December, 2019.*

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

*Attest:*

\_\_\_\_\_  
James W. Bramble  
Vigo County Auditor



**TERRY R. MODESITT**  
**PROSECUTING ATTORNEY**  
**OF VIGO COUNTY**  
VIGO COUNTY COURT HOUSE  
33 SOUTH THIRD STREET  
TERRE HAUTE, IN 47807  
PHONE (812) 462-3305  
FAX (812) 238-1096



August 28, 2019

To: Vigo County Council

RE: Vigo County Prosecutor's Office Council Request

It is respectfully requested that the following additional appropriations be assigned to a committee at the September Council Meeting to be formally discussed at the October, 2019 Council Meeting.

1. An additional appropriation of \$20,000.00 to Law Enforcement Grants line item, #2501-31400, in Infraction Deferral.
2. An additional appropriation of \$15,000 to Equipment (new) line item, #4967-44510, in Seized Assets.
3. An additional appropriation of \$15,000 to Equipment (new), requiring a new line item be created, in Infraction Deferral.
4. An additional appropriation of \$25,000 to Community Grants line item, #2501-31420, in Infraction Deferral.

Item #1 is our general law enforcement grant line item to meet requests for needed expenses. It is known that the Leads Online subscription will renew in December, 2019. Additional requests for other items of equipment have been submitted. And these funds also go to support investigations.

Items #2 and #3 are requests made for the purchase of Protective Vests for the Drug Task Force and for the Vigo County Prosecutors Office. The anticipated costs of this project is between \$33,000 and \$36,000.

Item #4 is expected to be utilized to assist local programs in need of support such a CODA (\$25,000) and other programs related to the criminal justice system.

Respectfully Submitted,

Robert E. Roberts  
Chief Deputy Prosecuting Attorney  
Vigo County, Indiana

## Wright, Michael

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**From:** Miller, Kylissa  
**Sent:** Thursday, November 21, 2019 8:44 AM  
**To:** Wright, Michael  
**Subject:** For the legal notice  
**Attachments:** Kylissa Miller.vcf

### Infraction Deferral

2501.31400.0000.000	\$20,000
Law Enforcement Grant	
2501.44510.0000.000	\$15,000
Equipment New	
2501.31420.0000.000	\$25,000
Community Grants	
<b>Total Infraction Deferral Fund</b>	<b>\$60,000</b>

### Seized Assets

4967.44510.0000.000	\$15,000
Equipment New	
<b>Total Seized Assets Fund</b>	<b>\$15,000</b>

Kylissa





## THE BOARD OF COMMISSIONERS OF VIGO COUNTY

### *Commissioners*

Brendan Kearns, 1<sup>st</sup> District  
Judith A. Anderson, 2<sup>nd</sup> District  
Brad Anderson, 3<sup>rd</sup> District

650 S. 1<sup>st</sup> Street  
Terre Haute, Indiana 47807  
(812) 462-3367  
Fax: (812) 234-2409

November 21, 2019

James Bramble  
Vigo County Auditor  
127 Oak Street  
Vigo County Annex  
Terre Haute, IN 47807

VIA HAND DELIVERY

RE: REQUEST FOR ADDITIONAL APPROPRIATION AND SPECIAL COUNCIL CALL

Dear Mr. Bramble:

Attached to this request you will find two (2) e-mails from the municipal advisor on the new Vigo County Security Center project. These e-mails are being provided to help explain the need for the additional appropriations and to help form any of the questions the Council may have.

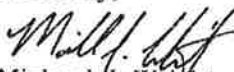
Based on a conversation with Council President Loudermilk, I believe the Council would be available on December 2<sup>nd</sup> & 3<sup>rd</sup>, 2019 at 5:00 p.m.

Please publish a notice of additional appropriation for the following amounts:

- \$4,600,000.00 out of LIT Special Purpose Rate (Correctional Facility) - Fund 1114;
- \$4,100,000.00 out of LIT Corr/Rehab Facilities - Fund 1233;
- \$60,000.00 out of Infraction Deferral - Fund # 2501;
- \$15,000.00 out of Seized Assets - Fund # 4967.

Please let me know if you have any questions.

Sincerely,

  
Michael J. Wright

cc.  
Aaron Loudermilk  
Kylissa Miller  
Bob Effner

Enclosure - 2 e-mails from Crowe, LLP and e-mail from Kylissa Miller

## Wright, Michael

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**From:** Frierson, Herschel <herschel.frierson@crowe.com>  
**Sent:** Friday, November 15, 2019 3:07 PM  
**To:** York-Allen, Tammy; Wright, Michael  
**Cc:** Berry, Tim; Zakowski, Becca  
**Subject:** Jail Bonds - Additional Appropriation

### WARNING

This email originated from outside of the Vigo County Government organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Vigo County IT Dept.

Michael and Tammy,

As we continue to work on the final structure for the Jail Bond we have received two bids to provide for a "Springing Surety". A "Springing Surety" is where the debt service reserve fund is fully funded at closing and the funds within the debt service reserve fund is released after the building is complete (December 2021). The County will need to have a fully funded debt service reserve (One Year of Maximum Debt Service – approximately \$4.4 million) during the construction of the jail either through bond proceeds or cash on hand. The County has the ability to use cash on hand from the expenditure rate (Correctional Facility - .20%) and a portion of the Special Purpose Rate (Correctional Facility - .25%). If the County uses cash on hand it avoids bonding for an additional \$4.4 million and paying interest on that over the life of the bonds. We will need an additional appropriation with this approach before we sell the bonds.

Lastly, the County will also need an additional appropriation of \$4 million dollars from the Special Purpose Rate (Correctional Facility – .25%) cash on hand as previously discussed to deposit into the project fund.

Thanks

Herschel Frierson | Managing Director  
Crowe LLP  
Office: 317.269.2377 | Mobile: 317.502.7037  
E-Mail: [Herschel.Frierson@crowe.com](mailto:Herschel.Frierson@crowe.com)  
Website: [www.crowe.com](http://www.crowe.com)



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## Wright, Michael

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**From:** Zakowski, Becca <Rebecca.Zakowski@crowe.com>  
**Sent:** Monday, November 18, 2019 9:29 AM  
**To:** Wright, Michael  
**Cc:** Berry, Tim; Frierson, Herschel  
**Subject:** Additional Appropriations

### WARNING

This email originated from outside of the Vigo County Government organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Vigo County IT Dept.

Michael,

The County will need to make the following additional appropriations for the jail financing in relation to our discussions on the springing surety and issuer contribution

\$4,000,000 from the 0.25% Special Purpose Rate to the Project Fund  
\$4,100,000 from the 0.20% Correctional and Rehabilitations Facilities Rate to the Debt Service Reserve Fund  
\$600,000 from the 0.25% Special Purpose Rate to the Debt Service Reserve Fund

Please let us know if you have any questions

Thank you,  
Becca

Becca C. Zakowski  
Crowe LLP  
135 N. Pennsylvania Street, Suite 200  
Indianapolis, Indiana 46204  
Direct Dial: 317-689-5506 | Cell: 574-514-8843  
[Rebecca.zakowski@crowe.com](mailto:Rebecca.zakowski@crowe.com)  
[www.crowe.com](http://www.crowe.com)

FORTUNE  
**100**  
BEST  
COMPANIES  
TO WORK FOR  
2019

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