

MARCH 28, 2011

Wabash County Council met in regular session on Monday, March 28, 2011 at the Wabash County Courthouse. Claude Markstahler offered a word of prayer. Chairman James Kaltenmark led the pledge of allegiance and called the meeting to order at 5:00 P.M. with six members present: Kaltenmark, Markstahler, Jeff Dawes, Ted Little, Daryl Evans and Randy Curless. The proceedings of the meeting were recorded by Wabash County Auditor Jane Ridgeway.

The first order of business was to review the minutes of the February 28, 2011 meeting. Curless made a motion to approve the minutes as presented; his motion was seconded by Little and passed by a 6-0 vote.

Bill Konyha, Executive Director of Wabash County EDG, stated the Public Hearing for Proposed Economic Revitalization Area was not advertised in time to be held today. Konyha stated he will present County Tax Abatement Committee minutes at the public hearing next month.

The next order of business was to address the Additional Appropriation requests as advertised:

ADDITIONAL APPROPRIATIONS ORDINANCE 2011 NO III

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 Wabash County Council of Wabash County, Indiana, that for the expenses of the taxing unit 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:

	Amount Requested	Amount Appropriated	AYE	NAY
<u>COUNTY GENERAL FUND # 0001</u>				
<u>SURVEYOR # 0001-0006</u>				
0001-0006-03-431-065 Other Services and Charges				
- Leases/Service Contracts	\$ 2,000	\$ 2,000	6	0

Lease agreement for new copier was signed August 2010, after the 2011 budgets were submitted. Rates per month will vary on the monthly use and the number of colored copies printed.

Surveyor Cheri Slee stated the monthly cost is \$111 but with the print-out requests this amount always goes over. Markstahler made a motion to approve; his motion was seconded by Curless and passed by a 6-0 vote.

CUMULATIVE BRIDGE FUND # 0003

0003-0000-04-447-084 Capital Outlay - Bridge Noble 67	\$ 24,000	\$ 24,000	6	0
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Noble 67 is an old laid up stone wall with a flat stone top structure located on CR 150 W just south of 400 S. This structure is also just south of the Noble township south fire station. The road is one lane due to a partial failure of the structure. It has been recommended to replace this box with an arched culvert pipe. The size of the culvert that would be required to replace this box is 81" span X 59" rise X 55' long. The amount requested is for purchasing the culvert pipe as well as removal of the current structure, the installation of the new culvert pipe and for the repair of the road with asphalt.

Highway Superintendant John Martin stated the mortar on the old joints has failed and the structure is partially fallen. Markstahler made a motion to approve request; his motion was seconded by Dawes and passed by a 6-0 vote.

COUNTY HEALTH FUND # 0010

0010-0000-03-436-062 Other Services and Charges				
– Equipment Repair	\$ 3,500	\$ 3,500	6	0

Mr. Mark Christy of Datamark Development Greencastle, IN has been a vendor at Vital Records Conferences for many years. His program is WinRecords; a software program developed on Microsoft Windows Platform. Health would like to purchase the claims and payroll module. This module is used by several counties and comes with great approval. Health is asking for the full \$3,500 additional as we need to replace or repair other equipment throughout the year.

Dr. J. Dean Gifford, County Health Officer, stated the Lotus Software is no longer supported which is used to maintain the records for the environmental food records. There is no State module for environmental food at the present time. Little made a motion to approve request; his motion was seconded by Evans and passed by a 6-0 vote.

WABASH COUNTY POLICE PENSION FUND # 0022

0022-0000-01-413-074 Personal Services – Sheriff’s Pension Fund				
– January & February, 2011	\$ 3,358	\$ 3,358	6	0

Civil Process Collections for the months of January & February 2011: Clerk’s Office civil process collections - \$2,145; Sheriff’s Department civil process collections - \$13; Sheriff Sale Proceed for January & February - \$1,200.

Little made a motion to approve the request; his motion was seconded by Curless and passed by a 6-0 vote.

RAINY DAY FUND # 0148

0148-0000-01-412-013 Personal Services – Accrued/Unused Employee Benefits				
– B.J. Cantrell	\$ 2,966	\$ 2,966	6	0
0148-0000-01-413-071 Personal Services				
– Social Security – B.J. Cantrell	\$ 227	\$ 227	6	0

This request is to cover the financial impact of Security Officer B.J. Cantrell’s unused benefits payout following his retirement.

Dawes made a motion to approve request; his motion was seconded by Evans and passed by a 6-0 vote.

This was presented to the Wabash County Council, read in full and adopted on the 28th of March 2011, by the above aye and nay vote.

Elaine Martin, Wabash County Clerk of the Courts, requested permission to establish a second first deputy position per I. C. 36-2-16-9. After much discussion, Markstahler made a motion to approve request; his motion was seconded by Evans and passed by a 5-1 vote. Little opposed.

The next order of business was to address Transfer Requests:

**TRANSFER RESOLUTION
NO. 2011-4**

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 Wabash County Council of Wabash County, Indiana, that for the expense of said county government and its institutions for the year ending December 31, 2011 the following additional sums of money are hereby transferred and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same:

		Amount Requested	Amount Appropriated	AYE	NAY
WABASH COUNTY GENERAL FUND –COUNTY ELECTION BOARD					
DECREASE:					
0001-0018-02-422-013	Election Supplies	\$500.00	\$500.00	6	0
0001-0018-03-436-062	Voting Machine Repairs	\$300.00	\$300.00	6	0

SEC. 2 WHEREAS, it has been shown that certain existing appropriations now have unobligated balances which will not be needed for the purposes for which appropriated, it is further resolved that the following existing appropriations be reduced in the following amounts:

INCREASE:					
0001-0018-01-412-012	Wages - Clerical/Assistants	\$800.00	\$800.00	6	0

On March 22, 2011, the Wabash County Election Board passed a resolution to employ clerical assistance to carry out the day to day tasks of the County Election Board.

Little made a motion to approve the request; his motion was seconded by Dawes and passed by a 6-0 vote.

This was presented to the Wabash County Council, read in full, and adopted on the 28th day March, 2011, by the above aye and nay vote.

**TRANSFER RESOLUTION
NO. 2011-5
Cash Transfer**

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 Wabash County Council of Wabash County, Indiana, that for the expense of said county government and its institutions for the year ending December 31, 2011 the following additional sums of money are hereby transferred and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same:

		Amount Requested	Amount Appropriated	AYE	NAY
WABASH COUNTY HEALTH FUND					
DECREASE:					
0010-0000-03-436-062	Equipment Repair	\$44.36	\$44.36	6	0

SEC. 2 WHEREAS, it has been shown that certain existing appropriations now have unobligated balances which will not be needed for the purposes for which appropriated, it is further resolved that the following existing appropriations be reduced in the following amounts:

INCREASE:

HEALTH – HOMELAND SECURITY

0146-0000-00-391-000	Equipment Repair	\$44.36	\$44.36	6	0
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This request is for correction for 2010 accounts.

Markstahler made a motion to approve request; his motion was seconded by Curless and passed by a 6-0 vote.

This was presented to the Wabash County Council, read in full, and adopted on the 28th day March, 2011, by the above aye and nay vote.

TRANSFER RESOLUTION

NO. 2011-6

Cash Transfer

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 Wabash County Council of Wabash County, Indiana, that for the expense of said county government and its institutions for the year ending December 31, 2011 the following additional sums of money are hereby transferred and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same:

	Amount Requested	Amount Appropriated	AYE	NAY
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ADULT PROBATION USER FEE FUND

DECREASE:

0060-0000-05-451-007	\$5,000.00	\$5,000.00	6	0
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SEC. 2 WHEREAS, it has been shown that certain existing appropriations now have unobligated balances which will not be needed for the purposes for which appropriated, it is further resolved that the following existing appropriations be reduced in the following amounts:

COUNTY GENERAL – WABASH COUNTY PROBATION DEPARTMENT

INCREASE:

0001-000-00-391-000	\$5,000.00	\$5,000.00	6	0
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This Officer would respectfully request that this Council approve the transfer of \$5,000 from Adult Probation User Fee to allow the Wabash County Probation Department to purchase a new server, appropriate back-up and labor. The existing server is approximately nine (9) years of age and recently experienced a “critical fault.”

Curless made a motion to approve request; his motion was seconded by Dawes and passed by a 6-0 vote.

This was presented to the Wabash County Council, read in full, and adopted on the 28th day March, 2011, by the above aye and nay vote.

Steve Johnson, Executive Director of Wabash County Solid Waste District presented the monthly report:

- Special Assessment Fee Statement of Explanation has been prepared to be mailed with the spring tax statements.
- Participation is up 4% over last year at this time
- Televisions are the number one (1) item received
- Discussed materials being shipped: paint 17,000 pounds; fluorescents 9,000 pounds; household batteries 14,000 pounds; electronics 20,000 pounds
- Oil is taken and shipped per DOT requirements
- Drop-off recycling in January was 99.39 tons; February was 88.09 tons
- A Citizens Advisory Committee will continue to look at issues that affect Wabash County. There are two new members on the Advisory Committee; still working on adding more members. Little asked if there was a benefit to placing high school students on the Advisory Board. Johnson stated this is a good idea as well as looking at a student from Manchester College.
- Little requested a monthly financial statement with historical comparison. Johnson presented a current balance sheet to Council. Evans requested a copy be submitted to Auditor Ridgeway prior to the next meeting for Council to review ahead of time.

COUNCIL REVIEWED:

- McCready & Keene, Sheriff's Pension Plan employer amendment: Sheriff Bob Land stated this is still under review with County Attorney Steve Downs. Council requested Commissioners send a letter to McCready & Keene to request a separate itemized billing for services to be paid through the county's claims process rather than deducted from pension funds. Commissioner Barry Eppley stated Commissioners will contact Attorney Downs if necessary.
- February 2011 Auditor and Treasurer Financial Reports
- Annual re-appointment to the Local Alcohol Beverage Commission: Curless made a motion to re-appoint Gary Wood for 2011; his motion was seconded by Dawes and passed by a 6-0 vote.
- Notice of Wabash County PERF Contribution Rate for Calendar Year 2012: Employer contribution will increase to 8.5%.
- IDEM – Notice of Petition and Public Hearing to establish a Regional Sewer District to be known as the Laketon Area Regional Sewer District – April 5, 2011 at 7:00 P.M. Eppley stated this meeting is for the individuals who are in the region. Little stated a letter was received from IDEM that states the county must move forward due to the direct discharge of sewage into the Eel River. Eppley stated IDEM was made aware of this issue due to the fact that Wabash had started the process in the first place. Downs is

corresponding with IDEM on a revised agreement. Ridgeway also reported that Wightman-Petrie was paid for the preliminary engineering report on Friday, April 25th for a total of \$12,000 following the receipt of \$11,520 in grant funds; the \$480 local match was paid from the Wabash County CREDIT Fund.

- Kaltenmark stated LOHUT was last considered in May 2010 and needs to be reconsidered in April or May of 2011. Little stated they need to have hard data – a five or ten year plan showing how this will create a lack of repairs and maintenance of Wabash County roads. Commissioner Brian Hauptert stated this year on chip and seal we will be 200 out of 800 roads behind on our normal maintenance which puts the roads at a 14 year cycle. Then the decision needs to be made on which roads can be covered in asphalt and which ones will be turned to gravel. People need to see what amount of revenue needs to be raised and what happens if we do not raise this amount.
- Purdue held a Webinar featuring Larry DeBoer on Local Government Finance and it is posted on their website for review.
- County Auditor Ridgeway stated our county is listed at being near 50% overfunded by LOIT. Questions have been asked about the certification of the calculations for the over-payments by the State. Ridgeway stated this situation has been presented to the State Legislature but due to the problems at the statehouse nothing has been addressed to date. Council agreed it would benefit the county to be able to use the LOIT stabilization fund for repayment if necessary; but until the State begins to review the Department of Revenue data it is unknown what their recommendation and requirements will be.

No other business, Evans made a motion to adjourn the meeting; his motion was seconded by Little and passed with a 6-0 vote.

The following individuals attended the March 28th Council meeting:

**If any names are spelled incorrectly, we apologize.*

Commissioners: Brian Hauptert and Barry Eppley
Teresa Witkoske

*Approved as written – April 25, 2011