

DECEMBER 5, 2011

Wabash County Council met in regular session on Monday, December 5, 2011 in the Commissioners' Meeting Room at the Wabash County Courthouse. Claude Markstahler offered a word of prayer. James Kaltenmark led the Pledge of Allegiance. Kaltenmark called the meeting to order at 5:00 P.M. with six members present: Kaltenmark, Gary Nose, Jeff Dawes, Ted Little, Markstahler and Daryl Evans. 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 October 24, 2011 meeting. Little made a motion to approve the minutes as presented: his motion was seconded by Nose and passed by a 6-0 vote.

Kaltenmark mentioned a press release supplied by Wabash County Prosecuting Attorney Bill Hartley which stated that as of January 1, 2012 his office will employ Brian Michaud as a Full-Time Chief Deputy Prosecuting Attorney. This position will be funded by the State of Indiana as was the former Part-Time Deputy Prosecutor position which will now be eliminated.

Kaltenmark opened the floor for public comments regarding agenda items. Jim Goodpasture, of rural LaFontaine, commented on recent newspaper articles concerning the removal of test wells located in the proposed Lafontaine TIF area. Goodpasture noted there are seven (7) wells not five (5) at this location. Kaltenmark thanked Goodpasture for attending and stated he would like to discuss this further based on where it appears on the agenda (as an additional appropriation request for funding by the Wabash County Commissioners).

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

ADDITIONAL APPROPRIATIONS ORDINANCE 2011 NO XI

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>Commissioners - #0029</u>				
0001-0029-03-439-087 Other Services and Charges				
- Living Well in Wabash County - COA	\$10,000			Withdrawn
(The organization name was formerly the Council on Aging.)				

Commissioner Scott Givens stated this request will be withdrawn for further review in 2012.

Jail - #0033

0001-0033-03-435-024 Other Services and Charges

– Telephone \$ 9,100 \$ 9,100 6 0

This request is for Community Corrections money to help offset the Jail budget for having them in our building. This amount has been submitted to the General Fund by Community Corrections.

Wabash County Sheriff Bob Land stated these are funds received from Community Corrections Grant Funds by the Sheriff's Department for assistance with the cost of the yearly utilities which were placed in the County General Fund. This request is to appropriate the additional funds received. Little made a motion to approve the request as presented; his motion was seconded by Dawes and passed by a 6-0 vote.

Land stated the Indiana Law Enforcement Academy notified all law enforcement departments in Indiana that due to budget cuts they will only be scheduling three (3) classes in 2012. Land stated he would like to set a hire date of January 1, 2012 and enroll the approved new hire Scott Campbell in the class beginning January 3, 2012. Land stated if they wait to enroll at a later date, it could delay the training by up to nine (9) months. Council unanimously approved the Sheriff's requests.

Land said he has had no further report on the Class D Felony letter discussed by the Council in October. County Coordinator Jim Dils stated County Attorney Steve Downs has drafted a letter and it will be available to be signed at the meeting on January 3, 2012.

Land requested guidance on the leasing of three (3) vehicles for his fleet. Land stated he could save \$1,400 per vehicle if he can proceed before year end and intends to purchase a used 4-wheel vehicle with the remaining funds. Council stated they had approved this in the 2012 Budget and Ridgeway said the DLGF Field Representative has informed her that the County General Fund should have no changes and could be approved by December 25th. Council gave unanimous consent for Land to move forward on the vehicle request.

COUNTY HEALTH FUND #0010

0010-0000-03-431-065 Other Services and Charges

– Contract Services \$ 1,560 Withdrawn

Kathryn Carter-Lower may be off for knee surgery. Shirley Willis will work Vital Records Office. This is to cover the extra expenses for three (3) weeks.

Kathryn Carter-Lower stated this Contract Services request has been withdrawn. An Additional Appropriation Request will be presented in 2012.

0010-0000-03-432-023 Other Services and Charges

– Mileage \$ 500 \$500 6 0

This request is for Lynn Dannacher using her car for inspections, nurse meetings and Jennifer Scott's environmental inspections.

The mileage request is to pay invoices for the remainder of the year. Carter-Lower stated the Health Department has started a new procedure for documenting use of the county vehicle.

0010-0000-03-439-011 Other Services and Charges				
- Education and Training	\$ 320	\$320	6	0

This request is due to a refund of \$150 on 9/11/11 and a refund of \$170 on 10/24/11. Requesting these funds be appropriated back into this fund.

Carter-Lower stated the Education and Training item was a refund and is requesting it be appropriated back into this fund. Markstahler made a motion to approve the requests for a total of \$820; his motion was seconded by Nose and passed by a 6-0 vote.

WABASH COUNTY POLICE PENSION FUND #0022

0022-0000-01-413-074 Personal Services				
- Sheriff's Pension Contributions October 2011	\$ 2,740	\$ 2,740	6	0

Civil Process Collections for the month of October 2011: Clerk's Office civil process collections - \$1,540; Sheriff's Dept. civil process collections - \$0; Sheriff Sale Proceeds for October - \$1,200

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

WABASH COUNTY CEDIT FUND #0121

0121-0000-03-439-140 Other Services and Charges				
- Laketon Regional Sewer District	\$ 1,900	\$ 1,900	6	0

There is (up to) \$1,900 needed for the Archeological Study for the Environmental Pre-application for USDA grant that was not covered by RCAP. This amount was requested by Ken Jones of Wightman-Petrie, Inc. for the Laketon Area Regional Sewer District Board.

0121-0000-03-439-123 Other Services and Charges				
- LaFontaine TIF District	\$ 2,500	\$ 2,500	6	0

This is an additional funding request from Bill Konyha, Executive Director of EDG (Economic Development Group) of Wabash County, to remove the test wells in the LaFontaine Wabash Agri-Business TIF area. This funding will be added to \$12,500 originally allocated for B.T. Project Point to assist with the Mainstreet Capital Investment Residential Rehabilitation and Independent Living Project. This project was completed without needing the county and city share of CEDIT Funds appropriated. The total cost of removing the test wells is \$15,000. These expenses could be recovered by the county through the TIF area future AV growth.

Council discussed the LaFontaine TIF area project. Robert and Carolyn Sue Goodpasture stated they hold a 2006 contract that notes EDG will remove the wells if the then proposed ethanol project was not located in LaFontaine. Since this did not happen they would like the test wells removed so the land can be used. Goodpasture stated there were five (5) test wells and two (2) steel wells installed for the proposed ethanol plant. All wells are capped but are still a hazard. Little made a motion to approve both CEDIT requests: the

archeological study and the test well removal; his motion was seconded by Evans and passed by a 6-0 vote. Kaltenmark requested Commissioner Hauptert look into the total count of the wells for further clarification. Hauptert agreed.

EMA GRANT FUND #0151

0151-1011-04-444-040 Capital Outlay				
– Equipment and Training	\$ 3,624	\$ 3,624	6	0

This is a reimbursement grant through the Indiana Department of Homeland Security for equipment and training for use in the local EMA program. This grant was made possible by exceeding the overall assessment scoring required by the State. The grant should be completed by May 2012.

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

PUBLIC HEALTH PREPAREDNESS GRANT FUND #0190

0196-2012-02-421-047 Supplies			
– Medical Supplies	\$ 705		Withdrawn
0196-2012-03-431-065 Other Services and Charges			
– Contract Services	\$ 1,068		Withdrawn
0196-2012-03-432-023 Other Services and Charges			
– Mileage	\$ 500		Withdrawn
0196-2012-04-444-042 Capital Outlay			
– Equipment	\$ 8,727		Withdrawn

This request is (State Grant Expenditures) for Medical Supplies: paper, cartridges, pens, glucose monitoring kit. Mileage: travel to monthly meetings in Fort Wayne. Contractual Services: Intraset Technologies for IT assistance. Equipment: three (3) Panasonic Toughbook computers for nurses, environmental health and environmental food; two (2) mobile printers and a storage system.

Carter-Lower asked that these requests be withdrawn and be re-submitted for the January 2012 meeting when they can be presented by Wabash County Health Board President Dr. Jeffrey Pyle.

This was presented to the Wabash County Council, read in full and adopted on the 5th of December 2011, by the above aye and nay vote.

The next order of business was to address the following Transfer Requests:
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**TRANSFER RESOLUTION
NO. 2011-17**

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 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
DECREASE:				

WABASH COUNTY MOTOR VEHICLE HIGHWAY

0002-0040-03-436-062 Truck Parts/Maint/Repair	\$4,100.00	\$4,100.00	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:

INCREASE:

WABASH COUNTY MOTOR VEHICLE HIGHWAY

0002-0040-02-422-021 Fuel, Gas, Oil	\$4,100.00	\$4,100.00	6	0
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This amount is being transferred to cover recent invoices for diesel fuel and underground storage tank fees. The account needs this amount to balance for the end of the year.

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

This was presented to the Wabash County Council, read in full, and adopted on the 5th day December, 2011, by the following aye and nay vote:

TRANSFER RESOLUTION
NO. 2011-18

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
DECREASE:				
WABASH COUNTY GENERAL FUND – SUPERIOR COURT				
0001-0036-03-431-033 Pauper – Conflict	\$1,700.00	\$1,700.00	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:

WABASH COUNTY GENERAL FUND – SUPERIOR COURT

0001-0036-02-422-018 Law Books	\$1,700.00	\$1,700.00	6	0
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This request is for a shortfall in Law Books budgeted account.

Dawes made a motion to approve request; his motion was seconded by Evans and passed by a 3-0 vote.

This was presented to the Wabash County Council, read in full, and adopted on the 5th day December, 2011, by the above aye and nay vote.

TRANSFER RESOLUTION
NO. 2011-19

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
DECREASE:				
WABASH COUNTY GENERAL FUND – SUPERIOR COURT				
0001-0036-03-431-032 Pauper Counsel -Transcripts/Depositions	\$1,000	\$1,000	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:				
WABASH COUNTY GENERAL FUND – SUPERIOR COURT				
0001-0036-02-421-011 Office Supplies	\$1,000.00	\$1,000.00	6	0

This request is to cover a shortfall in the office supplies budgeted account.

Markstahler 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 5th day December, 2011, by the above aye and nay vote.

**TRANSFER RESOLUTION
NO. 2011-20**

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
DECREASE:				
WABASH COUNTY GENERAL FUND – SURVEYOR				
0001-0006-02-421-011 Office Supplies	\$400.00	\$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:				
WABASH COUNTY GENERAL FUND – SURVEYOR				
0001-0006-01-412-019 Clerical Hourly	\$400.00	\$300.00	6	0

This request is for additional office hours for December 2011.

Surveyor Cheri Slee stated \$300 will be sufficient. Evans made a motion to approve request up to \$300; his motion was seconded by Little and passed by a 6-0 vote. Little thanked Slee for all of her work as Treasurer of the Laketon Area Regional Sewer District.

This was presented to the Wabash County Council, read in full, and adopted on the 5th day December, 2011, by the above aye and nay vote.

Kaltenmark opened the floor for Public Comments regarding non-agenda concerns. No comments were offered.

Wabash County Auditor Jane Ridgeway stated the DLGF Field Representative informed her that all Wabash County taxing units' 2012 budgets have been reviewed. A few problems have been worked out and things are progressing well. The 1782 Notices should be out before December 25th. There was one reduction in the County Assessor's 2006 Reassessment Fund for a total of \$9,454. The DLGF Field Representative stated if we reduce the 2011 budget by this amount, the State could approve the 2012 Budget. Ridgeway presented Resolution No. 2011-85-11 to reduce the 2006 Reassessment/Reappraisal Fund #0041 appropriations for 2011 by \$9,454. Ridgeway reminded the Council that taxes collections can no longer be receipted into this fund. Collections must now go into the 2017 Reassessment Fund. Evans made a motion to approve Resolution No. 2011-85-11; his motion was seconded by Little and passed by a 6-0 vote.

COUNCIL REVIEWED:

- Ridgeway presented the Proposed 2012 Salary Ordinance. Nose discussed the new Chief Deputy Prosecutor, Prosecutor and Judges' supplemental salary options. Little asked if the 85% probationary salary period at the start of Wabash County employment applies for these positions. County Coordinator Jim Dils stated he does not believe this is applicable due to the fact that these positions are paid by the State. Markstahler said the \$5,000 is not a mandatory amount by the County but is optional. Kaltenmark stated the issue of the Chief Deputy Prosecutor's supplemental salary should be taken under advisement. Markstahler made a motion to approve Salary Ordinance 2011-85-07; an Ordinance Adopting Wabash County Salaries and Wages Schedule and Compensation Policies for 2012; his motion was seconded by Little and passed by a 6-0 vote.
- Auditor and Treasurer October 31, 2011 Financial Reports
- Otis R. Bowen Center Annual Report 2011
- Schedule of Council Meetings for 2012 – Kaltenmark stated all dates correspond with the 2011 meetings except for the civil

unit non-binding reviews which will be held only one (1) day rather than two (2) and Council will hold an organizational meeting to elect chair and vice-chair as well board appoints on January 3rd. Markstahler made a motion to approve schedule as presented; his motion was seconded by Dawes and passed by a 6-0 vote.

- Confirmation of Council Members contact information for publications.
- Noted the final Judicial Center bond payment will be paid at the end of this month. Kaltenmark stated an official ceremony should be held for the burning/shredding of the bond.

Kaltenmark extended his appreciation for all the time and hard work provided by Wabash County Auditor Jane Ridgeway.

Evans made a motion to adjourn the meeting and passed by a 6-0 vote.

The following individuals attended the December 5th Council meeting:

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

Commissioners: Barry Eppley, Brian Haupert and Scott Givens

Robert and Carolyn Goodpasture

Sheriff Bob Land

EMA Director Bob Brown

Surveyor Cheri Slee

Kathryn Carter-Lower

Highway Superintendent John Martin

Approved as written – January 23, 2012