

WABASH COUNTY COUNCIL MEETING

The Wabash County Council met in session on Monday, February 23, 2015 in the Commissioner’s Meeting Room of the Wabash County Courthouse. Chairman Mike Ridenour called the meeting to order at 5:00 P.M. Seven Council members were present: Ridenour, Kyle Bowman, Randy Curless, Jeff Dawes, Matt Dillon, Claude Markstahler, and Bill Ruppel. Markstahler opened with a word of prayer and Ridenour led in the pledge of allegiance. The proceedings of the meeting were recorded by the County Auditor’s office.

The first order of business was to review the minutes of the January 26, 2015 meeting. Ruppel made a motion to approve the minutes. Dillon seconded the motion; it passed by a vote of 7/0.

Ridenour asked for public comments regarding the meeting agenda. There were no comments.

The next order of business was to address the Additional Appropriation requests: Probation Officer Trisha Hanes and Clerk of the Courts Elaine Martin, and Chief Probation Officer Sara Lochner were present to explain the requests.

ADDITIONAL APPROPRIATIONS
ORDINANCE #2015-85-02

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 Wabash County Council of Wabash County, Indiana, that for the expense of said county government and its institutions for the year ending December 31, 2014 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:

DRUG FREE COMMUNITY FUND/Aaction Fund - #1148

	<u>Amount</u> <u>Requested</u>	<u>Amount</u> <u>Appropriated</u>	AYE	NAY
Other Services & Charges-Prevention & Education	\$15,075.00	\$ 12,400.00	7	0
Other Services & Charges-Treatment & Intervention	8,600.00	7,400.00	7	0
Other Services & Charges-Justice	<u>10,500.00</u>	<u>9,600.00</u>	7	0
TOTAL FOR FUND:	\$34,175.00	\$ 29,400.00		

Explanation per Tricia Hanes, Probation Officer: This is the 2015 budgeted funds summary designated by the Wabash County Aaction Group (Against Alcohol, Controlled Substances, & Tobacco in our Neighborhoods) to various community organizations. The money is generated from court offenses.

Dillon made a motion to approve the appropriation as presented. Dawes seconded the motion and it passed by a 7/0 vote.

CLERK'S RECORD PERPETUATION FUND - #1119

	<u>Amount Requested</u>	<u>Amount Appropriated</u>	AYE	NAY
Capital Outlay-Office Equipment #1119-40420	\$7,000.00	\$7,000.00	7	0

Explanation per Elaine Martin: Currently have \$40,000.00 in Clerk's Perpetuation Fund. This fund can be used for preservation of records, improvement of record keeping systems and equipment, and case management systems. The Microfilm reader that was purchased in January 2003 is broken and no longer usable. The purchase price for a new reader is \$8,215.00. I had requested an additional appropriation of \$5,000.00 for this purchase in October 2014 which was approved, but not spent at that time.

Dawes made a motion to approve the request. Curless seconded the motion and it passed by a 7/0 vote.

ADULT PROBATION USER FEES FUND - #2100

	<u>Amount Requested</u>	<u>Amount Appropriated</u>	AYE	NAY
Intervention Supplies #2100-30010	\$2,000.00	\$2,000.00	6	1
Treatment Assistance #2100-30005	\$2,000.00	\$2,000.00	6	1

Explanation per Sara Lochner: Intervention supplies will be a new line item in the budget to pay for supplemental cognitive behavioral treatment materials which will assist officers in the use of EPICS-based case management of offenders and provide additional treatment dosage to offenders outside of the standard treatment environment. Treatment assistance will be a new line item to pay for treatment expenses incurred by Probationers who are ordered to participate in treatment by the Court but are unable to pay to begin immediate treatment. The Probation department will assist those individuals at the discretion of the department and for limited amounts of time.

Dawes made a motion to approve the request for intervention supplies. Curless seconded the motion and it passed by a vote of 6/1 with Markstahler voting against the motion. Curless made a motion to approve the request for treatment assistance funds. Ruppel seconded the motion and it passed by a vote of 6/1 with Markstahler voting against the motion.

RAINY DAY FUND - #1186

	<u>Amount Requested</u>	<u>Amount Appropriated</u>	AYE	NAY
Personal Services #1186-17200 & 17500	199,000.00	199,000.00		
Other Services & Charges #1186	<u>106,100.00</u>	<u>106,100.00</u>		
TOTAL:	\$305,100.00	\$305,100.00	7	0

Explanation: In order to fund line items from the Commissioners budget in the General Fund, need to appropriate the funds and pay from the Rainy Day Fund.

Ruppel made a motion to approve the request. Dawes seconded the motion and it passed by a vote of 7/0.

COUNTY ELECTED OFFICIALS TRAINING FUND - #1217

<u>Amount Requested</u>	<u>Amount Appropriated</u>	AYE	NAY
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Other Services & Charges				
Education & Training	\$4,000.00	\$4,000.00	7	0

Explanation per Linda Conrad, Auditor: need to appropriate monies from the fund's cash balance for the education and training of elected officials (Clerk, Auditor, Recorder, & Treasurer) as allowed by statute.

Ruppel made a motion to approve the request. Curless seconded the motion and it passed by a vote of 7/0.

The next order of business was to address the Transfer of Funds requests.

TRANSFER RESOLUTION
#2015-85-01

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 and increased in the following amounts:

	Amount Requested	Amount Transferred	AYE	NAY
<u>DECREASE:</u>				
CUM. CAPITAL DEVELOPMENT FUND				
Courthouse Renovations #1138-40540	\$6,000.00	6,000.00	7	0
<u>INCREASE:</u>				
CUM. CAPITAL DEVELOPMENT FUND				
Parking Lot repairs #1138-30682	\$6,000.00	\$6,000.00	7	0

Explanation per Brian Haupt, Commissioner Chairman: The decrease and increases were omitted from budget.

Dawes made a motion to approve the transfer request. Curless seconded the motion; it passed by a 7/0 vote.

Auditor Conrad submitted the requested amounts to be encumbered from 2014 into the 2015 budgets for approval by Council. The encumbered amount for the General Fund is \$45,495.46 compared to last year's total of \$96,910.28. The encumbered amount for the Cum. Bridge Fund is \$1,508,075.66 compared to last year's total is \$1,581,212.39. Ruppel made a motion to approve the encumbrances as requested. Dillon seconded the motion and it passed by a 7/0 vote.

Council addressed a request to reappoint Max Gaston to the Roann-Paw-Paw Township Public Library Board. Dillon made a motion to reappoint Gaston to the library board as requested. Dawes seconded the motion and it passed by a 7/0 vote.

Dr. Jeffrey Pyle, County Health Board President addressed the County Council regarding the cash balance of the County Health Fund and stated, in his

opinion that the property tax levies for the past several years have been used to support the General Fund and other tax-rated funds and that this is reason for the currently low cash balance in the County Health Fund. He suggested that a short-term solution to the low cash balance in the Health Fund would be to approve another temporary loan of \$100,000, in addition to the \$50,000 already approved from the Rainy Day Fund, to be paid back at the end of 2015. Pyle addressed the balance of over \$200,000 in the Local Health Maintenance Fund by explaining the Health Department's immunization history in the Local Health Maintenance Grant Fund. He stated that for many years the Local Health Maintenance Grant Fund paid for the vaccine costs because the Health department could not charge for immunization shots and the costs were paid by the Grant. Many physicians stopped administering the vaccine shots because of increasing vaccine costs, so more immunizations were given by the Health department. Because of a change in the State law, Health departments were allowed to charge for the cost and the administration of the shots. In 2014, Health departments were allowed to collect from insurance companies and Medicaid for the cost of the immunizations. He stated that the vaccine revenue is being deposited into the Local Health Maintenance Grant Fund because the vaccine costs are paid from the Grant fund. He stated that if Council is considering the transfer of any money from the Local Health Maintenance Grant Fund into the County Health Fund, the transfer would be a violation of the "Supplantation Agreement" signed by county officials and included in the the Local Health Maintenance Grant agreement and because the supplantation agreement would be violated, the Wabash County Health department could also lose future Local Health Maintenance Grant money. He stated that the State Health Department Grant Manager would require certain forms and procedures to be followed if any money is transferred.

County Attorney Downs spoke about his correspondence with the State grant manager and the State's legal counsel and that he has concluded that there is no legal basis for any compliance with their forms or procedures for transferring money from the Grant fund into County Health.

Council Chairman Ridenour acknowledged and thanked Pyle for his research regarding the issue with the Health Funds. He stated that County officials have requested that County Attorney Steve Downs prepare a resolution authorizing the transfer of monies from the Local Health Maintenance Grant Fund to the County Health Fund for consideration at this time. Pyle was given a copy of the resolution. Brief discussion followed. Ruppel made a motion to approve Resolution #2015-85-06 as presented. Markstahler seconded the motion and it passed by a 6/1 vote. Curless voted against the motion. The Resolution reads as follows:

WABASH COUNTY COUNCIL RESOLUTION #2015-85-06

A Resolution Authorizing Transfer Of Monies From The Local Health Maintenance Grant Fund To The County Health Fund And Directing Deposit Of Vaccine Revenues Into The County Health Fund.

There have been deposited into the Local Health Maintenance Fund monies received for vaccines administered by County employees (“non-grant monies”).

All monies received for vaccines administered by County employees belong to the County, and should have been deposited into the County Health Fund.

An inadequate operating balance exists in the County Health Fund to make timely payment of all employee wages and benefits and vendor claims through the end of the current fiscal year.

Sufficient non-grant monies are available on deposit in the Local Health Maintenance Grant Fund which, upon transfer to the County Health Fund, will allow the County to make timely payment of at least some of the wages and benefits and vendor claims through the end of the current fiscal year.

Without such a transfer, the County would have to borrow additional monies money to enhance the County Health Fund.

NOW, THEREFORE, IT IS RESOLVED THAT:

1. The Auditor of Wabash County is authorized and directed to transfer immediately the sum of \$104,821.43 from the Local Health Maintenance Fund to the County Health Fund, which sum includes non-grant monies received from the administration of vaccines since January 1, 2015 to the date of adoption of the resolution, less vaccine related expenses customarily paid from non-grant monies.
2. If there is any vaccine related expenses customarily paid from non-grant monies that have been incurred in 2015, but not yet paid, such shall be paid from the County Health Fund, upon appropriation by the County Council.
3. The Auditor is authorized and directed to deposit all future vaccine revenue into the County Health Fund, which revenues shall be subject to appropriation by the County Council.

Adopted this 23rd day of February, 2014.

**WABASH COUNTY COUNCIL
Mike Ridenour, Chairman**

Attest: Linda L. Conrad, Wabash County Auditor

Chairman Ridenour asked for public comments regarding non-agenda items. There were no comments.

Council reviewed:

Auditor & Treasurer’s financial reports for January 2015

Solid Waste Management District income statement for January 2015

With no other business to come before the Council, the meeting was adjourned.

The following individuals also attended the February 23rd Council meeting:

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

Deputy Auditor Marcie Shepherd, Commissioners Barry Eppley, Brian Hauptert, and Scott Givens, County Attorney Steve Downs and Associate Attorney Mark Frantz, Bonnie Corn, Bill & B.J. Grube, Tiffany Hauptert, Lori Faust, Kathryn Lower, Helen Chambers, Wabash Plain Dealer reporter Lauren Winterfeld, and The Paper reporter, Emma Rausch.

WABASH COUNTY COUNCIL

Mike Ridenour, Chairman

Randy Curless

Jeff Dawes

William Ruppel

Kyle Bowman

Matt Dillon

Claude Markstahler

Attest: _____
Linda Conrad, Wabash County Auditor