

**DELAWARE COUNTY COUNCIL MEETING
MAY 26, 2015
DELAWARE COUNTY COMMISSIONERS COURTROOM
CALL TO ORDER
PLEDGE
AGENDA POSTED
ROLL CALL**

Present: Councilman Alexander, Councilwoman Chambers, Councilman Jones, Councilwoman Lasater, Councilman Nemyer, Councilman Quakenbush, President Matchett, Attorney Dunnuck, Auditor Craycraft, Recording Secretary Smith, Settlement Clerk Patterson

APPROVAL OF APRIL 28, 2015 MINUTES

MOTION: Councilman Jones motioned to approve April 28, 2015 minutes.

SECOND: Councilman Alexander

Motion PASSED UNANIMOUSLY

APPROVAL OF MAY 18, 2015 MOUNDS LAKE PROJECT MINUTES

MOTION: Councilman Alexander motioned to approve May 18, 2015 Mounds Lake Project minutes.

SECOND: Councilman Jones

Motion PASSED UNANIMOUSLY

COMMITTEE REPORTS

Tax Abatements-

Mr. Brad Bookout, Augusta Consulting, presented Mid-West Metals Products Co., Inc. abatement. The Tax Committee did not meet about the request; however, they are in support of the tax abatement. Mid-West Metals would receive \$64,950 through tax abatement. This is a new capital investment; it keeps retention of community jobs, adding three new jobs and new property taxes of \$112,185. Mid-West Product Co., Inc. is a local company living up to their promises.

Mr. Steve Smith, Mid-West Metals Products Co., Inc. said they are in need of extra space, due to the increase of online business (shipping) and three lines being imported from Italy. Orders come in from Amazon and other dot.com companies via internet and then sent to Mid-West Metals Products electronically and then shipped out from Mid-West Metals Products. Three new employees are currently in training.

MOTION: Councilman Alexander motioned to approve Resolution 2015-017, Approving Deduction from Assessed Value of Real Property Mid-West Metal Improvements.

SECOND: Councilman Jones

Motion PASSED UNANIMOUSLY

**RESOLUTION APPROVING DEDUCTION FROM ASSESSED VALUE OF REAL
PROPERTY IMPROVEMENTS IN AN ALREADY DECLARED ECONOMIC
REVITALIZATION AREA
MID-WEST METAL PRODUCTS CO., INC.
RESOLUTION 2015-017**

RESOLUTION NO. 2015-017 **ORIGINAL**

**RESOLUTION APPROVING DEDUCTION FROM ASSESSED VALUE
OF REAL PROPERTY IMPROVEMENTS IN AN ALREADY DECLARED ECONOMIC
REVITALIZATION AREA
(Mid-West Metal Products Co., Inc.)**

WHEREAS, the Indiana General Assembly has enacted a statute, I.C. 6-1.1-12.1 (the "Act"), authorizing certain deductions from the assessed value of new real property improvements (as defined in the Act) for the purposes of allowing partial abatement of real estate property taxes attributable to redevelopment or rehabilitation during the period beginning March 1, 1983 and ending December 31, 2015, in an area that is declared an economic revitalization area; and

WHEREAS, Mid-West Metal Products Co., Inc., will undertake new construction of a 60,000 square foot addition on a 14.3 acre site on the corner of Cowan Road and 23rd street in Delaware County, Indiana and legally described on the attached map and legal description during the above-described period; and

WHEREAS, by a previously adopted resolution, the Delaware County Council declared that the aforementioned area is an economic revitalization area, and authorizes deductions from assessed value of new real property improvements made in the area for purposes of taxation; and

WHEREAS, as a condition of approval of the designation as an economic revitalization area and ensuing abatement, Mid-West Metal Products Co., Inc., agrees to update the County Council on an annual basis with regard to the status of employment at the new manufacturing facility during the term of the life of the abatement.

NOW, THEREFORE, BE IT RESOLVED by the County Council of the County of Delaware in the State of Indiana:

1. The Delaware County Council has reviewed the Statement of Benefits (SB-1) and finds that the investment, jobs, and wage number are reasonable and sufficient benefit will occur to grant a three-year partial tax abatement.

2. The Delaware County Council, based on its review of the Statement of Benefits, hereby makes the following findings:

- a. That the estimate of value of the Project is reasonable for projects of this nature.
- b. That the estimate of the number of individuals who will be employed or whose employment will be retained as a result of the proposed Project can reasonably be expected to result from the Project.
- c. That the estimate of annual salaries of those individuals who will be employed or whose employment will be retained can reasonably be expected to result from the proposed Project.
- d. That the totality of benefits from the proposed Project is sufficient to justify a three-year tax abatement.

3. The Delaware County Council finds and determines that the new construction described to be undertaken in the above described period beginning March 1, 1983 and ending December 31, 2015, by Mid-West Metal Products Co., Inc., shall be allowed a deduction from the assessed value of

The resolution in its entirety can be viewed by going to www.co.delaware.in.us

Appointments-

MOTION: Councilman Nemyer motioned to appoint Ms. Billy Sheppard to the Muncie Library Board.

SECOND: Councilman Quakenbush

Motion PASSED UNANIMOUSLY

Insurance-none

Personnel-

Mr. Rick Spangler, Human Resource Director, presented employees with 90 day increases.

MEMORANDUM					
COUNCIL					
TO:	DELAWARE COUNTY COUNCIL				
FROM:	RICK SPANGLER				
DATE:	05/26/2015				
RE:	SUMMARY OF ADJUSTMENT REQUESTS				
Individual	Line Number	Department	Requesting Dept. Head	Requested Change/Action	Effective Date
John Stevens	11750253300A15	Highway	Chris McCannan	100 % Pay Request	06/01/2015
Chad Sebo	10014530000C104	Voter Registration	David Hunsley	100% Pay Request	06/02/2015
Jacob Moten	100014550000A17	241	Lt. Bret McCond	100% Pay Request	04/18/2015
Rick Spangler	10003550000C111	Commissioners	Rick Spangler	100% Pay Request	06/01/2015

Mr. Spangler said job descriptions are being revised in the Auditor's Office. Due to reductions in the office and working with fewer people, cross training is a must. Cross training helps when someone is ill or on vacation. Supervisory responsibilities have been taken away from employees. The Auditor, Mr. Steve Craycraft and Deputy, Mr. Charlie Richmond will take that responsibility on. Job classifications remain on the same level and does not affect the pay scale. This will be offered to any department within Delaware County. Mr. Craycraft said due to office cuts, the job descriptions did not match the duties of the job. This has nothing to do with pay and only updates positions.

Councilman Jones supports this and believes it is a good idea.

9:17 a.m.

Councilman Quakenbush said for the record it should be placed in the minutes what Mr. Craycraft stated.

MOTION: Councilman Jones motioned to approve the request, as presented, by Mr. Spangler and Mr. Craycraft.

SECOND: Councilman Nemyer
Motion PASSED UNANIMOUSLY

**TABLED ITEMS
COUNTY GENERAL**

COMMUNICATION CENTER 1000-124

134/124 Communication Tech	25,285.44
135/124 Communication Tech	25,285.44
136/124 Communication Tech	25,285.44
171/124 FICA .765	5,800.00
172/124 PERF 11.2	8,500.00
TOTAL	90,156.32

OTHER

911 Statewide 1222-466

PERSONAL SERVICES

173/466 Health Insurance	13,000.00
TOTAL	13,000.00

Mr. Joe Winkle, 911 Director, explained that at the time part-time was approved it was due to the cost of health insurance and part-time employees could work 39 hours. Since Affordable Care Act went into effect, part-time employees can only work 29 hours. This has created a problem with staffing and training. Training is such a long process for 911 Data Center with starting pay \$10, going to \$12 and up to \$15, depending upon the level. Part-time employees are required to work all week-ends, nights and have no vacation time or benefits. Call volume have increased but not manpower. Part-time employees would stay at their jobs if they were offered benefits and could work 39 hours. Until we reach that point, the service that should be offered, is not being offered. Working three days a week is not enough time for an employee to

know how to properly address situations even with proper training. Winkle explained this to the City of Muncie too; they understand it is a branch of emergency services and the first line of contact when someone calls into the center. It must be staffed appropriately with qualified people. City of Muncie still pays half. Mr. Winkle talked about the savings and cost of benefits. Mr. Winkle asks for Council's consideration.

Continued discussion took place with County Council and Ms. Donna Patterson, Settlement Clerk about the actual amount of money needed including health insurance. The appropriation for the total amount is needed and then the City of Muncie would be billed for half through reimbursement. It was decided to remove the request from the table for May 2015 and place it on the agenda again in June 2015.

MOTION: Councilman Alexander motioned to remove Communication Center and 911 from the tabled items.

SECOND: Councilwoman Lasater

Motion PASSED UNANIMOUSLY

MOTION: Councilman Quakenbush motioned to approve the proposed budget change for Communication Center.

SECOND: Councilman Alexander

NAYS: Councilman Alexander, Councilwoman Chambers, Councilman Jones, Councilwoman Lasater, Councilman Nemyer, Councilman Quakenbush, President Matchett

RESOLUTIONS

A RESOLUTION OF DELAWARE COUNTY COUNCIL APPROVING THE ISSUANCE OF BONDS OF DELAWARE COUNTY REDEVELOPMENT COMMISSION, AND RELATED MATTER (PRL ALLOCATION AREA PROJECT)

RESOLUTION 2015-016

Mr. Bookout presented Resolution 2015-016, and explained what the project consists of. County Commissioners contracted with HWC Engineering. Delaware Drive, Mt. Pleasant Blvd and Hamilton Drive are in deplorable shape. Due to the construction of a new 200,000 ft shell building and other companies within the area it is appropriate to have the roads repaved/replaced or reconstructed. The Redevelopment Commission on behalf of HWC and the Commissioners put together a bond issue from Progress Rail to bond \$3.2 million. This would fund a total reconstruction of the mentioned roads up to 20 years. A public hearing was held with no written or verbal comments. It was brought before the Commissioners and approved.

MOTION: Councilman Jones motioned to approve Resolution 2015-016, A Resolution of Delaware County Approving the Issuance of Bonds of Delaware County Redevelopment Commission, and related matter (PRL Allocation area).

SECOND: Councilman Nemyer

YEAS: Councilwoman Chambers, Councilman Jones, Councilwoman Lasater, Councilman Nemyer, Councilman Quakenbush, President Matchett

NAYS: Councilman Alexander
Motion CARRIED

ORIGINAL

RESOLUTION *2015-016*
**A RESOLUTION OF THE DELAWARE COUNTY COUNCIL APPROVING THE
ISSUANCE OF BONDS OF THE DELAWARE COUNTY REDEVELOPMENT
COMMISSION, AND RELATED MATTERS
(PRL ALLOCATION AREA PROJECT)**

WHEREAS, the Delaware County Redevelopment Commission (the "Commission") contemplates the issuance of bonds, in one or more series, in an aggregate principal amount not to exceed Three Million Two Hundred Thousand Dollars (\$3,200,000) (the "Bonds") to finance the construction of various local public improvements in or serving the PRL Allocation Area (the "Allocation Area"), together with related expenses (collectively, the "Project"); and

WHEREAS, the Delaware County Council (the "County Council"), as the fiscal body of Delaware County, Indiana, now desires to approve the issuance of the Bonds, which Bonds shall be payable from tax increment revenues generated by the Allocation Area (the "Tax Increment Revenues") and, if so determined by the Commission, from other available revenues of the Commission;

NOW THEREFORE, BE IT RESOLVED BY THE DELAWARE COUNTY COUNCIL AS FOLLOWS:

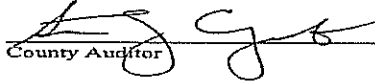
1. The County Council hereby approves the issuance of the Bonds, in an aggregate principal amount not to exceed Three Million Two Hundred Thousand Dollars (\$3,200,000), to finance the costs of the Project and to pay all incidental expenses incurred in connection therewith, including the costs of issuance of the Bonds.
2. The proper officers of the County are hereby authorized and directed, for and on behalf of the County, to execute and deliver any contract, agreement, certificate, instrument or other document and to take any action as such person determines to be necessary or appropriate to accomplish the purposes of this Resolution, such determination to be conclusively evidenced by such person's execution of such contract, agreement, certificate, instrument or other document or such person's taking of such action.

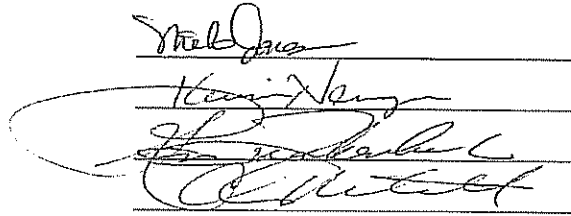
3. This Resolution shall be in full force and effect from and after its passage.

Adopted this 26 day of May, 2015.

DELAWARE COUNTY COUNCIL

David S. Smith
Donna Campbell
Mary Alexander


County Auditor



INDE01 1210632v1

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A RESOLUTION OF THE DELAWARE COUNTY COUNCIL IN OPPOSITION

RESOLUTION 2015-018

MOTION: Councilman Nemyer motioned to approve Resolution 2015-018, A Resolution of the Delaware County Council in Opposition to the Creation of the Proposed Multiple-County Infrastructure Authority and the Proposed Construction of the Mounds Lake Reservoir within the Jurisdiction of Delaware County.

SECOND: Councilwoman Lasater

Councilman Jones read aloud Resolution 2015-018, A Resolution of the Delaware County Council in Opposition to the Creation of the Proposed Multiple-County Infrastructure Authority and the Proposed Construction of the Mounds Lake Reservoir within the Jurisdiction of Delaware County.

Motion PASSED UNANIMOUSLY

Council does not believe there would be any potential benefits for Delaware County.

ORIGINAL

RESOLUTION NO 2015-018

A RESOLUTION OF THE DELAWARE COUNTY COUNCIL IN OPPOSITION TO THE
CREATION OF THE PROPOSED MULTIPLE-COUNTY INFRASTRUCTURE AUTHORITY
AND THE PROPOSED CONSTRUCTION OF THE MOUNDS LAKE RESERVOIR WITHIN
THE JURISDICTION OF DELAWARE COUNTY

WHEREAS, Delaware County, State of Indiana, is a political subdivision of the State of Indiana and is duly organized and existing pursuant to the Constitution and laws of the State of Indiana; and

WHEREAS, the proposed Mounds Lake Reservoir would be partially within the jurisdiction boundaries of Delaware County; and

WHEREAS, the Delaware County Council, being the fiscal body of Delaware County, confirms our opposition to the creation of a Multiple-County Infrastructure Authority that does not include all affected units of government and does not take into account alternate designs and proposals.

THEREFORE BE IT RESOLVED by the Delaware County Council that:

1. The creation of a Mounds Lake Commission that does not include the consent and approval of the Delaware County Council is in violation of I.C. 36-7-23 and any agreement is null and void upon its passage.
2. That the Delaware County Council does now call upon the Delaware County Commissioners acting as the Executive of Delaware County to adopt similar resolutions to ensure that any Multi-County legislation passed by any other Delaware County Unit of Government that does not fully comply with I.C. 36-7-23 shall not be recognized.
3. That the Delaware County Council is committed to working on improvement of the White River Corridor as it passes through Delaware County and Madison County.

ADOPTED THIS 26 DAY OF May, 2015.

Chris Matchett, Council President

Jane Lasater, Council Member

Mike Jones, Council Member

Scott Alexander, Council Member

Mary Chamberla, Council Vice President

Kevin Nemys, Council Member

Ron Quakenbush, Council Member

Steven Craycraft, Auditor

TRANSFERS, FINANCIAL AGENDAS

Approval of financial, transfer, addendums and amend salary ordinance

TRANSFERS

10:14 a.m.

MOTION: Councilman Nemyer motioned to approve transfer of Assessor 134 (see below).

SECOND: Councilman Alexander

Motion PASSED UNANIMOUSLY

MOTION: Councilman Nemyer motioned to approve transfer Circuit Court 1000-5-00000-138
Circuit Court Department 1000-5-00000-138.

SECOND: Councilwoman Chambers

Motion PASSED UNANIMOUSLY

MOTION: Councilman Nemyer motioned to approve all transfers of rehires under one motion
and one second.

SECOND: Councilman Quakenbush

Motion PASSED UNANIMOUSLY

MOTION: Councilman Nemyer motioned to approve transfer of Public Defenders Department
#139. SECOND: Councilman Jones

Motion PASSED UNANIMOUSLY

MOTION: Councilman Nemyer motioned to approve transfer of Community Correction IDOC
Grant 1122-100000.

SECOND: Councilman Alexander

Motion PASSED UNANIMOUSLY

FINANCIAL

MOTION: Councilman Nemyer motioned to approve \$2036.25 for Prosecutor Seizure Assets.

SECOND: Councilwoman Lasater

10:20 a.m.

Motion PASSED UNANIMOUSLY

Mr. Jeff Arnold, Prosecutor, said due to tragic circumstances (Mr. Michael Scroggins death) the
Financial Committee meeting did not take place. Mr. Arnold will withdraw his request for an
Investigator at this time.

MOTION: Councilman Nemyer motioned to approve \$3100 for Surveyor #130.

SECOND: Councilman Quakenbush

Ms. Cindy Harty, Surveyor Office Manager, said this is for part-time help that was cut from the budget. Ms. Harty said she is cross training the new part-time employee to learn her job and to take care of watersheds. This should be a full-time position. The additional money is needed to pay for remainder of the year.

Councilman Jones said he does not want to go back and adjust the cuts that had been made.

Councilman Quakenbush said for the record, a \$30,000 job was eliminated and Council placed \$15,000 in the budget and Ms. Hardy needs a total of \$18,000.

Motion PASSED UNANIMOUSLY

MOTION: Councilman Nemyer motioned to approve \$16,000 for Treasurer.

SECOND: Councilwoman Chambers

Mr. Gary Campbell, Treasurer, said the request is to pay back the Commissioners for printing tax statements.

Ms. Pattie Lackey, Commissioners Office, said postage is the only thing paid through the Commissioners. Envelopes and printing are not paid by the Commissioners.

Mr. Campbell said there was an estimate .45 for postage but was .37. This was applied to the L & D Mail Masters invoice.

Councilman Quakenbush said enough money was appropriated to pay .45 to postage.

Mr. Craycraft said this is for printing, the postage was less and L & D Mail Masters put what was left toward the invoice. Money is still owed for the tax bills printed. This is not reimbursing the Commissioner budget.

Mr. Jim Flook, IT, said originally bills were printed in house, however, the last two years the Treasurer's office had them printed off site. Printing previously was in IT's budget for paper and toner, Flook said \$4612.23 would be paid from IT's printing budget toward the \$13,000. Originally the Commissioners paid \$29,362.50 (.45 postage). It cost (.37) leaving a \$9,000 remainder which they applied to the printing cost.

Ms. Lackey had always had the breakdown before. Lackey said there is still a lot of postage cost until the end of the year.

Councilman Jones said the Commissioners paid the bill under postage but it was printing.

Councilman Quakenbush said there was enough money to cover the postage and printing.

Ms. Lackey said money is not appropriated for tax bills. The tax bill is paid out of the line item appropriated for postage for the whole year, not just for tax statements. This may cut us short for Juror notices. No monies was appropriated by Council for postage of tax statements.

President Matchett asked if the budget was shorted by Council regarding printing.

Ms. Lackey said it was invoiced correctly. Any invoice having to do with tax statements should be itemized.

Quakenbush wondered why the bill is only \$4423.28.

Mr. Campbell said because IT is paying part of the bill.

Councilman Quakenbush said an additional request for \$7,000 in part-time brings the budget up to \$22,000 above the request, why another \$7,000.

Mr. Campbell said one full-time employee was cut and Council gave $\frac{1}{4}$ back to part-time, however this is not enough help. Part-time employees work 25 hours per week.

Councilman Alexander said part-time hours is 29 hours.

YEAS; Councilman Nemyer, Councilwoman Lasater, Councilman Jones, Councilwoman Chambers

NAYES; Councilman Quakenbush, Councilman Alexander

OTHER

MOTION: Councilwoman Chambers motioned to approve Federal Interdiction Fund 8105-234-5 for \$9737.

SECOND: Councilman Alexander

Motion PASSED UNANIMOUSLY

MOTION: Councilman Alexander motioned to approve Probation User Fees 2100-214-5 \$3215.50.

SECOND: Councilwoman Chambers

This was paid out vacation for two employees that terminated employment with Delaware County.

Motion PASSED UNANIMOUSLY

MOTION: Councilman Nemyer motioned to approve financial, transfers, and addendums with like reductions and to amend salary ordinance.

SECOND: Councilman Jones

Motion PASSED UNANIMOUSLY

OTHER/NEW BUSINESS

MEMORANDUM OF UNDERSTANDING STATEWIDE CASE MANAGEMENT

Ms. Judge Kim Dowling brought before Council a request to sign a memorandum of understanding regarding Odyssey Case Management System to Delaware County.

Case Odyssey is a case tracking software and county executive (Commissioners) approved Delaware County to go to Odyssey software. Once the memorandum of understanding is signed by Council, Ms. Dowling will send the memorandum to Chief Justice of Indiana Supreme Court. Three to four computers have crashed the last six months and this will continue to happen. Ms. Lana Scroggins, Court Administrator and Judge Dowling took this into account when meeting with the State about replacement of computer equipment. The system is old and does not even have windows. Once the memorandum is signed, the State can then purchase computer equipment for Delaware County Courts and Clerks office.

The State wants all counties to go to Odyssey; a server, scanners in Court offices and bar labeled printers will be purchased for Delaware County by the State and no cost to Delaware County. This also will allow cancellation with CSI (current software system), saving \$40,000 in maintenance fees. Training, updates, help desk and equipment are free.

Councilman Jones requested something in writing stating what the State is providing.

Ms. Dowling said this information is in the memorandum of understanding. Equipment for Clerk's Office (approximately 10-15 computers) will be provided by the State.

Mr. Jim Flook, IT Director, said they are equipped to implement the system. Mr. Flook was not aware they were going to replace the equipment. At one time they were only going to upgrade the operating system. Interface information would need to be more defined. The system is an internet based application. Clerk's office would need scanners to do the imagining done through their office. If the ones the Clerk's office has now does not work then it will be a cost to Delaware County.

Councilman Quakenbush said interfaces may have to be paid by Delaware County. Computers will be purchased for Clerks office and Courts. This is switching the software system. Data conversion will be done by the State and Clerks images. Is this within the budget? The document states that Delaware County will supply any local interface if the division agrees to additional inbound/outbound interface. Quakenbush says this tells him that Delaware County might like to have more interfaces, the State would approve it but Delaware County would pay. Councilman Quakenbush said there seems to always be more to cost than anticipated with the State. The Reassessment mandate cost Delaware County about \$500,000. Quakenbush said anytime he reads an agreement stating "our" responsibility it is usually related to a dollar sign.

Dowling said the State indicated there would not be additional interfaces unless it was approved by the State. The software and internet currently used is CSI program. One software system (case tracking system) would be replaced with another software system (case tracking system). Ms. Dowling spoke with several other county Judges and none had incurred

problems or additional costs. Ms. Dowling stated she is trying to save Delaware County money, \$40,000 in contract expenses and \$90,000 in computer equipment. This will be provided by the State. The software system would just be switched from one to another software system.

Training will take place when coverage is available and training will not require additional personnel.

Data conversion is covered, but the State will need cooperation from CSI (which there have been some problems) however, Judge Dowling believes they have all of the passwords needed to do the data conversion. CSI is an annual agreement. A 90 day notice must be given to CSI. January 2016, is the proposed roll out for Odyssey. Adult Probation computers will be replaced through (user fees) and Juvenile Probation computers will be replaced by a grant.

Councilwoman Chambers ask if the Clerk's office had spoken to the State.

Judge Dowling said the Clerk's office would be required to go through the same training. Dowling said she did not know if Mr. Mike King had talked specifically to the State. The IT Assessment was done when Mr. Steve Craycraft was in office. Dowling said there is some push back in the Clerk's office. Clerk's office questioned whether the bookkeeping in the program was adequate. Dowling said she was told that it was. After talking with three Judges in three counties about the bookkeeping they said there is no problems. Files will not have to be transported to Court any longer because once it is scanned then it is a once touch to get the information. This will help the Judges when they are on the bench.

The new software will replace approximately 58 computers plus one on each bench for the Judges, barcode printers and label reader scanners. Judge Dowling said the benefit is being able to communicate other counties and law enforcement while in Court with other counties, law enforcements etc. This will allow Delaware County to go to e-filing much soon, saving money. This has not been mandated by the State but are highly encouraging it by getting as much funding as possible to provide for equipment. Approximately 43 counties are on Odyssey, including Henry, Owen, Grant, Marion and Allen.

Mr. Jeff Arnold, Delaware County Prosecutor said he is a Board member of State Board for Indiana Prosecuting Attorneys Counsel. The Board has a member appointee to IT Supreme Court and Odyssey is coming. The State is going to electronic filing. If counties do not accept this, Arnold believes it will be mandated. Once it is mandated the State will not pay.

Judge Dowling said if Delaware County doesn't take advantage of the grant monies now, Delaware County will be forced to go to Odyssey and Delaware County will have to pay.

Mr. Mike White, Muncie, Indiana is opposed to Odyssey software change. This is an ongoing issue during 2012, 2013, 2014 and 2015 session; time was spent in State Legislature. White encouraged moving slowly and cautiously. White said, "As we look down the road at the different needs of the Court and how this is going to work out, in the private sector we hardly ever have a single software provider and there is a reason for that." Multiple vendors provide

“us” with the opportunity to find out what is wrong and to correct mistakes. The information has to be standardized not the software. Odyssey is the best example of why this principle is in the first place. One of the problems that the software has encountered deals with accounting. That has been a continuing problem. White said after 5 years, there is a reason why half of Indiana still have not changed over. In Mr. White’s opinion, this will not be mandated. Mr. White said again it is the data that has to be standardized not software.

Judge Dowling said the problem was user error and Dowling was told by Judges and IT that the bookkeeper has to have bookkeeping skills. If they do not have this, then it will be an issue to balance the books. The software is not the problem, it is the user. The State will update software. Taking your time.... Judge Dowling said is ridiculous. Forty three counties in the State are already using Odyssey, bugs have been addressed, and it is working and if “you” move slowly on this Delaware County is going to lose grant money. It will cost Delaware County thousands of dollars. The Commissioners have approved this and it is possible that it could be taken to the State and tell them Council tabled it and....

President Matchett said Council has not been involved in choosing software for Delaware County government.

Judge Dowling said the State want the memorandum of understanding signed by County Finance. This was approved by Commissioners, so “with all due respect I am trying to work with all groups and to work with the State to provide what they have requested.”

Ms. Scroggins said CSI software does not have permission to do e-filing and probably will not get permission. CSI cannot get that accomplished and has tried for years. This has not been a quick process. The State said they would do whatever they can to pay for unexpected expenses. This is a State approved program. There is not an annual fee for Odyssey. Part of every counties filing fee goes to the State and that is what pays for Odyssey.

Councilman Alexander said for what the State will provide and what is needed by the county.

Mr. Mike King, County Clerk, said the meetings he was in before/after office he said he would be willing to look at the software. The memorandum of understanding was passed by the Commissioners and Mr. King did not know anything about it. Mr. King has not talked with anyone from Tyler Technologies but heard that Jay County was told not to call the helpdesk for questions. The staff in the Clerk’s office is heavily involved with software then he wants to know that help is a phone call away. CSI is in Richmond, Indiana and Odyssey is based out of Texas. Mr. King wants to review the software before it is implemented. The assessment of computers for replacement in the Clerk’s office was 35 and Odyssey said 15. Twenty computers will not be capable of doing the software.

Ms. Scroggins said she understands that there are several in one connection and an upgrade would only be needed.

Judge Dowling said she has had no fewer than three meetings with Mr. King. Judge Cannon started last fall talking with Mr. King and then Dowling requested meetings and was told he

needed to get through the election and fall election. The grant money is available now and all Judges are prepared to go forward.

Councilman Jones said he shared Councilman Quakenbush concern that the State comes up short financially. It sounds like a positive opportunity, regardless of that the Clerk has concerns and questions. It is appropriate to take under advisement. Then if the Supreme Court accepts the Commissioners approval then *inaudible*.

Judge Dowling stated that there is push-back from the Clerk's office.

Ms. Scroggins said there was an issue with Jay County and it has been addressed with a written apology was sent to Jay County by the State.

Mr. King is not against change but would like an opportunity to review the software.

Judge Dowling said there has not been additional cost. Odyssey is being used by the largest court of Marion County.

MOTION: Councilman Alexander made a motion to approve memorandum of understanding.

Mr. King wants to visit another county that is using the new system.

Judge Dowling would be happy to set this up but she does not want to delay this.

Councilman Alexander said it is pointless for Mr. King to have done anything before the election.

Died for lack of second

Councilman Alexander would like to come up with funding so that as computers become available Mr. Flook can purchase them when they are on sale.

Councilman Jones asked Mr. King to contact the Clerks to gather information.

Councilwoman Chambers said she was at the Commissioners meeting and it was approved with no questions from the Commissioners.

Councilman Quakenbush suggested the Mr. King to review and gather information regarding the software.

Councilwoman Lasater said it is important that certain offices have the capability to work together.

Councilman Jones said there are some advantages and Clerks. The Executives made the decision and want Council to say "we agree."

President Matchett said he still questions why Council is involved in picking a software program. They want us to sign off in case there is a financial need. President Matchett will go with Mr. King to another county.

Councilman Quakenbush thanked Councilman Jones for his research and persistence on Mounds Lake.

Ms. Donna Patterson, Auditor's Settlement Clerk, said during the first five months \$200,000 have been given away. This is a reminder.

ORIGINAL

Honorable Loretta H. Rush
Chief Justice
Indiana Supreme Court
c/o Mary DePrez
30 South Meridian Street, 5th Floor
Indianapolis, Indiana 46204

SUBJECT: Memorandum of Understanding and Request for Participation in the Statewide Case Management System (CMS).

Dear Chief Justice Rush:

1. Based on information we have received from discussions with, presentations by, and other materials provided by the Indiana Supreme Court's Trial Court Technology staff, this county has determined that participation in the statewide case management system (CMS) is in the best interests of our county. This conclusion has been discussed with all of the officials who will be involved in supporting the project.

2. We understand that the CMS is to be implemented cooperatively on a county-by-county basis between the Indiana Supreme Court, the Court's Division of State Court Administration, county courts, county clerks, and other elected and appointed county officials throughout the State.

3. Our county agrees to the deployment of the Indiana Supreme Court's statewide case management system. We understand and agree that this deployment will require a substantial commitment of time and effort on our part.

4. We understand that the CMS will be a statewide system containing substantial amounts of information (including financial information) on court cases and is connected to those who use such information. We have been informed of and recognize the scope and complexity of the project. We have been advised that the Division will, at its expense, provide the case management software and will operate the CMS on a statewide basis. The Division will also provide project team assistance (including training) during the implementation process. We are aware that our County, its courts, Clerk and other officials will be called upon, and agree, to provide personnel support and to bear various costs as set out in paragraph 7.

5. We understand that we will need, and we agree, to use the standards and protocols and follow the policies for use of the CMS that the Division identifies for all participants in the State. We further understand that the CMS is based upon Indiana Statutes, Rules of Court and applicable case law. We are informed that the Indiana Supreme Court and the Division plan for the system to evolve to provide a high level of standardization of court procedures statewide. Best court practices will be utilized in standardization. We understand that we will play an important role in reaching that goal and may need to modify or abandon current ways of doing business that do not conform to the statutes, rules, case law and/or best practices. We understand that the Division will supervise our county's participation in the statewide case management system and will establish procedures for ensuring compliance with the standards established.

6. We understand that the Indiana Supreme Court through its Division of State Court Administration will be responsible for the following subject to appropriated funding:

- a. The cost of the license and maintenance fees for the software.

- b. Any upgrades and enhancement to the software.
 - c. Initial training of court and clerk staff.
 - d. Statewide system servers and the communications network connecting the counties with each Other and with state agencies.
 - e. Interfaces with specific state agencies.
 - f. The conversion of court case and financial data in conformance with established Division standards.
7. We understand and agree to the current plan requiring our County to supply and/or fund:
- a. The client hardware (personal computers, printers, and related equipment) to be used in our County unless the Division is able to secure grant funding to assist with this expense. The Division has informed Delaware County judges that grant funding has been secured to purchase equipment as specified in the attached document. This is a one-time purchase and the county will be obligated to maintain and replace this equipment in the future.
 - b. The local area network(s) required for use of the statewide case management system.
 - c. Any communications circuits needed to connect buildings in our county housing users of the CMS.
 - d. Any local interfaces if the Division agrees to additional inbound or outbound interfaces. We further understand that we will not have additional inbound interfaces beyond those provided by the statewide case management system without Division approval.
 - e. The conversion of any data other than that referred to in paragraph 6 (f). However, the Division reserves the right to perform all conversion to assure that the proper format for loading the data into the CMS is used.
 - f. Any personnel costs attributable to filling in for current staff while it trains and works toward implementation of the CMS.
 - g. Qualified local IT staff support following implementation of the CMS.
8. We understand we may be called upon from time to time to assist with various aspects of the statewide project such as testing and advising other counties and agree to do so. We will develop a structure to enhance deployment and ongoing use of the statewide case management system. This structure will include, at a minimum, defined user groups and a decision making body. The user groups will meet regularly to discuss challenges to successful functioning of the CMS. These groups will be available to act as conduits for requests, issues and problems identified by users to the Division staff and to respond to inquiries by the Division.

We will develop a decision making body or governing board composed of local users. This body will determine the common county forms, events, reports and other practices that are optional or local with the CMS. The body will resolve any local issues concerning rights and roles and ensure that an accurate

record is made of all users, their level of security, as well as beginning and end dates. Regular reports shall be made to the Division of user status.

9. We understand that the data entered into the statewide case management system will continue under the ownership of each local court subject to the Supreme Court rules and orders relating to control and access to court information and proper management of the statewide CMS.

Please include our County in your implementation schedule for the new Statewide Case Management System.

Sincerely,

BOARD OF JUDGES

Kimberly S. Dowling 5/14/15
Date
Presiding Judge
Delaware Circuit Court No. 2

Marianne Vorhees 5/14/15
Date
Marianne Vorhees, Judge
Delaware Circuit Court No. 1

Linda R. Wolf 5/14/15
Date
Linda R. Wolf, Judge
Delaware Circuit Court No. 3

John M. Feick 5/14/15
Date
John M. Feick, Judge
Delaware Circuit Court No. 4

Thomas A. Cannon Jr. 5/14/15
Date
Thomas A. Cannon Jr., Judge
Delaware Circuit Court No. 5

CLERK

Michael King _____
Date
Delaware County Clerk

BOARD OF COMMISSIONERS

Sherry Riggan _____
Date
Sherry Riggan, President
Board of Delaware County Commissioners

Shannon Henry 5/18/15
Date
Shannon Henry, Vice President
Board of Delaware County Commissioners

James King 5-18-15
Date
James King, Member
Board of Delaware County Commissioners

DELAWARE COUNTY COUNCIL

Chris Matchett _____
Date
Chris Matchett, Member
President, Delaware County Council

Mary Chambers _____
Date
Mary Chambers, Vice President
Delaware County Council

Michael Jones _____
Date
Michael Jones, Member
Delaware County Council

Kevin Nemyer _____
Date
Kevin Nemyer, Member
Delaware County Council

Ronald Quakenbush _____
Date
Ronald Quakenbush, Member
Delaware County Council

Jane Lasater _____
Date
Jane Lasater, Member
Delaware County Council

Scott Alexander _____
Date
Scott Alexander, Member
Delaware County Council

ADDITIONAL

WHEREAS: It has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget

SECTION 1. THEREFORE: Be it ordained by the County Council of Delaware County, Indiana, that for the expenses of said municipal corporation for the following additional sums of money are hereby appropriated and ordered set apart out of the several funds for the purposes herein specified subject to the laws governing the same.

TRANSFER AGENDA FOR THE DELAWARE COUNTY COUNCIL MONTH OF 5/26/2015

COUNTY GENERAL		
ASSESSOR 134		
PERSONAL SERVICES		
Salaries and Wages		
109 Deputy	-19689.43	-19689.43
109A Deputy	19689.43	19689.43
TOTAL	0.00	0
CIRCUIT COURT DEPT 1000-5-00000-138		
PERSONAL SERVICES		
Salaries and Wages		
C189 Adult Probation Officer	-20,728.00	-20,728.00
D189 Adult Probation Officer	20,728.00	20,728.00
C191 Adult Prob Secretary	-18,941.14	-18,941.14
D194 Adult Prob Secretary	18,941.14	18,941.14
TOTAL	0.00	0
COMMUNICATIONS CENTER		
PERSONAL SERVICES		
Salaries and Wages		
A123 Communications Tech	-24,700.13	-24,700.13
B123 Communications Tech	24,700.13	24,700.13
TOTAL	0.00	0
EMS		
PERSONAL SERVICES		
Salaries and Wages		
A130 Advanced EMT	-24,158.18	-24,158.18
B130 Advanced EMT	24,158.18	24,158.18
TOTAL	0.00	0
JAIL 145		
PERSONAL SERVICES		
Salaries and Wages		
A 102 Lieutenant	-32,930.08	-32,930.08
B 102 Lieutenant	32,930.08	32,930.08
TOTAL	0.00	0
PUBLIC DEFENDERS DEPT #139		
PERSONAL SERVICES		
Salaries and Wages		
186 Attorney Fees	-30,000.00	-30,000.00
312 Court Ordered Attorneys	30,000.00	30,000.00
TOTAL	0.00	0

TREASURER		
PERSONAL SERVICES		
Salaries and Wages		
102A Chief Deputy	-22,040.15	-22,040.15
102B Chief Deputy	22,040.15	22,040.15
TOTAL	0.00	0
CLERK 125		
PERSONAL SERVICES		
Salaries and Wages		
B119 IV-D Court Clerk	-19,158.78	-19,158.78
C119 IV-D Court Clerk	19,158.78	19,158.78
TOTAL	0.00	0
PROSECUTOR 137		
PERSONAL SERVICES		
Salaries and Wages		
A112 Investigator	-21,844.77	-21,844.77
AB112 Investigator	21,844.77	21,844.77
TOTAL	0.00	0
COURTS 138		
PERSONAL SERVICES		
Salaries and Wages		
C189 Adult Probation Officer	-20,728.12	-20,728.12
D189 Adult Probation Officer	20,728.12	20,728.12
C194 APO Secretary	-18,941.14	-18,941.14
D194 APO Secretary	18,941.14	18,941.14
JAIL 145		
PERSONAL SERVICES		
Salaries and Wages		
A108 Corporal	-23,136.20	-23,136.20
B108 Corporal	23,136.20	23,136.20
136 Correctional Officer	-23,688.48	-23,688.48
A136 Correctional Officer	23,688.48	23,688.48
138 Correctional Officer	-22,210.64	-22,210.64
A138 Correctional Officer	22,210.64	22,210.64
TOTAL	0.00	0

EMS 155		
PERSONAL SERVICES		
Salaries and Wages		
128 Paramedic	-27,378.69	-27,378.69
A128 Paramedic	27,378.69	27,378.69
110 Paramedic	-31,025.56	-31,025.56
A110 Paramedic	31,025.56	31,025.56
TOTAL	0.00	0
OTHER		
COMMUNITY CORRECTION IDOC GRANT 1122-100000		
PERSONAL SERVICES		
Salaries and Wages		
173 Health Insurance	8,780.03	8,780.03
OTHER SERVICES AND CHARGES		
311 Contractual Services Meridian Health	-4,573.75	-4,573.75
CAPITAL OUTLAYS		
441 Office Equipment Furniture	-4,206.28	-4,206.28
TOTAL	0.00	0
Councilman Alexander	<i>[Signature]</i>	
Councilwoman Chambers	<i>[Signature]</i>	
Councilman Jones	<i>[Signature]</i>	
Councilwoman Lauster	<i>[Signature]</i>	
Councilman Matchett	<i>[Signature]</i>	
Councilman Nemyer	<i>[Signature]</i>	
Councilman Quakenbush	<i>[Signature]</i>	
Auditor Craycraft	<i>[Signature]</i>	

ORIGINAL

WHEREAS: It has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget.

SECTION 1, THEREFORE: Be it ordained by the County Council of Delaware County, Indiana, that for the expenses of said municipal corporation for the following additional sums of money are hereby appropriated and ordered set apart out of the several funds for the purposes herein specified subject to the laws governing the same 5/12/2015

FINANCIAL AGENDA FOR COUNTY COUNCIL MONTH OF 5/26/2015

COUNTY GENERAL		
PROSECUTOR SEIZURE ASSETS		
CAPITAL OUTLAYS		
441 Furniture	2,036.25	2,036.25
TOTAL	2,036.25	2,036.25
PROSECUTOR		
PERSONAL SERVICES		
Salaries and Wages		
117 Investigator	35,465.00	
171 FICA	2,713.07	
172 PERF	3,972.08	
173 Health, Life, Dis Insurance	16,905.84	
TOTAL	59,055.99	
SURVEYOR #130		
PERSONAL SERVICES		
Salaries and Wages		
198 Part-time	3,100.00	3,100.
TOTAL	3,100.00	3,100.
TREASURER		
PERSONAL SERVICES		
Salaries and Wages		
198 Part-time	7,000.00	7,000.
OTHER SERVICES AND CHARGES		
325 Printing	9,000.00	9,000
TOTAL	16,000.00	16,000
COUNTY GENERAL TOTAL	80,192.24	16,000

Withdrawn

OTHER		
FEDERAL INTERDICTION FUND 8105-234-5		
PERSONAL SERVICES		
Salaries and Wages		
SUPPLIES		
211 8105-234-5-00000-211 Supplies	9,737.00	9737.
TOTAL	9,737.00	9737.
PROBATION USER FEES 2100-214-5		
Salaries and Wages		
D 189 Adult Probation Officer	2,338.00	2338.
D194 Probation Secretary	877.50	877.50
TOTAL	3,215.50	3215.50
Councilman Alexander	<i>[Signature]</i>	
Councilwoman Chambers	<i>[Signature]</i>	
Councilman Jones	<i>[Signature]</i>	
Councilwoman Lasater	<i>[Signature]</i>	
Councilman Matchett	<i>[Signature]</i>	
Councilman Nemyer	<i>[Signature]</i>	
Councilman Quakenbush	<i>[Signature]</i>	
Auditor Craycraft	<i>[Signature]</i>	

CERTIFIED COPY OF ADDITIONAL APPROPRIATIONCOUNTY NAME: Delaware CountyUNIT NAME: Delaware County**ORIGINAL**

Date of Publication _____

Newspaper _____

Date of Publication _____

Newspaper _____

Date of Public Hearing, _____

Date of Resolution/Ordinance _____

Complete for each fund from which the additional appropriations are made. Use a separate column for each fund. Lines referred to below are on the 1 6 - Line computer statement from the DLGF.

DLGF Fund Number	County General	Federal Interdiction	Adult Probation
Fund Name			
Appropriation Request			
Amount by Reduction			
Amount by Surplus			
1. Property Tax Levy (Line 16)	18,997,799		
2. Levy Excess (Line 15)			
3. PTRC from CAGIT (Line 13)			
4. Misc. Revenue (Line 8b) (If higher than 8b amount, a revised Budget Form 2 must be attached.)	3,862,923	9,737	282,000
5. January 1 Cash Balance (including any investments)	2,016,476	1,653	239,457
6. Total Funds (1 + 2 + 3 + 4 + 5)	24,877,198	11,390	521,457
7. DLGF Approved Budget	23,619,324		417,139
8. Encumbered Appropriations	12,000		
9. Beginning Appropriations (7 + 8)	23,631,324		417,139
10. Surplus Funds (6 - 9)	1,245,874	11,390	104,318
11. Amount additionally appropriated since January 1 st less any reductions in appropriations	187,344	1,653	
12. Amount transferred to the Rainy Day Fund			
13. Surplus Funds Remaining (10-11-12)	1,058,530	9,737	104,318

I, Steven Cmyernit, fiscal officer of Delaware County do hereby certify that the above information is true and correct.

Dated this 26th day of May, 20 15

Steven G. Cmyernit
(Signature)

Delaware County Auditor
(Title)

(Unit Address)

(Telephone Number)

(City)

(Township)

(Zip Code)

ADJOURN

MOTION: Councilman Alexander motioned to adjourn

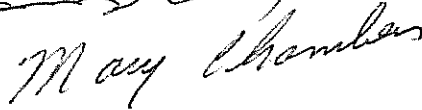
SECOND: Councilman Nemyer

Motion PASSED UNANIMOUSLY

Councilman Alexander



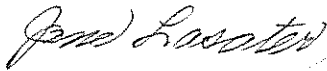
Councilwoman Chambers



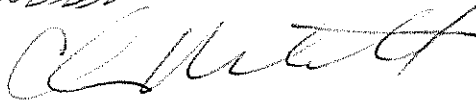
Councilman Jones



Councilman Lasater



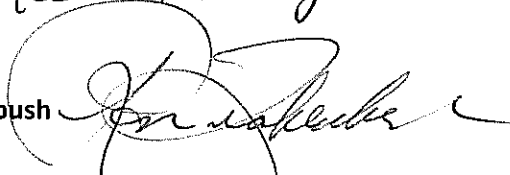
Councilman Matchett



Councilman Nemyer



Councilman Quakenbush



Steven G Craycraft

