

DELAWARE COUNTY COUNCIL MEETING
July 26, 2016 9:00 A.M.
DELAWARE COUNTY COMMISSIONERS COURTROOM
CALL TO ORDER
PLEDGE
AGENDA POSTED
ROLL CALL

Present: Councilman Alexander, Councilwoman Chambers, Councilman Jones, Councilwoman Lasater, Councilman Matchett, Councilman Nemyer, Councilman Quakenbush, Auditor Steve Craycraft, Attorney, Don Dunnuck

APPROVAL OF June 28, 2016 MINUTES

MOTION: Councilman Nemyer motioned to approve June 28, 2016 minutes.

SECOND: Councilman Quakenbush

MOTION PASSED UNANIMOUSLY

SECOND READING
ORDINANCES

AN ORDINANCE AMENDING 2010-008 A SALARY PROCEDURE ORDINANCE DEFINING TERMS AND
ESTABLISHING PROCEDURES FOR IMPLEMENTING SALARIES
(EXCLUDING THE MERIT OFFICERS)

ORDINANCE 2016-011

MOTION: Councilman Nemyer motioned to approve Ordinance 2016-011, An Ordinance Amending 2010-008 a Salary Procedure Defining Terms and Establishing Procedures for Implementing Salaries (Excluding Merit Officers).

SECOND: Councilman Jones

Councilman Quakenbush said this will take a lot of complication out of the process.

MOTION PASSED UNANIMOUSLY

Revised

ORIGINAL

**ORDINANCE NO 2016-011
AN ORDINANCE AMENDING 2010-008
A SALARY PROCEDURE ORDINANCE DEFINING TERMS AND
ESTABLISHING PROCEDURES FOR IMPLEMENTING SALARIES
(EXCLUDING THE MERIT OFFICERS)**

WHEREAS, the Delaware County Council passed Ordinance No. 2010-08 to define terms and procedure for implementing salaries; and

WHEREAS, the Ordinance also established a two-tier probationary period and mathematical formula wherein the employees received an increase in pay after their first 90 days of employment; and

WHEREAS, most of the positions in Delaware County, based upon the mathematical formula, are eligible for full base pay after 90 days; and

WHEREAS, the Delaware County Council believe it is in the best interest to eliminate the mathematical formula and to implement a straight percentage based reduction.

IT IS THEREFORE ORDAINED BY the Delaware County Council that Ordinance No. 2010-008 is amended to the following:

1. The probationary period established for all new employees shall be Ninety (90) calendar days. Upon successful completion of Ninety (90) days of employment, the employee's pay shall automatically be increased to the position base pay.
2. For grade level 1-6 positions, the probationary pay rate shall be 90% of the appropriated position base salary.
3. For grade level 7-9 positions, the probationary pay rate shall be 95% of the appropriated position base salary.
4. This Ordinance shall be effective as of the date it is signed and adopted.

Any provisions contained in Ordinance 2010-008 that are in conflict with this Amendment shall be null and void.

ADOPTED THIS THE _____ DAY OF _____, 2016.

Chris Matchett, Council President

Mary Chambers, Council Vice President

Jane Lasater, Council Member

Kevin Nemyer, Council Member

Mike Jones, Council Member

Ron Quakenbush, Council Member

Scott Alexander, Council Member

Steven Craycraft, Auditor

FINANCIAL

Ms. Donna Patterson, Settlement Clerk read requests aloud.

Commissioners 153 request of \$14,273.50 withdrawn.

No motion or second on 137 Prosecutor request of \$65,929.

MOTION: Councilman Nemyer motioned to approve Circuit Court Dept. 1000-5-138-00000 for \$10,000.

SECOND: Councilman Alexander

Finance Committee recommended reducing the amount to \$10,000.

MOTION PASSED UNANIMOUSLY

MOTION: Councilman Nemyer motioned to approve \$65,929 for Public Safety LOIT 1170.

SECOND: Councilwoman Lasater

Mr. Eric Hoffman, Deputy Prosecutor, provided stats regarding drugs, crime and population of Delaware County. Mr. Hoffman said that in the past the department have tried to do the best by supplementing budgets with grants for equipment but that alone will not suffice.

The drug and domestic violence caseload is no longer allowing their office to effectively do their job and preventable mistakes are happening. They have received a \$75,000 grant from the Indiana Criminal Justice Institute to hire a domestic violence deputy prosecutor, an investigator and victim advocate. They will only handle domestic violence cases: both felony and misdemeanor. This will help alleviate the case load on the felony and misdemeanor deputies.

MOTION PASSED UNANIMOUSLY

July 26, 2016 Council Meeting

Crime, in certain categories, is up in Delaware County

<u>Year</u>	<u>Meth cases</u>	<u>Heroin cases</u>
2012	80	41
2013	149	43
2014	196	111
2015	213	122

Prosecutor's staff in counties with comparable population

<u>County</u>	<u>Population</u>	<u>Criminal Deputies</u>
Vigo	108,300	15
LaPorte	111,300	14
Clark	113,000	10
Delaware	117,500	6
Madison	130,500	16

- Our felonies deputies have an average case load of 391 felony cases, which is at least 250 too many
- Or misdemeanor deputy carries an average case load into the thousands.
- We are the smallest staffed prosecutor's office in the state in terms of counties with comparable population size.

Another growing problem – Domestic Violence

<u>Year</u>	<u>DV cases</u>	<u>City Court Case Filings</u>
2010	136	2,413
2011	149	2,157
2012	224	2,867
2013	221	2,641
2014	282	2,890
2015	211	3,501

MOTION: Councilman Alexander motioned to approve Public Safety LOIT 1170 for \$900,000.

SECOND: Councilman Nemyer

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

NAYS: Councilwoman Lasater, Councilman Quakenbush

MOTION: Councilman Nemyer motioned to approve Community Corrections for \$10,000.

SECOND: Councilman Quakenbush

MOTION PASSED UNANIMOUSLY

MOTION: Councilman Alexander motioned to approve CASA for \$7,500.

SECOND: Councilman Nemyer

MOTION PASSED UNANIMOUSLY

MOTION: Councilman Nemyer motioned to approve Public Defender Supplemental Fund #247 for \$2,000.

SECOND: Councilman Alexander

MOTION PASSED UNANIMOUSLY

MOTION: Councilman Nemyer motioned to approve Auditor Ineligible Homestead 1216 for \$330.

SECOND: Councilman Alexander

MOTION PASSED UNANIMOUSLY

MOTION: Councilman Nemyer motioned to approve Auditor Plat Book Maintenance for \$30,000.

SECOND: Councilman Alexander

MOTION PASSED UNANIMOUSLY

Steve Craycraft, Auditor, said this is for a part-time person to help the Tax Sale Clerk.

Ms. Janet Kesler, Tax Sale Clerk, said there are 315 vacant lots that have been in multiple tax sales. This takes a lot of time in order to give them to adjacent property owners. This is an ongoing job to keep up on these properties and to get them back onto the tax rolls.

Mr. Craycraft said this will be done through the end of the year. At that time he will determine how many was done and if it was successful.

MOTION PASSED UNANIMOUSLY

TRANSFER AGENDA

MOTION: Councilman Nemyer motioned to approve Transfer agenda for Communication Center 124 and Jail 145. (see below)

SECOND: Councilman Jones

MOTION PASSED UNANIMOUSLY

MOTION: Councilman Nemyer motioned to approve financials, transfers and to amend salary ordinance.

SECOND: Councilman Alexander

MOTION PASSED UNANIMOUSLY

Mr. Rick Spangler, Human Resource Director, asked about the procedure once an employee reaches their 90 days.

Councilman Quakenbush said the most important thing is the form is sent to the Auditor's office for payroll.

Mr. Dunnuck said the department head should report when the employees 90 day period is up to Human Resources.

Councilman Quakenbush said when this was brought up at the last meeting Dunnuck said the department head could stop the 90 days and you said no.

Dunnuck said he was opposing it coming back to Council.

COMMITTEE REPORTS

Tax Abatements-none

Appointments-Daleville Economic Board

MOTION: Councilman Jones motioned to appoint Mr. Brent Cheetam to Daleville Economic Board.

SECOND: Councilwoman Chambers

MOTION PASSED UNANIMOUSLY

MOTION: Councilman Jones motioned to appoint Ms. Billie Sheppard to Public Library Board.

SECOND: Councilman Quakenbush

MOTION PASSED UNANIMOUSLY

Personnel

Mr. Rick Spangler, Human Resource Director, presented pay increases (see below).

MOTION: Councilman Nemyer motioned to approve the requests, as presented.

SECOND: Councilman Alexander

MOTION PASSED UNANIMOUSLY

MEMORANDUM

nent	Requesting Dept. Head	Requested Change/Action	Effective Date
	Rick Richman	100% Pay Request	08/04/2016
	Rick Richman	100% Pay Request	08/04/2016
	Rick Richmond	100 % Pay Request	08/04/2016
y	Robert Jessee	100% Pay Request	07/11/2016
	Judge Dowling	100% Pay Request	08/08/2016
	Judge Dowling	Mid-Level Pay Request	08/10/2016
: Probation	Ken Mace	Mid-Level Pay Request	07/11/2016
ar	Melanie Marshall	100% Pay Request	07/04/2016

OTHER/NEW BUSINESS

Councilman Quakenbush said he is concerned about the matching GRAR program from the State for Highway funding. It is important that if monies need to be transferred into the Rainy Day fund and/or if action from council is needed. Quakenbush asked President Matchett to contact the Commissioners regarding this matter.

Ms. Donna Patterson, Settlement Clerk said 25% went into Rainy Day. Ms. Angie Moyer was to contact President Matchett about using Rainy Day monies for a match. The Rainy Day ordinance would need to be amended to include this information.

Councilman Quakenbush said 75% of the \$800,000 is earmarked and can only be used for infrastructure. That money would need to be appropriated into Rainy Day fund that could be used for a match.

Ms. Patterson said she was saying the ordinance would need to be amended for the 25%. Board of accounts said in order to use it for this purpose, the ordinance would have to state that this was a match for the roads. The 75% must go into an established special fund that the State recommended and then appropriated. The 25% is in Rainy Day.

Councilman Quakenbush said this needs to further be discussed because the 25% should not be used for infrastructure. The 75% needs to be properly handled for the match. There is no reason to change the Rainy Day fund for the match. Quakenbush said there is places that they can get their match. Everyone will have good intentions but they will do the \$ 350,000 study but the State will say "you haven't earmarked your match".

Ms. Patterson said the plan has not been approved by the State yet. The bridge part is done but the road part is not.

President Matchett said he received information about fund numbers but it does not say anything regarding information on the match.

Ms. Patterson said once they get the plan approved, they will apply for other state funds but this has nothing to do with it now. That money is available and can be appropriated.

Councilman Quakenbush said "we" could come up with \$1,000,000 3-4 places for the match and then the State could give another million for infrastructure.

President Matchett will do research regarding this.

Review and discuss requests from Township Fire Department and township.

Ms. Kay Walker presented another letter to Council, dated July 26, 2016 regarding LOIT.

Discussion took place with Councilmembers, Mr. Dunnuck, Mr. Ralph Flowers and Ms. Kay Walker. There is confusion about what DLGF states verses what State statute states about LOIT and COIT. Does the distribution from the towns come off the top or off the lump sum or from the counties portion? Council members question State Code and deadlines. Who is on the board? Who is legally eligible for the monies, is a Special meeting needed, who is the proper authority and what body does it go to? How is this different from how LOIT is distributed at this time?

MOTION: Councilman Jones motioned to adjourn.

SECOND: Councilman Nemyer

MOTION PASSED UNANIMOUSLY

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 COUNTY COUNCIL MONTH OF 7/26/2016		
COUNTY GENERAL		
COMMUNICATION CENTER 124		
PERSONAL SERVICES		
Salaries and Wages		
117B Communication Tech DP	-19,830.00	-19,830
117C Communication Tech DP	19,830.00	19,830
109C Communication Tech DP	-19,830.00	-19,830
109B Communication Tech DP	19,830.00	19,830
TOTAL	0.00	0
JAIL 145		
PERSONAL SERVICES		
Salaries and Wages		
A120 Correctional Officer	-18,314.99	-18,314.99
B120 Correctional Officer	18,314.99	18,314.99
TOTAL	0.00	0
Councilman Alexander	<i>Canary</i>	
Councilwoman Chambers	<i>May Chambers</i>	
Councilman Jones	<i>Mejia</i>	
Councilwoman Lasater	<i>James Lasater</i>	
Councilman Matchett	<i>Matchett</i>	
Councilman Nemyer	<i>Heim Nemyer</i>	
Councilman Quakenbush	<i>Quakenbush</i>	
Auditor Craycraft	<i>A. S. Craycraft</i>	

WHEREAS: It has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget:		ORIGINAL
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		
FINANCIAL AGENDA FOR COUNTY COUNCIL MONTH OF 7/26/2016		
COMMISSIONERS 153		
139 Commissioners/W & M Assistant/Floater	11,956.00	
171 FICA	915.00	
172 PERF	1,340.00	
174 Life Ins	20.00	
175 Long Term Disability	42.50	
TOTAL	14,273.50	
<i>withdraw ~</i>		
137 PROSECUTOR		
PERSONAL SERVICES		
Salaries and Wages		
Deputy Prosecutor	21,813.00	
Investigator	11,517.00	
180 Investigator/Grant Administrator	1,731.00	
Victim Advocate	11,517.00	
STOP Grant-ICJI		
171 FICA	3,564.00	
172 PERF	52,229.08	
173 Insurance (family)	10,567.00	
TOTAL	65,929.00	
CIRCUIT COURT DEPT 1000-5-138-00000		
OTHER SERVICES AND CHARGES		
397 Petit Jurors	20,000.00	
TOTAL	20,000.00	
<i>10,000 10,000</i>		
TOTAL COUNTY GENERAL	100,202.50	

OTHER		
PUBLIC SAFETY LOIT 1170		
Deputy Prosecutor	21,813.00	21,813.
Investigator/Grant Administrator	11,517.00	11,517.
Investigator/Grant Administrator	1,731.00	1,731.
Victrom Advocate	11,517.00	11,517.
STOP Grant-ICJI		
171 FICA	3,564.00	3564.
172 PERF	5,220.00	5220.
173 Insurance (family)	10,567.00	10,567.
TOTAL	65,929.00	65,929.
PUBLIC SAFETY LOIT 1170		
PERSONAL SERVICES		
Salaries and Wages		
195 Sheriff Pension	900,000.00	900,000.
TOTAL	900,000.00	900,000.
COMMUNITY CORRECTIONS		
8108 269 5 10000 396 Drug Screens	3,875.00	3875.
8108 269 5 1 00000 393 Travel and Training	6,125.00	6125.
TOTAL	10,000.00	10,000.
CASA 1212-251-5-00000		
SUPPLIES		
211 Office Supplies <i>Volunteer</i>	8,208.27	768.27
TOTAL <i>441</i>	8,208.27	7500.
PUBLIC DEFENDER SUPPLEMENTAL FUND #247		
SUPPLIES		
211 Office Supplies	2,000.00	2000.
TOTAL	2,000.00	2000.

AUDITOR INELIGIBLE HOMESTEAD 1216		
CAPITAL OUTLAYS		
442 Furniture & Equipment	330.00	330.
TOTAL	330.00	330.
AUDITOR PLAT BOOK MAINTENANCE 1181-244-5-198		
Salaries and Wages		
198 Part-time	30,000.00	30,000
TOTAL	30,000.00	30,000
Councilman Alexander		
Councilwoman Chambers		
Councilman Jones		
Councilwoman Lasater		
Councilman Matchett		
Councilman Nemeyer		
Councilman Quakenbush		
Auditor Craycraft		

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ADJOURN

Councilman Alexander

Councilwoman Chambers

Councilman Jones

Councilwoman Lasater

Councilman Matchett

Councilman Nemeyer

Councilman Quakenbush

Auditor Craycraft

County Council July 26, 2016