



ORIGINAL

DELAWARE COUNTY COUNCIL MEETING
May 23, 2023
DELAWARE COUNTY COMMISSIONERS' COURTROOM
CALL TO ORDER
PLEDGE OF ALLEGIANCE

Questions from the public may be directed to countycouncildist@co.delaware.in.

Mr. Jim Mochal, new Councilmember introduced himself. Mr. Mochal was elected through a caucus, due to the death of Councilmember Jane Lasater. Mr. Mochal is a Muncie native.

ROLL CALL

Present: Councilmember Flanagan, Councilmember Hughes, Councilmember Kantz, Councilmember Mochal, Councilmember Piper, Councilmember Webb, Councilmember Whitehead, Auditor, Mr. Ed Carroll, Attorney, Mr. Ben Freeman

AGENDA POSTED and APPROVAL OF AGENDA

MOTION: Councilmember Flanagan made a motion to approve agenda, as posted.

SECOND: Councilmember Webb

YEAS; Councilmember Flanagan, Councilmember Hughes, Councilmember Kantz, Councilmember Mochal, Councilmember Piper, Councilmember Webb, Councilmember Whitehead

APPROVAL OF APRIL 25, 2023 COUNCIL MEETING

MOTION: Councilmember Whitehead made a motion to approve April 25, 2023 minutes.

SECOND: Councilmember Flanagan

YEAS; Councilmember Flanagan, Councilmember Hughes, Councilmember Kantz, Councilmember Mochal, Councilmember Piper, Councilmember Webb, Councilmember Whitehead

TRANSFERS
COUNTY GENERAL

Ms. Tonya Dunsmore, Settlement Clerk, read aloud requests.

MOTION: Councilmember Webb made a motion to approve Clerk 125 transfer (see below).

SECOND: Councilmember Flanagan

Favorable recommendation at Finance meeting.

YEAS; Councilmember Flanagan, Councilmember Hughes, Councilmember Kantz, Councilmember Mochal, Councilmember Piper, Councilmember Webb, Councilmember Whitehead

MOTION: Councilmember Webb made a motion to approve Communications 124 transfer (see below).

SECOND: Councilmember Flanagan

Favorable recommendation at Finance meeting.

Mr. Fred Cummings, 911 Director, said he is down four employees in his department.

YEAS; Councilmember Flanagan, Councilmember Hughes, Councilmember Kantz, Councilmember Mochal, Councilmember Piper, Councilmember Webb, Councilmember Whitehead

MOTION: Councilmember Webb made a motion to approve Jail 145 transfer (see below).

SECOND: Councilmember Flanagan

Councilmember Webb asked for an explanation.

Ms. Nancy Marvin, Office Manager, said this is transitioning employees for promotions, demotions and then those that are leaving Delaware County through retirement or other jobs.

Favorable recommendation at Finance meeting.

YEAS; Councilmember Flanagan, Councilmember Hughes, Councilmember Kantz, Councilmember Mochal, Councilmember Piper, Councilmember Webb, Councilmember Whitehead

MOTION: Councilmember Webb made a motion to approve Jail LIT 1170 transfer (see below).

SECOND: Councilmember Flanagan

Councilmember Webb asked for a staffing update.

Ms. Marvin said due to some retiring, the department is down three employees and one employee resigned. Lateral transfers have taken place.

Favorable recommendation at Finance meeting.

YEAS; Councilmember Flanagan, Councilmember Hughes, Councilmember Kantz, Councilmember Mochal, Councilmember Piper, Councilmember Webb, Councilmember Whitehead

MOTION: Councilmember Webb made a motion to approve Sheriff 129 transfer (see below).

SECOND: Councilmember Flanagan

Favorable recommendation at Finance meeting.

YEAS; Councilmember Flanagan, Councilmember Hughes, Councilmember Kantz, Councilmember Mochal, Councilmember Piper, Councilmember Webb, Councilmember Whitehead

ADDENDUMS COUNTY GENERAL

MOTION: Councilmember Webb made a motion to approve Circuit Court 1000-138-5-0000 transfer (see below).

SECOND: Councilmember Flanagan

Favorable recommendation at Finance meeting.

YEAS; Councilmember Flanagan, Councilmember Hughes, Councilmember Kantz, Councilmember Mochal, Councilmember Piper, Councilmember Webb, Councilmember Whitehead

MOTION: Councilmember Webb made a motion to approve Communications 1000-124 transfer (see below).

SECOND: Councilmember Flanagan

Favorable recommendation at Finance meeting.

YEAS; Councilmember Flanagan, Councilmember Hughes, Councilmember Kantz, Councilmember Mochal, Councilmember Piper, Councilmember Webb, Councilmember Whitehead

MOTION: Councilmember Webb made a motion to approve Jail 145 transfer (see below).

SECOND: Councilmember Flanagan

Favorable recommendation at Finance meeting.

YEAS; Councilmember Flanagan, Councilmember Hughes, Councilmember Kantz, Councilmember Mochal, Councilmember Piper, Councilmember Webb, Councilmember Whitehead

MOTION: Councilmember Webb made a motion to approve 129 transfer (see below).

SECOND: Councilmember Flanagan

Favorable recommendation at Finance meeting.

YEAS; Councilmember Flanagan, Councilmember Hughes, Councilmember Kantz, Councilmember Mochal, Councilmember Piper, Councilmember Webb, Councilmember Whitehead

*added

MOTION: Councilmember Webb made a motion to approve County Council transfer. This is for Councilmember Mochal to get on payroll (see below).

SECOND: Councilmember Flanagan

Favorable recommendation at Finance meeting.

YEAS; Councilmember Flanagan, Councilmember Hughes, Councilmember Kantz, Councilmember Mochal, Councilmember Piper, Councilmember Webb, Councilmember Whitehead

FINANCIAL COUNTY GENERAL

MOTION: Councilmember Webb made a motion to approve Auditor for \$18,000 (see below).

SECOND: Councilmember Flanagan

Councilmember Webb asked how many computers and Councilmember Flanagan asked how many computers the office currently had.

Mr. Ed Carroll, Auditor, said this is to replace 12 computers in the Auditors office. The Auditors office currently has 15 computers, Mr. Carroll will stay on a replacement plan for the Auditors office.

Favorable recommendation at Finance meeting.

YEAS; Councilmember Flanagan, Councilmember Hughes, Councilmember Kantz, Councilmember Mochal, Councilmember Piper, Councilmember Webb, Councilmember Whitehead

MOTION: Councilmember Webb made a motion to approve Commissioners for \$96,640 (see below).

SECOND: Councilmember Flanagan

Councilmember Webb asked for an explanation.

Ms. Pam McCammon, Human Resource Director, said this is an agreement with Waggoner-Irwin-Scheele & Associates. Salaries and job descriptions will be evaluated and updated. The update is long overdue. Ms. McCammon gave an example of Ms. Marta Moody's position and how the position was underpaid.

Ms. McCammon thanked Mr. Carroll for assisting with the project, the Commissioners for approval of the agreement and Council for paying for the much-needed update. Once the update is finished regarding descriptions and salaries Waggoner-Irwin-Scheele & Associates will update positions periodically.

Councilmember Webb thanked the Commissioners and the Councilmembers that worked on this. This will help Delaware County to define the appropriate pay for employees. What if the study determines that the position is getting paid too much.

Ms. McCammon said this will not occur.

Mr. Carroll and Ms. McCammon said this should be finished at the end of 2023.

Favorable recommendation at Finance meeting.

YEAS; Councilmember Flanagan, Councilmember Hughes, Councilmember Kantz, Councilmember Mochal, Councilmember Piper, Councilmember Webb, Councilmember Whitehead

MOTION: Councilmember Whitehead made a motion to approve financial, transfers, and to amend salary ordinance with like reductions.

SECOND: Councilmember Flanagan

YEAS; Councilmember Flanagan, Councilmember Hughes, Councilmember Kantz, Councilmember Mochal, Councilmember Piper, Councilmember Webb, Councilmember Whitehead

DEPARTMENT HEADS

Councilmember Hughes presented the Rules of Delaware County Council. This document can, at any time, be updated. Councilmember Lasater and Councilmember Flanagan assisted with the document. Councilman Hughes provided details and suggested final approval take place at the June 2023 Council meeting.

Councilmember Kantz said Mr. Carroll will review the transfer process and come before Council with suggestions.

President Piper said this would provide time back to employees. Conversations are just beginning about streamlining the procedure.

Councilmember Flanagan thanked Councilmember Hughes for taking the lead on the project.

Councilmember Webb also thanked Councilmember Hughes. Councilmember Webb asked that appointments be known.

President Piper said she would need to check but thought that they would need to be members of the Council.

County Council May 23, 2023

Ms. Emily Anderson, Court Administration, presented information about the needed courtroom upgrades and provided a detail of funds. Ms. Anderson provided a proposal summary, bill of materials and letters of support. This has taken place for 2 ½ years, however, no one wants to be held accountable.

The below letter is support from all Judges.

**The Board of Judges
of the Delaware Circuit Courts**

5-23-2023

3100 S. Tillotson Ave.
Muncie, IN 47302

In Re: Courtroom Presentation Upgrade

April 19, 2023

Dear County Council Members,

There is an on-going issue with the recording equipment in our courtrooms. This has been a continuous problem since the equipment was installed. The Court Administrator has worked with BIS DIGITAL since the installation to resolve the issue. They have exhausted all options and the only choice is to hardwire the equipment so it will perform correctly.

The attorneys need to present their evidence or display power points. The courtroom's five (5) monitors are strategically placed so everyone in the courtroom can see what is being displayed. This is done at hearings but more so during trials. The attorneys connect their equipment (i.e. laptop) to the WolfVision Cynap unit via Wi-Fi. The court staff and/or judge has to allow them onto the system. Once they are connected, the attorneys control what is being displayed on the monitors.

Issues that we have dealt with continuously and on a weekly basis have ranged from attorneys not being able to connect to the WolfVision unit, monitors going black in the middle of presentations, video lag/drag, video being choppy, monitors screen turning green, videos playing but no sound, etc.

When these issues arise, the hearing/trial has to be stopped and the Court Administrator has to be called into the courtroom to try to resolve the issue if the attorneys or court staff cannot get it fixed. This causes disruptions and delays in the hearings/trials. These delays can last anywhere from ten (10) minutes to one (1) hour. Quite frankly, it is embarrassing for the courts. We have brand new equipment that does not work as it should.

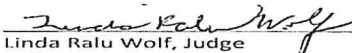
We have been advised that the permanent solution to fix these issues is to hardwire the equipment. This would take Wi-Fi out of the equation. BIS DIGITAL will run cables to each of the attorney tables through existing cable runs and add a switch at the Court Reporter station. The Court Reporter would then be in charge of allowing the attorney to display content on the monitors.

We respectfully request that funding be provided to upgrade all five (5) courtrooms so hearings and trials can be conducted more efficiently. We have attached the quote and would appreciate your support.

DELAWARE COUNTY BOARD OF JUDGES


Judi L. Calhoun, Judge
Delaware Circuit Court No. 1


Kimberly S. Dowling, Judge
Delaware Circuit Court No. 2


Linda Ralu Wolf, Judge
Delaware Circuit Court No. 3


John M. Feick, Judge
Delaware Circuit Court No. 4


Thomas A. Cannon Jr., Presiding Judge
Delaware Circuit Court No. 5

<https://www.youtube.com/watch?v=rEpQRrYUXOU>

Councilmembers asked many questions regarding the issue/problems with the court recording systems, funding, problems when trials take place, placing it in the 2024 budget, warranties, wi-fi, repairs, problems with the electricity, equipment, cables, hardwire, quotes of what is covered and what is not, projections etc. within the Justice Center.

Councilmember Kantz said the Finance Committee is meeting with President Henry on May 24, 2023 and will discuss this matter with him.

The presentation materials are located in the Auditor's office.

County Council May 23, 2023

Mr. Gavin Greene, Coroner, said they had 44 cases in March, 32 cases in April and 48 cases in May. There have been 14 suicide cases in 2023.

Sheriff Tony Skinner said they have had a similar experience in the jail with cameras as Ms. Anderson. The company that was put in was not the one the Sheriff's office wanted, however the department got stuck with them. All of that company's equipment is proprietary.

Mr. Skinner said the company that was used in the old Justice Center jail was great, their customer service was wonderful along the equipment. Mr. Skinner had the old company in to give them a quote, however, it would cost a half million dollars.

Mr. Skinner said they are at the final stages of the federal inmates' negotiations. At this time discussions are taking place regarding medical costs.

Mr. Skinner said the overtime budget is exactly right on for the year, especially with all of the homicides and suicides in 2023.

PUBLIC COMMENT

Mr. Rick Yencer, said that the decision made a few years ago regarding the jail is going to haunt you forever. The property was not built for anything but a school.

The ARP monies should go to the people. With non-profits and a declining tax bases it will continue to be difficult to get new people and businesses into Muncie, Indiana.

Ms. Charlize Jamison, congratulated Mr. Jim Mochal for his new position with Council.

Ms. Jamison said she was disturbed by the minors that attended the meeting in April. Ms. Jamison is concerned/disturbed when local people attend a local Council meeting and end up on television across the globe.

Ms. Jamison said a statement was to be provided, however, as of date nothing has been stated.

Mr. Camron Grubbs, asked that Councilmembers change their Facebook settings when issue statements. No statements have been made from Councilmembers. Council is to represent everyone.

Councilmember Flanagan said after 27 years of service, Ms. Cindy Speidel, Assessors office is retiring.

ADJOURN

MOTION: Councilmember Flanagan made a motion to adjourn until June 27, 2023.

SECOND: Councilmember Kantz

YEAS; Councilmember Flanagan, Councilmember Hughes, Councilmember Kantz, Councilmember Mochal, Councilmember Piper, Councilmember Webb, Councilmember Whitehead

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 on May 23, 2023				ORIGINAL
Transfers for May 23, 2023				
COUNTY GENERAL				
CLERK				
PERSONAL SERVICES				
Salaries and Wages				
125/C118 DEPUTY CLERK	Webb		-\$15,445.80	- 15445 \$
125/D118 DEPUTY CLERK	Dan		\$15,445.80	15 445 80
TOTAL			\$0.00	2
COMMUNICATIONS 1000-124				
PERSONAL SERVICES				
Salaries and Wages				
1000-124 B111 COMM TECH			-\$22,538.50	S
1000-124 C111 COMM TECH			\$22,538.50	
1000-124 A114 COMM TECH			-\$24,192.34	
1000-124 B114 COMM TECH	Webb		\$24,192.34	
1000-124 195 HOLIDAY PAY	Dan		\$10,000.00	
1000-124 A133 COMM TECH			-\$2,000.00	
1000-124 C113 COMM TECH			-\$6,000.00	
1000-124 K108 COMM TECH			-\$3,000.00	
1000-124 196 OVERTIME			\$11,000.00	
1000-124 173 HEALTH INSURANCE			-\$10,000.00	
TOTAL			\$0.00	6

ORIGINAL

JAIL 145		
PERSONAL SERVICES		
Salaries and Wages		
145/F132 CORRECTIONAL OFFICER		-\$22,753.46
145/G132 CORRECTIONAL OFFICER		\$22,753.46
145/100 CAPTAIN	Webb	-\$30,876.94
145/A100 CAPTAIN		\$30,876.94
145/C102 LIEUTENANT	Dan	-\$28,993.88
145/D102 LIEUTENANT		\$28,993.88
145/B135 CORPORAL		-\$24,425.66
145/C135 CORPORAL		\$24,425.66
145/G138 CORRECTIONAL OFFICER		-\$19,333.05
145/H138 CORRECTIONAL OFFICER		\$19,333.05
TOTAL		\$0.00
JAIL LIR 1170		
PERSONAL SERVICES		
Salaries and Wages		
1170/C106 CORRECTIONAL OFFICER	Ryan	-\$28,349.19
1170/D106 CORRECTIONAL OFFICER	Dan	\$28,349.19
1170/A105 CORRECTIONAL OFFICER		-\$22,307.35
1170/B105 CORRECTIONAL OFFICER		\$22,307.35
TOTAL		\$0.00
SHERIFF 129		
PERSONAL SERVICES		
Salaries and Wages		
129/B103 DEPUTY	Ryan	
129/C103 DEPUTY OFFICER	Dan	-\$31,938.68
TOTAL	Down	\$31,938.68
		\$0.00

ORIGINAL

Councilmember Flanagan	101 237		
Councilmember Hughes	William V. Hyman		
Councilmember Kantz	Thomas		
Councilmember Lasater	Mochal		
Councilmember Piper	John		
Councilmember Webb	John		
Councilmember Whitehead	Engene W. Whitehead		
Auditor Carroll	Carl Carroll		

<p>WHEREAS: It has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget May 23, 2023 ADDENDUM 1</p>			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 set apart out of the several funds for the purposes herein specified subject to the laws governing the same on May 23 2023 addendum 1 transfers				
COUNTY GENERAL				
CIRCUIT COURT DEPT 1000-138-5-00000	Ryan			
PERSONAL SERVICES				
Salaries and Wages	Webb			
C165 COURT SECRETARY		-18,138.78	-18,138.78	
D165 COURT SECRETARY		18,138.78	18,138.78	
TOTAL		0.00	0	
COMMUNICATION 1000-124				
PERSONAL SERVICES	Ryan			
Salaries and Wages	Dan			
1000-124 B128 COMM TECH		-21,057.73	-21,057.73	
1000-124 C128 COMM TECH		21,057.73	21,057.73	
TOTAL		0.00	0	
JAIL 145				
PERSONAL SERVICES				
Salaries and Wages				
145/E114 CORRECTIONAL OFFICER	Webb	-18,055.44	-18,055.44	
145/F114 CORRECTIONAL OFFICER	Dan	18,055.44	18,055	
145/G108 CORPORAL		-21,714.16	-21,714.16	
145/H108 CORPORAL		21,714.16	21,714.16	
TOTAL		0.00	0	

SHERIFF 129		ORIGINAL	
PERSONAL SERVICES			
Salaries and Wages			
129/A130 DEPUTY	-29,392.74	29,392.74	
129/B130 DEPUTY	29,392.74	29,392.74	
129/A104 CAPTAIN	-38,423.62	-38,423.62	
129/B104 CAPTAIN	38,423.62	38,423.62	
129/D143 DEPUTY	-31,501.04	-31,501.04	
129/E143 DEPUTY	31,501.04	31,501.04	
129/A113 LIEUTENANT	-35,176.04	-35,176.04	
129/B113 LIEUTENANT	35,176.04	35,176.04	
TOTAL	0.00	0	
Councilmember Flanagan			
Councilmember Hughes			
Councilmember Kantz			
Councilmember Lasater			
Councilmember Piper			
Councilmember Webb			
Councilmember Whitehead			
Auditor Carroll			
Council Personal Services Salaries and Wages 1000A105 Council member (-9000) 1000B105 Council member +9000			
			-9000
			+9000
			0

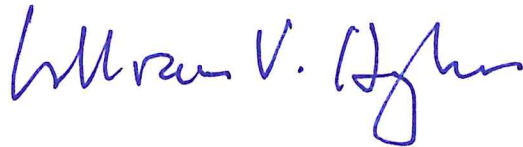
WHEREAS: It has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget:				
SECTION 1, THEREFORE: Be it ordained by the County Council of Delaware County, Indiana, that for the expenses of said municipal corporation for the following additional sums 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 on May 23, 2023				
Financials				
COUNTY GENERAL				
AUDITOR				
CAPITAL OUTLAYS				
126-441 EQUIPMENT-COMPUTER	Webb Dan	12 computers	18,000.00	18,000
TOTAL			18,000.00	18,000
COMMISSIONERS				
OTHER SERVICES AND CHARGES				
153-311 WAGGONER-IRWIN-SCHEELE & ASSOC	Webb Dan		96,640.00	96,640
TOTAL			96,640.00	96,640
Councilmember Flanagan	DJ 281			
Councilmember Hughes	L. M. V. Hye			
Councilmember Kantz	[Signature]			
Councilmember Lasater	mucha [Signature]			
Councilmember Piper	[Signature]			
Councilmember Webb	[Signature]			
Councilmember Whitehead	Eugene Whitehead			
Auditor Carroll				

Councilmember Flanagan



ORIGINAL

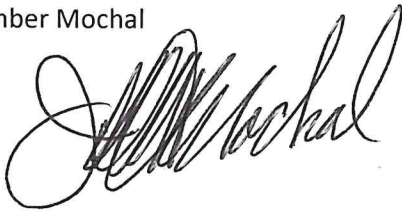
Councilmember Hughes



Councilmember Kantz



Councilmember Mochal



Councilmember Piper



Councilmember Webb



County Council May 23, 2023

Councilmember Whitehead

Eugene Whitehead

ORIGINAL

Auditor, Mr. Ed Carroll

Ed Carroll