

SHERIFF'S SALARY CONTRACT

ORIGINAL

THIS CONTRACT (this "Contract") entered into this 28 day of May, 2019, by and between David A. (Tony) Skinner, Sheriff of Delaware County, Indiana ("Sheriff") and Delaware County, Indiana ("County") by its duly elected county council ("Council") and by its duly elected board of county commissioners ("Commissioners").

WITNESSETH:

WHEREAS, Indiana Code ("IC") 6-8.1-8-3 (c)(3) provides that a Sheriff is entitled to keep a collection fee equal to ten percent (10%) of monies collected through certain tax warrant levy proceedings; and

WHEREAS, County, pursuant to IC Section 36-2-13-2.8(c)(5), must pay Sheriff a minimum salary equal to ninety percent (90%) of the annual minimum salary that is paid by the state to a full-time prosecuting attorney in the County; and

WHEREAS, Council and Commissioners, in consideration of Sheriff's assignment of such monies to the Delaware County General Fund, are willing, pursuant to IC 36-2-13-2.5, to approve a fixed amount of compensation to be paid Sheriff in place of such fee compensation.

WHEREAS, the Sheriff of Delaware County was elected in 2018 and the year 2019 is the first year in office

NOW, THEREFORE, in consideration of the mutual covenants and promises herein contained as set forth above, the parties agree as follows:

1. Sheriff shall assign to and deposit into the Delaware County General Fund to be used for any general fund purpose any and all fees he would otherwise be entitled to retain as tax warrant collection fees pursuant to Indiana Code Section 6-8.1-8-3(c)(3).

2. Sheriff shall pay for feeding prisoners from meal allowances received under IC 36-8-10-7. Neither Sheriff nor Sheriff's officers, deputies, or employees may make a profit from county appropriations made to fund said meal allowances. After the expenses of feeding prisoners are paid,

Sheriff shall deposit any unspent meal allowance monies into the Delaware County General Fund to be used for any general fund purpose.

3. Pursuant to IC 36-2-13-2.5, and in consideration of the foregoing assignment and Sheriff's future deposits of monies into the Delaware County General Fund, Council and Commissioners hereby agree to pay the fixed amount of One Hundred Thirty-Two Thousand Four Hundred Forty-Seven Dollars and sixty cents (\$132,447.60) as Sheriff's compensation for the term of this contract with sums shall be paid from the Delaware County General Fund in the same manner that salaries of other County officials are paid. The compensation of the Sheriff shall increase in the event that the compensation paid to the Prosecuting Attorney for Delaware County increases as per the statute.

4. The Sheriff shall file an accounting of the expenditures for feeding prisoners with the County Auditor on the first Monday of January and the first Monday of July of each year.

5. The term of this agreement shall be for the term of office of the Sheriff beginning January 1, 2019 and ending December 31, 2022. The termination date of this Contract does not extend beyond the current term of the Sheriff.

6. The Sheriff agrees to accept his retirement compensation under the terms of the Delaware County Sheriff Retirement Plan (the "Plan"), subject to the following:

a. All elected and appointed sheriffs must meet eligibility requirements of the Plan in order to collect retirement benefits from the Plan;

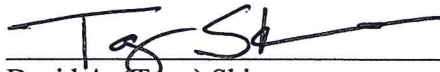
b. The Sheriff's retirement benefit under the Plan shall be computed based upon an amount equal to eighty per cent (80%) of the average of the Sheriff's highest paid three (3) calendar years;

c. The Sheriff will make the employee's three per cent (3%) contribution to the Plan based upon his actual annual salary.

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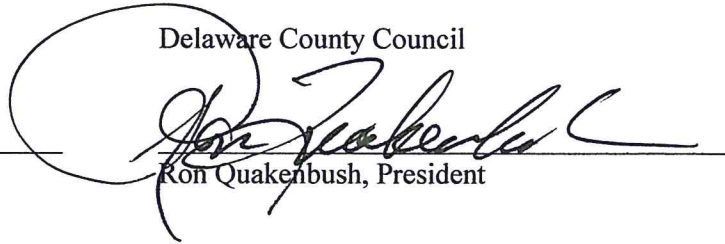
IN WITNESS WHEREOF, the parties hereunto set their hands to this agreement, to be deemed effective as of the first (1st) day of January, 2019 (the "Effective Date"), although the dates of actual execution of this agreement by the parties shall have preceded said Effective Date.

Delaware County Sheriff



David A. (Tony) Skinner
Delaware County Sheriff

Delaware County Council



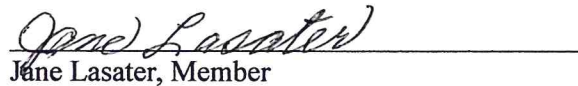
Ron Quakenbush, President



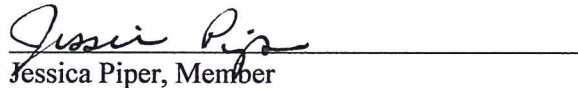
Scott Alexander, Vice President



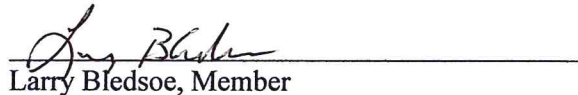
Ryan Ballard, Member



Jane Lasater, Member

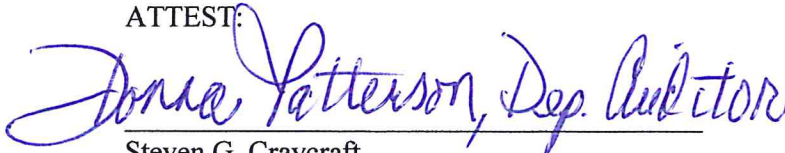


Jessica Piper, Member

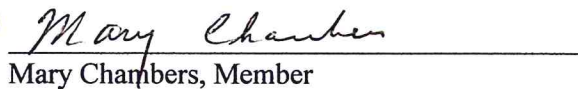


Larry Bledsoe, Member

ATTEST:



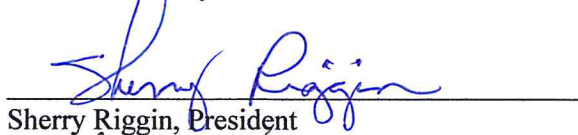
Steven G. Craycraft
Delaware County Auditor



Mary Chambers, Member

APPROVED BY RESOLUTION:

Delaware County Commissioners




Sherry Riggan, President



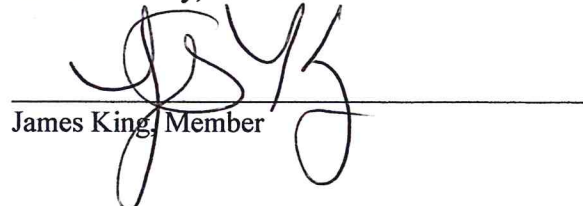
Shannon Henry, Vice President

ATTEST:



Chy Deputy Auditor

Steven G. Craycraft
Delaware County Auditor



James King, Member

ORIGINAL

Resolution
approves
Salary Contract

BOARD OF COMMISSIONERS OF DELAWARE COUNTY

RESOLUTION NO. 2019 -002A

AN AMENDMENT TO THE RESOLUTION APPROVING A FIXED AMOUNT
OF COMPENSATION CONTRACT WITH THE
SHERIFF OF DELAWARE COUNTY, INDIANA

WHEREAS, Indiana Code ("IC") 6-8.1-8-3(c)(3) provides that a Sheriff is entitled to keep a collection fee equal to ten percent (10%) of monies collected through certain tax warrant levy proceedings; and

WHEREAS, Delaware County ("County") pursuant to IC Section 36-2-13-2.8(c)(5), must pay Sheriff a minimum salary equal to ninety percent (90%) of the annual minimum salary that is paid by the state to a full-time prosecuting attorney in the County; and

WHEREAS, the Delaware County Council ("Council") and the Delaware County Board of Commissioners ("Commissioners"), in consideration of Sheriff's assignment of such monies that he would be entitled to keep as his fee on the levy of tax warrants to the Delaware County General Fund, are willing, pursuant to IC 36-2-13-2.5, to approve a fixed amount of compensation to be paid Sheriff in place of such fee compensation; and

WHEREAS, the parties have agreed to such a revised contract in the form attached hereto, marked "Exhibit A" and made a part of this Resolution;

WHEREAS, the year 2019 is the first year in office for the Delaware County Sheriff and pursuant to IC 36-2-5-13(b) the compensation of the Sheriff should be changed as per the contract.

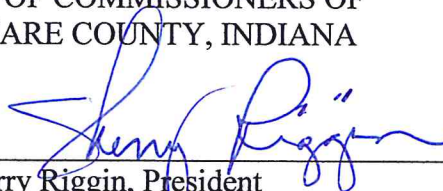
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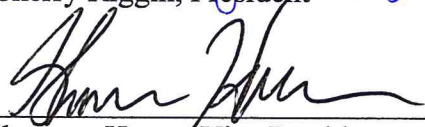
NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Delaware County, Indiana, that that certain Sheriff's Salary Contract for the Sheriff of Delaware County, Indiana, establishing a fixed amount of compensation for the calendar year 2019 through 2022 (a true copy thereof being attached hereto, marked "Exhibit A" and made a part of this Resolution) is hereby APPROVED and made effective January 1, 2019.


DULY ADOPTED this 20 day of May, 2019.

BOARD OF COMMISSIONERS OF
DELAWARE COUNTY, INDIANA

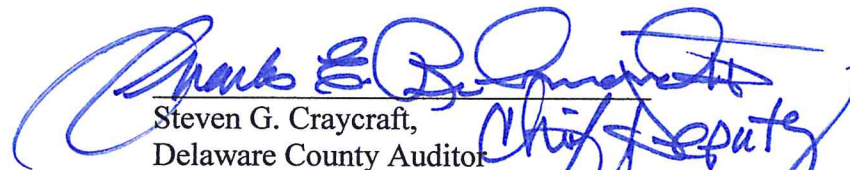
By: _____


Sherry Riggan, President


Shannon Henry, Vice President


James King, Member

ATTEST:


Steven G. Craycraft,
Delaware County Auditor


Charles E. Richmond II, Auditor

approved
5-28-19

COUNTY COUNCIL OF DELAWARE COUNTY, INDIANA

RESOLUTION NO. 2019 - 020

ORIGINAL

**A RESOLUTION APPROVING A FIXED AMOUNT
OF COMPENSATION CONTRACT WITH THE
SHERIFF OF DELAWARE COUNTY, INDIANA**

WHEREAS, Indiana Code ("IC") 6-8.1-8-3(c)(3) provides that a Sheriff is entitled to keep a collection fee equal to ten percent (10%) of monies collected through certain tax warrant levy proceedings; and

WHEREAS, Delaware County ("County"), pursuant to IC Section 36-2-13-2.8(c)(5), must pay Sheriff a minimum salary equal to ninety percent (90%) of the annual minimum salary that is paid by the state to a full-time prosecuting attorney in the County; and

WHEREAS, the Delaware County Council ("Council") and the Delaware County Board of Commissioners ("Commissioners"), in consideration of Sheriff's assignment of such monies that he would be entitled to keep as his fee on the levy of tax warrants to the Delaware County General Fund, are willing, pursuant to IC 36-2-13-2.5, to approve a fixed amount of compensation to be paid Sheriff in place of such fee compensation; and

WHEREAS, the parties have agreed to such a contract in the form attached hereto, marked "Exhibit A" and made a part of this Resolution;

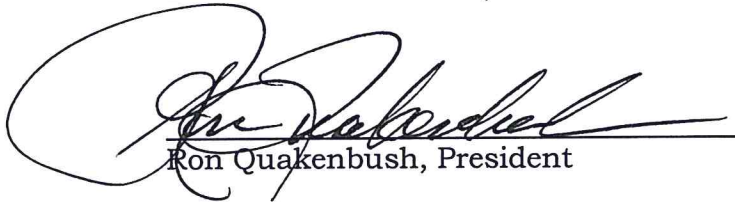
WHEREAS, the year 2019 is the first year in office for the Delaware County Sheriff and pursuant to IC 36-2-5-13(b) the compensation of the Sheriff should be changed as per the contract.

NOW, THEREFORE, BE IT RESOLVED by the County Council of Delaware County, Indiana, that that certain Sheriff's Salary Contract for the

Sheriff of Delaware County, Indiana, establishing a fixed amount of compensation for the calendar year 2019 (a true copy thereof being attached hereto, marked "Exhibit A" and made a part of this Resolution) is hereby APPROVED and made effective January 1, 2019.

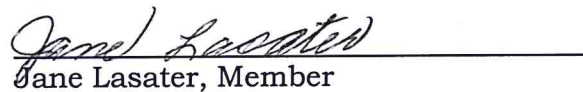
Duly adopted this 1 day of January, 2019.

**DELAWARE COUNTY COUNCIL,
DELAWARE COUNTY, INDIANA**


Ron Quakenbush, President


Scott Alexander, Vice President


Ryan Ballard, Member


Jane Lasater, Member


Jessica Piper, Member


Larry Bledsoe, Member


Mary Chambers, Member

Attest:


Steven G. Craycraft,
Delaware County Auditor