

The regular meeting of the Hendricks County Council was called to order by President Eric Wathen on Thursday, February 9, 2017 with the following in attendance: Jay Puckett, Larry Hesson, Mike Rogers, Caleb Brown, Eric Wathen, David Wyeth, Brad Whicker, Financial Administrator Tami Mitchell, and Auditor Nancy Marsh. The Pledge of Allegiance was led by President Eric Wathen.

IN THE MATTER OF THE AGENDA

It was moved by Jay Puckett and seconded by Larry Hesson to adopt the agenda as presented. Motion carried 7-0.

IN THE MATTER OF THE JANUARY 12, 2017 MINUTES

It was moved by David Wyeth and seconded by Brad Whicker that the minutes be approved as submitted. Motion carried 6-0-1 (LH Abstain).

**IN THE MATTER OF THE SUPERIOR II REQUEST
TO BE REMOVED FROM THE UNIFIED COURTS**

Superior Court V Judge Stephanie Lemay-Luken stated she wanted to clarify that the Unified Courts works well for the most part and is not asking to be removed from the Unified Courts. Judge Lemay-Luken stated the Public Defender Fund has been separated into sub accounts which has pretty much solved some the problem.

Superior Court II Judge Rhett Stuard requested his portion be pulled from the Unified Court budget and said he is not speaking on behalf of any of the other courts. Judge Stuard stated he wants to be personally accountable for what he spends and not accountable for everyone else. Judge Stuard stated that his Office Manager, Janie Hardin already does him claims and would not be a burden to her.

Judge Lemay-Luken stated she had spoken to the Court Administrator, Catherine Haines, and stated that if each court requested to be separated, it would be very cumbersome for Catherine.

Superior Court IV, Mark Smith stated that they recognized there was a public defender problem, but it had been resolved with the Public Defender Fund sub codes and it was working well with no problems. Judge Smith stated he understands Judge Stuard's concerns.

Councilman Jay Puckett stated the County had worked hard to get the Unified Court budget and don't want to undo what had been accomplished.

Larry Hesson stated that he thought the pooled budget line items might possibly insulate an individual judge and an individual budget would be more exposed if not in the unified budget. Mr. Hesson stated the Council has never turned anyone down when there was a need. Mr. Hesson stated he feared the Unified Courts will unravel if one court is allowed to leave.

Judge Stuard stated that he had tried to work the problems out with his colleagues and he was not successful. Judge Stuard stated regardless of the vote, Superior II will be back during the budget process and will not be a part of the Unified Courts. Judge Stuard stated he did not want to cost the tax payers money by mandating.

Councilman Mike Rogers stated that he did not think Judge Stuard was speaking on behalf of anyone other than Superior II at the January Council meeting and that the Council had asked for additional detail and to hear from the other courts in the Unified Courts. The Council acknowledged that it had received letters supporting the Unified Courts from Circuit Court, Superior I, III, IV and V.

Councilman Jay Puckett, respecting Judge Stuard and sensitive to the issue, moved to deny Superior II request to have their budget separated from the Unified Courts. Motion carried 6-1 (EW).

IN THE MATTER OF THE CORONER

Coroner Rick Morpew was present to request new computer equipment for the Coroner's Office. Mr. Morpew stated he had work with IT Director Doug Morris and had received a quote for equipment in the amount of \$4,241.89 that would be well prepared to take the Coroner's office into the future. Auditor Nancy Marsh explained the Council's process of requesting capital purchases from the Commissioner's Machinery and Equipment line item 44000. Ms. Marsh explained that the Council's requested process had more than likely been lost with the change of elected officials and she would share the information with the Commissioners. IT Director Doug Morris said he would take the request to the Commissioners on Tuesday, February 14. Coroner Morpew, in his continuing effort to keep the Council informed, stated there had been 19 death investigations since January 1, 2017.

IN THE MATTER OF HUMAN RESOURCES JOB RECOMMENDATIONS

Human Resources Administrator Erin Hughes informed the Council that the Commissioners have changed the new job description title from Administration & Communications Assistant to Administration & Public Affairs. Ms. Hughes stated the Computer Department has added an essential function to the Application Support Specialist which will not change the classification. A new job description was submitted on behalf of the Public Defender Board and is classified as Special Occupation (SO) and is exempt. It was moved by Caleb Brown and seconded by Brad Whicker to approve the job descriptions as presented by Ms. Hughes. Motion carried 7-0.

Chief Deputy Prosecutor, Jim Bryan presented a request to pay a new deputy prosecutor above the midpoint to be in parity with his peers. There is an appropriation for this employee as it is being vacated by a deputy prosecutor. Mr. Bryan gave the Council an update on the heroin price and supply activity in Hendricks County. It was moved by Larry Hesson and seconded by Jay Puckett to approve the new deputy prosecutor be hired above the midpoint with a salary of \$65,879. It was noted there may be a need to come back for an additional appropriation to adequately fund the approved request. Motion carried 7-0.

IN THE MATTER OF THE EMERGENCY ADDITIONAL APPROPRIATIONS

It was moved by Brad Whicker and seconded by Mike Rogers to deny Superior II emergency additional appropriations number 1 through 19. Motion carried 7-0.

It was moved by Jay Puckett and seconded by Caleb Brown to approve Child Support emergency additional appropriation number 20. Motion carried 7-0.

Susan Bently was present to answer questions about the Probation additional appropriations. It was moved by Larry Hesson and seconded by Brad Whicker to approve Probation and Home Detention additional appropriations number 21, 22, and 23. Motion carried 7-0.

County Engineer John Ayers was present to answer questions about the additional appropriations. It was moved by Caleb Brown and seconded by Mike Rogers to approve the EDIT emergency appropriation additional appropriations number 24 and 25; the Cumulative Bridge emergency additional appropriation number 26; MVH emergency additional appropriation number 27; SR 267 emergency additional appropriation number 28 and Community Crossings emergency additional appropriation number 29. Motion carried 7-0.

Tamara Brinkman, Julie Hahn, and Dr. Stopperich were present to answer questions about their additional appropriations. It was moved by Brad Whicker and seconded by Larry Hesson to approve the Local Health Maintenance and Local Health Department Trust Account emergency additional appropriations number 30 through 49. Motion carried 7-0.

IN THE MATTER OF THE APPROPRIATION REDUCTIONS

It was moved by Brad Whicker and seconded by Caleb Brown to deny Unified Court reductions number 1 through 19. Motion carried 7-0.

IN THE MATTER OF THE REALLOCATION OF FUNDS RESOLUTION

It was moved by Jay Puckett and seconded by David Wyeth to approve Community Corrections Grant reallocation of funds number 1 through 16. Motion carried 7-0.

IN THE MATTER OF THE 1782 BUDGET NOTICE

Auditor Nancy Marsh stated that we have received our 1782 Notice and due to the way the DLGF handled the cap losses, we will need to make corresponding cap loss cuts to the budgets and then reappropriate them at the March Council Meeting. Auditor Marsh submitted the following recommended cuts: General - \$1,614,812.00; Reassessment - \$17,499.00; Cumulative Bridge - \$231,037.00; Major Bridge - \$92,744.00; Health - \$57,647.00; Drain Improvement - \$12,099.00; and CCD - \$149,992.00 as well as a reduction in the bond payment budget for the GO Bond 0182 refinance to \$455,219.00.

It was moved by Mike Rogers and seconded by Brad Whicker to approve the cuts as recommended by the Auditor. Motion carried 7-0. It was moved by Jay Puckett and seconded by David Wyeth to authorize the Auditor to sign the amended Hendricks County 1782. . Motion carried 7-0.

IN THE MATTER OF THE STATUS OF FUNDS

Auditor Nancy Marsh presented the Status of Funds report for the Council's review.

IN THE MATTER OF THE AUDITOR'S OFFICE PTO

Auditor Nancy Marsh requested the Council's consideration to award former Auditor, Cinda Kattau a number of PTO days in recognition of her losing her sick and vacation days when she became Auditor in 2008. At that time, Auditor Kattau did not ask for a payout of her sick and vacation hours which is the normal policy when an employee goes into an elected official position i.e. Sheriff Clark. At her own request, former Auditor Kattau had zero days to be applied to her PTO balance in The Right Stuff. Auditor Marsh stated she was open to any number of days the Council may apply but asked for a minimum of 12 days. Employee Kattau is a 20 year employee of Hendricks County. As a 20 year employee she would have been allowed to carry over 252 hours or 36 days under the new policy manual. It was moved by Larry Hesson and seconded by Brad Whicker to grant 36 days or 252 hours to Cinda Kattau's PTO balance. Motion carried 7 to 0.

IN THE MATTER OF THE RIGHT STUFF TIME AND ATTENDANCE SYSTEM

Auditor Nancy Marsh gave the Council an update that the elected officials had met to discuss and troubleshoot the current difficulties with the system. Ms. Marsh stated the Prosecutor, Sheriff, Surveyor, Clerk, Recorder, Auditor, Assessor and Treasurer are submitting a letter to the County Commissioners asking to be allowed to convert their individual offices to either the Cap or Exception method. Council President Eric Wathen stated he and Commissioner President Matt Whetstone had met with Sheriff Brett Clark and Assessor Larry Scott on behalf of the elected officials and reported it was a productive meeting.

IN THE MATTER OF THE CONFLICT OF INTEREST STATEMENTS

Councilmen Eric Wathen and Caleb Brown submitted Conflict of Interest statements and asked that the Auditor file them with the State Board of Accounts.

IN THE MATTER OF ADJOURNMENT

There being no further business to come before the Council, upon motion made by Larry Hesson and seconded by Brad Whicker, the meeting was adjourned Thursday, February 9, 2017 at 3:15 p.m.

Submitted,

Nancy L. Marsh

EMERGENCY APPROPRIATION RESOLUTION

Whereas, certain extraordinary emergencies have developed since the adoption of the existing budget, so that it is necessary to appropriate more money than was appropriated in the annual budget; therefore, to meet such extraordinary emergencies;

Be it resolved by the County Council of Hendricks County, Indiana, that for the expense of said County the following additional sums of money are hereby appropriated and ordered set apart out of the several funds as herein and for the purpose herein specified, subject to the laws governing the same.

ADDITIONAL APPROPRIATIONS

<u>DEPARTMENT</u>	<u>ACCOUNT #</u>	<u>DESCRIPTION</u>	<u>REQUESTED</u>	<u>APPROVED</u>
1) General - Superior 2	1001.10111.000.141	Clerk	\$ 32,357	<u>Deny</u>
2) General - Superior 2	1001.14101.000.141	Bailiff	\$ 41,523	<u>D</u>
3) General - Superior 2	1001.14102.000.141	Off Mgr/Chief Ct Reporter	\$ 48,271	<u>D</u>
4) General - Superior 2	1001.14104.000.141	Court Reporter	\$ 43,116	<u>D</u>
5) General - Superior 2	1001.14105.000.141	Court Reporter	\$ 43,116	<u>D</u>
6) General - Superior 2	1001.16006.000.141	Pro-Tempores	\$ 75	<u>D</u>
7) General - Superior 2	1001.16099.000.141	Overtime	\$ 1,725	<u>D</u>
8) General - Superior 2	1001.20100.000.141	Supplies	\$ 2,750	<u>D</u>
9) General - Superior 2	1001.20101.000.141	Law Books	\$ 6,000	<u>D</u>
10) General - Superior 2	1001.30400.000.141	Indigent Defense Services	\$ 117,300	<u>D</u>
11) General - Superior 2	1001.30701.000.141	Psychiatric Evaluation	\$ 5,100	<u>D</u>
12) General - Superior 2	1001.30702.000.141	Interpreters	\$ 3,400	<u>D</u>
13) General - Superior 2	1001.30703.000.141	Pauper Transcripts	\$ 6,800	<u>D</u>
14) General - Superior 2	1001.30706.000.141	Lodging and Meals of Jury	\$ 2,125	<u>D</u>
15) General - Superior 2	1001.30707.000.141	Guardian Ad Litem/CASA	\$ 12,500	<u>D</u>
16) General - Superior 2	1001.32525.000.141	Professional Development	\$ 1,666	<u>D</u>
17) General - Superior 2	1001.34500.000.141	Printing & Advertising	\$ 1,666	<u>D</u>
18) Supplemental Public Defender	1200.30400.000.141	Indigent Defense Services	\$ 13,000	<u>D</u>
19) Jury Fees - Superior 2	2507.30705.000.141	Per Diem of Petit Juror	\$ 6,800	<u>D</u>
20) Child Support	8897.18412.000.0184	Part Time Change in Hours	\$ 9,500	<u>9500</u>
21) Probation	1001.15109.000.0151	Probation Officer	\$ 3,495	<u>3495</u>
22) Probation	1001.15113.000.0151	Probation Officer	\$ 1,774	<u>1774</u>
23) Home Detention	4922.19400.000.0151	Probation Officer	\$ 1,613	<u>1613</u>
24) EDIT Project Fund	1112.32613.000.0143	Raceway Road Curve Correction	\$ 400,000	<u>400,000</u>
25) EDIT Project Fund	1112.34385.000.0143	CR 150 N & 350 N	\$ 600,000	<u>600,000</u>
26) Cumulative Bridge	1135.34343.000.0201	Bridge #79	\$ 700,000	<u>700,000</u>
27) Motor Vehicle Highway	1176.31109.000.0201	RR Crossing Marking Improvements	\$ 35,000	<u>35,000</u>
28) SR 267 Relinquishment	4941.31108.000.143	Transfer Agreement with Avon	\$ 130,961	<u>130,961</u>
29) Community Crossings	9124.30000.000.143	Community Crossings	\$ 2,000,000	<u>2,000,000</u>
30) Local Health Maintenance	1168.18621.000.0214	Employee RR	\$ 24,684	<u>24,684</u>
31) Local Health Maintenance	1168.18629.000.0214	Employee JM 36604	\$ 26,988	<u>26,988</u>
32) Local Health Maintenance	1168.18625.000.0214	Employee RF	\$ 1,000	<u>1,000</u>
33) Local Health Maintenance	1168.13590.000.0214	FICA & Medicare	\$ 5,473	<u>5473</u>
34) Local Health Maintenance	1168.13591.000.0214	PERF	\$ 6,327	<u>6,327</u>
35) Local Health Maintenance	1168.13592.000.0214	Group Insurance	\$ 28,711	<u>28,711</u>
36) Local Health Maintenance	1168.13593.000.0214	Unemployment	\$ 172	<u>172</u>
37) Local Health Maintenance	1168.13594.000.0214	Worker's Compensation	\$ 1,500	<u>1500</u>
38) Local Health Maintenance	1168.33000.000.0214	Transportation	\$ 2,530	<u>2530</u>
39) Local Health Maintenance	1168.30500.000.0214	Education & Conferences	\$ 1,900	<u>1900</u>
40) Local Health Dept Trust Acct.	1206.18625.000.0214	Employee RR	\$ 44,542	<u>44,542</u>
41) Local Health Dept Trust Acct.	1206.13590.000.0214	FICA & Medicare	\$ 3,484	<u>3484</u>
42) Local Health Dept Trust Acct.	1206.13591.000.0214	PERF	\$ 6,467	<u>6467</u>
43) Local Health Dept Trust Acct.	1206.13592.000.0214	Group Insurance	\$ 1,950	<u>1950</u>
44) Local Health Dept Trust Acct.	1206.13593.000.0214	Unemployment	\$ 86	<u>86</u>
45) Local Health Dept Trust Acct.	1206.13594.000.0214	Worker's Compensation	\$ 133	<u>133</u>
46) Local Health Dept Trust Acct.	1206.20100.000.0214	Office Supplies	\$ 900	<u>900</u>
47) Local Health Dept Trust Acct.	1206.33000.000.0214	Transportation	\$ 230	<u>230</u>
48) Local Health Dept Trust Acct.	1206.34500.000.0214	Printing and Advertising	\$ 730	<u>730</u>
49) Local Health Dept Trust Acct.	1206.30500.000.0214	Education & Conferences	\$ 500	<u>500</u>

REALLOCATION OF FUNDS RESOLUTION

Be it resolved by the County Council of Hendricks County, Indiana, that for the expenses of the unit of Government of Hendricks County, the following sums of money previously appropriated for expenditures from a detailed account within a major classification, are hereby reallocated to another detailed account within a different classification as originally appropriated, all as hereinafter specified.

TRANSFERS

<u>DEPARTMENT</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>	<u>Y/N</u>
1) Community Corrections Grant	1122.15424.000.154	1122.15403.000.154	\$ 697	✓
2) Community Corrections Grant	1122.15424.000.154	1122.15404.000.154	\$ 697	✓
3) Community Corrections Grant	1122.15424.000.154	1122.15405.000.154	\$ 697	✓
4) Community Corrections Grant	1122.15424.000.154	1122.15406.000.154	\$ 604	✓
5) Community Corrections Grant	1122.15424.000.154	1122.15407.000.154	\$ 604	✓
6) Community Corrections Grant	1122.15424.000.154	1122.15408.000.154	\$ 604	✓
7) Community Corrections Grant	1122.15424.000.154	1122.15409.000.154	\$ 604	✓
8) Community Corrections Grant	1122.15424.000.154	1122.15410.000.154	\$ 604	✓
9) Community Corrections Grant	1122.15424.000.154	1122.15411.000.154	\$ 604	✓
10) Community Corrections Grant	1122.15424.000.154	1122.15415.000.154	\$ 604	✓
11) Community Corrections Grant	1122.15424.000.154	1122.15416.000.154	\$ 604	✓
12) Community Corrections Grant	1122.15424.000.154	1122.15417.000.154	\$ 604	✓
13) Community Corrections Grant	1122.15424.000.154	1122.15419.000.154	\$ 604	✓
14) Community Corrections Grant	1122.15424.000.154	11252.15420.000.154	\$ 604	✓
15) Community Corrections Grant	1122.15425.000.154	1122.15499.000.154	\$ 10,000	✓
16) Community Corrections Grant	1122.15420.000.154	1122.15406.000.154	\$ 8,750	✓

Adopted this 9th day of February, 2017 by the following vote:

AYE

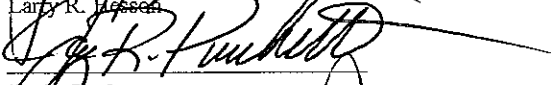
NAY


Caleb M. Brown

Caleb M. Brown


Larry R. Hesson

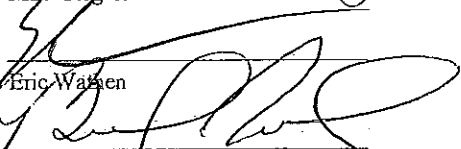
Larry R. Hesson


Jay R. Puckett

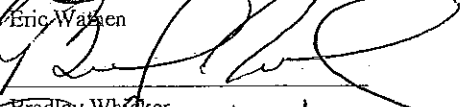
Jay R. Puckett


Mike Rogers


Mike Rogers


Eric Wathen

Eric Wathen

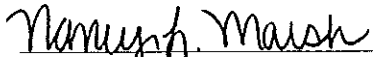

Bradley Whicker

Bradley Whicker


David Wyeth

David Wyeth

Attest:


Nancy Marsh, Auditor

/s/ Caleb Brown
/s/ Larry R. Hesson
/s/ Jay R. Puckett
/s/ Michael C. Rogers
/s/ Eric Wathen
/s/ Brad Whicker
/s/ David Wyeth

Attest: /s/ Nancy L. Marsh