

MADISON COUNTY COUNCIL MINUTES
November 13, 2012

The Madison County Council was called to order by President Mike Phipps. The following Council Members were present:

John Bostic, Jr.
Mike Gaskill
Rick Gardner
Larry Higgins
David McCartney
Buddy Patterson
Mike Phipps

Also present were Council Attorney, County Auditor Kathy Stoops-Wright and First Deputy Auditor Patty Mauck.

Councilman Larry Higgins asked for a moment of silence for the passing of CR Brown, Director of the Emergency Management Department.

Motion was made by John Bostic to consider everything that was submitted for advertisement to the Auditor's office. Motion seconded by Larry Higgins. Mike Gaskill made a motion to amend the original motion to add the following numbers to the requests

- 6.3 RAINY DAY FUND**
- 6.4 COUNTY PUBLIC SAFETY FUND (Sheriff)**
- 6.4 COUNTY PUBLIC SAFETY FUND (Jail)**
- 6.5 COUNTY PUBLIC SAFETY FUND (Probation)**
- 6.6 AUDITOR INELIGIBLE DEDUCTION FUND**
- 6.7 PLAT BOOK MAINTENANCE**
- 6.8 CUMULATIVE RECYCLING CENTER**
- 6.9 CRIME VICTIM ASSISTANCE PROGRAM**
- 6.10 WINDFARM ROAD/DRAINAGE INSPECTION**
- 6.11 Jail**
- 6.12 Sheriff**
- 6.13 Auditor**
- 6.14 Circuit 6**
- 6.15 Courthouse**

A roll call vote was taken:

McCartney – yes	Gardner – yes
Gaskill – yes	Phipps – yes
Higgins – yes	Patterson – yes
Bostic – yes	

7 Ayes 0 Nays Motion carried.

November 13, 2012

Motion was made by Mike Phipps to add 6.21 Anderson Public Library Appointment and 6.22 Auditor Discussion and 5.5 Public Comment on new appropriations. Motion seconded by Mike Gaskill. A roll call vote was taken:

A roll vote was taken:

McCartney – yes	Gardner – yes
Gaskill – yes	Phipps – yes
Higgins – yes	Patterson – yes
Bostic – yes	

7 Ayes 0 Nays Motion carried.

Mike Phipps made a motion to approve modified agenda. Motion seconded by John Bostic. A roll call vote was taken:

McCartney – yes	Gardner – yes
Gaskill – yes	Phipps – yes
Higgins – yes	Patterson – yes
Bostic – yes	

7 Ayes 0 Nays Motion carried

Mike Gaskill made one correction to the minutes of June 12, 2012. Appointment to the ABC to correct the last name of the appointee: Baldrige instead of Baldredge. Also to attach the agenda's to the permanent record in the Auditor's office for references.

Motion made by Mike Gaskill to approve the minutes of April 3, 2012, May 14, 2012, June 12, 2012 and June 26, 2012 with afore mentioned corrections. Motion seconded by David McCartney. A roll call vote was taken:

McCartney – yes	Gardner – yes
Gaskill – yes	Phipps – yes
Higgins – yes	Patterson – yes
Bostic – yes	

7 Ayes 0 Nays Motion carried

6.1 Jon Hughes, Council Attorney, discuss the County Levy Freeze Options for 2013. A letter was received by the Auditor regarding Levy Freeze Options for 2013 and forwarded it to the Council. He has a call into DLGF but has not heard from them as of today. The Auditor's Office states that this is not necessary due to Madison County not being a Levy Freeze County. Mr. Hughes's opinion would be to table this matter until they hear from the DLGF.

6.2 Salary Ordinance 2012-10D was calculated with 2080 hours instead of 2088 hours for 2013 and the Auditor made bookkeeping changes of moving 2015 Reassessment into the General Fund and moving the Problem Solving into the Public Safety Fund. Everything else is the same as was approved.

November 13, 2012

6.21 Mike Phipps read the letter from the Anderson Public Library to reappoint Mr. Mike Hoak to the Library Board for two years.

6.22 Mike Phipps asked the Auditor if they had supplied the Council a list of all new money and transfers of any action by the Council. The Auditor explained the list is of all changes the Council or Court Orders made up to July of 2012. Mike Phipps had stated that there were transfers that the Council had not made at their meetings. The Auditor explained to Mr. Phipps that some transfers can be made within the same appropriation line items within the same department without Council approval (210 to 220). He stated that the Judge in the Commissioners/Council lawsuit said that the Council has to approve all transfers. Mr. Phipps stated that they would like a list of those changes by the next meeting.

6.3/6.13 Auditor, Kathy Stoops-Wright requested additional appropriations in the Rainy Day Fund or the County General Fund, Auditor's Department in the amount of \$58,087.50 in 390-000 Other Services and Charges.

6.4-6.5/6.11-6.12 Sheriff Ron Richardson and Captain Jim Cleaver requested additional appropriations in the County Public Safety Fund and the General Fund, Jail and Sheriff Department in the following amounts:

Sheriff

148-013 General Office	\$27,095.00
160-161 FICA	\$2,072.77
160-162 Retirement	\$65,884.00
160-163 Group Insurance	\$20,658.48
168-000 Overtime	\$45,000.00
220-000 Operating Supplies	\$36,000.00

Jail

148-014 Civilian Jail Officer	\$30,030.00
148-015 Civilian Jail Officer	\$30,030.00
148-016 Civilian Jail Officer	\$30,030.00
148-017 Civilian Jail Officer	\$30,030.00
160-161 FICA	\$9,189.18
160-163 Group Insurance	\$82,633.92
168-000 Overtime	\$68,420.00
180-240 Medical Services	\$32,112.00
220-000 Operating Supplies	\$2,000.00
350-000 Utilities	\$58,320.00
370-000 Rentals	\$120,000.00
390-240 Food	\$78,750.00
390-241 Medicine	\$6,000.00

November 13, 2012

6.6 Kathy Stoops-Wright, Auditor, requested additional appropriation in the Auditor Ineligible Deductions Fund in the amount of \$36,411.00 into 390-000 Other Services and Charges.

6.7 The Auditor also requested additional appropriations in the Plat Book Maintenance Fund in the amount of \$9,422.00 into 440-000 Machinery and Equipment.

6.8 Commissioner John Richwine requested additional appropriations in the Cumulative Recycling Center in the amount of \$45,000.00 into 420-000 Building Repairs.

6.9 Deputy Prosecutor Mike Chambers requested additional appropriations in the Crime Victim Assistance Program in the following amounts:

111-000 Director	\$3,000.00
112-000 Victim Assistant	\$27,330.00
113-000 Victim Assistant	\$27,570.00
114-000 Victim Assistant	\$17,240.00
160-161 FICA	\$5,748.00

6.10 Commissioner John Richwine requested additional appropriations in the Windfarm Road/Drainage Inspection Fund in the amount of \$20,000.00 into 310-000 Professional Services.

Motion was made by John Bostic to take a five minutes recess.

Meeting was reconvened.

6.5 Jim Hunter, Court Administrator, representing the Probation Office requested additional appropriations in the County Public Safety Fund in the following amounts:

148-011 Probation Officer	\$40,447.00
148-012 Probation Officer	\$40,447.00
160-161 FICA	\$6,190.00
160-162 PERF	\$6,270.00
160-163 Group Insurance	\$39,168.00

November 13, 2012

6.14 Jim Hunter, Court Administrator also requested additional appropriations in Circuit Court 6 in the amount of \$9,647.26 into 169-000 Sick Days.

6.15 Denny Williamson, Property Manager, requested a transfer within the Courthouse budget of the following amounts:

350-000 Utilities	\$24,000.00
Transfer from 240-000 Other Supplies	(4,000.00)
Transfer from 420-000 Building Repairs	(10,000.00)
Transfer from 440-000 Machinery and Equipment	(10,000.00)

President Phipps opened the floor for Public Comment on the requested items.

Fred Spencer, Attorney, Anderson- spoke on behalf of three ex- employees in the Prosecutors Office, Tom Brown, Patrick Ragains and Ed Leonard. At the end of Tom Broderick's term as Prosecutor he had turned in requests to the Auditor to pay out these employees unpaid fringe benefits. These requests have not at this time been honored. He is asking the Council for their help in paying these claims. President Phipps stated to Mr. Spencer that either a Council member or elected official will need to request additional appropriation to be advertised.

Motion to approve the first reading of Ordinance No. 2012-10E, An Ordinance of the Madison County Council, Madison County, Indiana Amending Ordinance 2012-10D (2013 Salary Ordinance) in title only made by Mike Gaskill and seconded by John Bostic. A roll call vote was taken:

McCartney – yes	Gardner – yes
Gaskill – yes	Phipps – yes
Higgins – yes	Patterson – yes
Bostic – yes	

7 Ayes 0 Nays Motion carried

ORDINANCE 2012-10E
**AN ORDINANCE OF THE MADISON COUNTY COUNCIL, MADISON COUNTY,
INDIANA AMENDING ORDINANCE 2012-10D (2013 SALARY ORDINANCE)**

WHEREAS, on October 8, 2012, the County Council of the County of Madison, State of Indiana ("County Council") adopted Ordinance 2012-10D, An Ordinance of the Madison County Council, Madison County, Indiana, Establishing Wages and Salaries for 2013; and

WHEREAS, the County Council adopted a salary matrix which was attached to Ordinance 2012D as Exhibit A; and

WHEREAS, after the close of the October 8, 2012, meeting, several revisions were requested as a matter of bookkeeping and/or mathematical computation, which revisions were the result of scrivener's errors; and

WHEREAS, the County Council now desires to adopt such revisions in a corrected salary matrix.

NOW, THEREFORE, BE IT ORDAINED by the County Council of the County of Madison, State of Indiana that the following Amendment shall be made to Ordinance 2012-D:

1. **Revised Exhibit A.** The positions and the salary and/or wages for the employees and officers of the County of Madison as set in the salary matrix attached to Ordinance 2012-D are hereby amended as detailed in the attached **Schedule A** salary matrix which is incorporated herein by reference and supersedes the prior Exhibit A attached to Ordinance 2012-10D.
2. **Superseding Clause.** All other ordinances or parts thereof in conflict with this Ordinance, including, but not limited to, the Exhibit A attached to Ordinance 2012-10D, are hereby repealed and abolished.
3. **Effective Date.** This Amendment to Ordinance 2012-D shall take effect on January 1, 2013, and shall remain in effect until otherwise adopted or modified by ordinance.

SCHEDULE A
(See Auditor's Office)

November 13, 2012

Motion was made by John Bostic and seconded by Larry Higgins to approve the following:

6.3 Rainy Day Fund

6.4 PS Sheriff **220-000** \$36,000.00, **168-000** \$45,000.00, **160-162** \$65,884.00,
PS Jail **390-240** 78,750.00, **370-000** \$80,000.00, **350-000** \$38,320.00, **168-000** \$68,420.00,
180-240 32,112.00

6.6 Auditor Ineligible Deduction Fund

6.7 Plat Book Maintenance

6.8 Cumulative Recycling Center

6.9 Crime Victim Assistance Program

6.10 Windfarm Road/Drainage Inspections

6.14 Circuit Court 6

6.15 Courthouse transfer

Motion was made by Mike Gaskill to amend the original motion and remove 6.3 Rainy Day Fund and 6.4 PS Sheriff and Jail. Motion seconded by David McCartney. A roll call vote was taken on the amendment:

McCartney – yes	Gardner – yes
Gaskill – yes	Phipps – yes
Higgins – no	Patterson – no
Bostic – no	

4 Ayes 3 Nays Motion carried

A roll call vote was taken on the original motion with the amendment:

McCartney – yes	Gardner – yes
Gaskill – yes	Phipps – yes
Higgins – yes	Patterson – yes
Bostic – yes	

7 Ayes 0 Nays Motion carried

Motion was made by Mike Gaskill and seconded by Rick Gardner to approve 6.13 Auditor request. A roll call vote was taken:

McCartney – yes	Gardner – yes
Gaskill – yes	Phipps – yes
Higgins – yes	Patterson – yes
Bostic – yes	

7 Ayes 0 Nays Motion carried

November 13, 2012

Motion was made by Mike Gaskill and seconded by Rick Gardner to approve 6.11 Jail, **350-000** \$38,320.00; **370-000** \$60,000.00; 390-**240** \$78,750.00. A roll call vote was taken:

McCartney – yes	Gardner – yes
Gaskill – yes	Phipps – yes
Higgins – yes	Patterson – yes
Bostic – yes	

7 Ayes 0 Nays Motion carried

John Bostic made a motion to approve 6.12 Sheriff 168-000 Overtime \$45,000.00. Motion seconded by Buddy Patterson. A roll call vote was taken:

McCartney – no	Gardner – no
Gaskill – no	Phipps –no
Higgins –yes	Patterson – yes
Bostic – yes	

3 Ayes 4 Nays Motion failed.

Motion to approve the Anderson Library Appointment made by Mike Phipps and seconded by David McCartney. A roll call vote was taken:

McCartney – yes	Gardner – yes
Gaskill – yes	Phipps – yes
Higgins – yes	Patterson – yes
Bostic – yes	

7 Ayes 0 Nays Motion carried

Motion was made by Mike Phipps and seconded by Mike Gaskill to hold an Executive Session on December 6, 2012 at 6:00 p.m. to discuss the ongoing lawsuit with the Commissioners, also to set December 6, 2012 at 7:00 p.m. as the regular meeting.

There being no further business the meeting was adjourned.