

**PERRY COUNTY COUNCIL
MINUTES – FEBRUARY 28, 2019**

The Perry County Council met on the above date at 5:00 p.m. as was duly advertised. Council members in attendance were: David Etienne, Luke Thomas, Charlie Baumeister, Lynn Fulkerson, and Earla Williams. Steve Goodson and Danny Bolin were absent. A media representative from the *Perry County News* was also present, along with Council Attorney S. Rod Acchiardo and Sheriff Alan Malone.

The meeting opened with the Pledge of Allegiance.

APPROVAL OF MINUTES

The minutes from the meeting on January 24, 2019 had been mailed to council members for their review. Earla made the motion to approve the minutes as presented, second made by Luke. Motion carried 5-0.

TRANSFERS

Auditor Pamela Goffinet requested a transfer of \$855.00 from Supplies – GIS Mapping to Printer within the Plat Book Fund. Pam explained that this printer is 18 years old and is used to print the claim checks each month and other reports also. Luke made the motion to approve the transfer, seconded by Charlie. Motion carried 5-0.

TRANSFER APPROPRIATION ORDINANCE

CC-19-1

WHEREAS, IT HAS BEEN DETERMINED THAT IT IS NOW NECESSARY TO TRANSFER MONEY FROM ONE MAJOR BUDGET CLASSIFICATION TO ANOTHER MAJOR BUDGET CLASSIFICATION IN THE FOLLOWING NAMED BUDGET; NOW THEREFORE:

SEC. 1. BE IT ORDAINED BY THE COUNTY COUNCIL OF PERRY COUNTY, PERRY COUNTY, INDIANA, THAT THE FOLLOWING TRANSFERS BE MADE IN THE FOLLOWING MADE BUDGET:

PLAT BOOK FUND

\$ 855.00		
FROM:	ACCOUNT #1181-002-2000.11	
	SUPPLIES – GIS MAPPING	
TO:	ACCOUNT #1181-002-4000.44	
	PRINTER WITH EXTRA TRAY	\$ 855.00
WITHIN:	AUDITOR’S OFFICE BUDGET	

ADOPTED THIS 28TH DAY OF FEBRUARY, 2019.

NAY

AYE

DAVID A ETIENNE	/S/
LUKE THOMAS	/S/
EARLA WILLIAMS	/S/
LYNN FULKERSON	/S/
CHARLES A BAUMEISTER	/S/

ATTEST:

PAMELA L. GOFFINET /S/
PERRY COUNTY AUDITOR

ADDITIONAL APPROPRIATIONS

Clerk Mandi Mogan requested an additional appropriation in the amount of \$13,000.00 for Voting System Support Service from the County General Fund. Mandi commented that this was cut from the budget last year to help it balance. She said this money is 100% reimbursable from the city election in 2019. Lynn made the motion to approve the additional, seconded by Earla. Motion carried 5-0.

Lucy Goffinet, Perry Circuit Judge, requested \$10,000.00 for an additional appropriation for Jury Fee from the County General Fund. It was commented that there have been two trials already and already know of more to come. Lynn made the motion to approve the additional, seconded by Luke. Motion carried 5-0.

Park and Recreation Director Greg Hendershot came before the Council to request an additional appropriation for a Tractor either from the County General Fund or the Riverboat Fund in the amount of \$22,000.00. This request was tabled from the January meeting. At the last meeting, the Council asked Greg to check into leasing the tractor verses buying it outright. Greg said he contacted at least four different financing institutions since the last meeting. Greg commented that he is interested in the Massy Ferguson MF 1734H Economy Loader/Tractor for \$15,194.00 with a trade in of a 1964 Tractor with a value of \$3,500.00 from Lazy Diamond Farm Supply from Bedford, In. He said this is the cheapest price tractor out of three different ones. Lazy Diamond is not interested in leasing. Greg said the same tractor is in Cannelton, In. with financing from AGCO Finance for \$19,899.00 with leasing options of monthly payments and pay fair market value at the end of the lease. There is a Kubato tractor in Jasper, In. for \$19,500.00 with leasing options also and pay fair market value at the end of the lease. Greg also checked with German American Bank on leasing. He told the Council that with all of these leasing options, we will be paying more and they are not feasible.

Greg was asked by the Council what this tractor will be used for. He stated that it will be cost savings to get the work done especially at the boat ramps at Magnet and Rome. They will be able to move large loads of wood and get the mud off the ramps easier. Luke made the motion to approve \$15,194.00 from the Riverboat Fund, no leasing, seconded by Earla. Motion carried 5-0.

Greg also gave an update to the Council about the new pump that was replaced last year at Eagles Bluff that it has gone bad. He has contacted the company and they will replace it.

Sheriff Alan Malone requested additional appropriations for Repairs-Building & Fixtures in the amount of \$15,000.00 and \$7,802.00 for Repairs to Parking Lot from the LIT – Special Legislation Fund. Alan commented that the \$15,000.00 was cut from the budget last year also to help get it balanced because we knew we could pay for it from this fund. He is also asking for the parking lot repairs because the jail is already 5 years old and he wants to be able to keep the parking lot in good shape. Charlie made the motion to approve the additional, seconded by Luke. Motion carried 5-0.

The Perry County Commissioners requested an additional appropriation in the amount of \$5,000.00 for Security Upgrades/Courthouse from the LIT – Public Safety-County Share fund. Sheriff Malone spoke to the Council explaining that the County has several security items in place now such as a Deputy at the front entrance of Courthouse, panic alarms in every office, tinted windows in the front, and ID badges for all Courthouse employees. The Courthouse Security Committee met and decided to need to keep moving forward with security for the Courthouse and employees. The Committee would like to see a fence on the Court side, concrete barriers in front and a portable metal detector. He said that at the Redevelopment Commission meeting on February 22, 2019, they decided they would cover half of the cost if the County would cover the other half. They decided to fund the fence on Court side and the concrete barriers from the TIF Allocation fund since these items are permanent for the Courthouse. There was much discussion among members on the portable metal detector. Alan was asked about a wand during the trials and he said they are not as effective. This detector would be used during high profile cases and could be used for other events if determine it is necessary for it. Alan said we want to continue with progress for the Courthouse Security. Charlie made the motion to approve the additional, seconded by Earla. Motion carried 5-0.

Jason Hoch, County Prosecutor, came back before the Council on his additional that was tabled by the Council last month. The additional was for \$3,708.00 for Office Manager, \$284.00 for Social Security, and \$415.00 for Retirement from the Pretrial Diversion fund. Jason provided the Council with a letter explaining what the Check Collection fund is and how it works. He commented that we collect the money for local businesses. He has one employee that runs this program and he would like to pay her from the Pretrial Diversion fund so the Check Collection fund can have time to build up. Jason would like to keep the fund and the program working. Charlie asked him how much does the fund collect from the bad checks. It is about 25% which in 2017 it was around \$3,800.00 and \$3,300.00 in 2018. David commented that he keeps going back to the letter from last year at budget time that she only gets paid if the fund makes the revenue. Jason said the Pretrial Diversion fund is not taxpayer money. Lynn commented that maybe the hours need to be cut verses the money coming in. She said the 5 hours a week is not justifying the pay. There are fewer businesses taking checks at this time. David asked for a motion and there was no motion made. It was decided to table it again until next month. Lynn made the motion to that affect, seconded by Charlie. Motion carried 5-0.

Sheriff Malone also requested an additional appropriation from the Inmate Housing fund for a Copy Machine in the amount of \$6,000.00. He said they brought this copier down from the old jail and it cannot be supported anymore from Hoosier Business. Earla made the motion to approve the additional, seconded by Lynn. Motion carried 5-0.

ADDITIONAL APPROPRIATION ORDINANCE NO. 19-CC-03

WHEREAS, IT HAS BEEN DETERMINED THAT IT IS NOW NECESSARY TO APPROPRIATE MORE MONEY THAN WAS APPROPRIATED IN THE ANNUAL BUDGET; NOW, THEREFORE:

SEC. 1. BE IT ORDAINED BY THE COUNTY COUNCIL OF PERRY COUNTY, PERRY COUNTY, INDIANA, THAT FOR THE EXPENSES OF THE TAXING UNIT THE FOLLOWING ADDITIONAL SUMS OF MONEY ARE HEREBY APPROPRIATED OUT OF THE FUNDS NAMED AND FOR THE PURPOSES SPECIFIED, SUBJECT TO LAWS GOVERNING THE SAME:

COUNTY GENERAL FUND	AMOUNT REQUESTED	AMOUNT APPROPRIATED	AYE	NAY
<u>PERRY COUNTY ELECTION</u>				
#1000-062-3000.68 VOTING SYSTEM SUPPORT SERVICE	\$ 13,000.00	\$ 13,000.00	5	0
<u>PERRY COUNTY CIRCUIT COURT</u>				
#1000-232-1000.36 JURY FEE	\$ 10,000.00	\$ 10,000.00	5	0
<u>PERRY COUNTY PARK AND REC</u>				
#1000-803-4000.43 TRACTOR	\$ 22,000.00	\$ 0		
COUNTY GENERAL FUND TOTAL:	\$ 45,000.00	\$ 23,000.00		
<u>LIT-SPECIAL LEGISLATION FUND</u>				
<u>PERRY COUNTY JAIL</u>				
#1114-380-3000.61 REPAIRS-BUILDING & FIXTURES	\$ 15,000.00	\$ 15,000.00	5	0
#1114-381-3000.63 REPAIRS TO PARKING LOT	\$ 7,802.00	\$ 7,802.00	5	0
LIT-SPECIAL LEGISLATION FUND TOTAL:	\$ 22,802.00	\$ 22,802.00		

LIT-PUBLIC SAFETY-CO SHARE FUND

PERRY COUNTY COMMISSIONERS

#1170-068-4000.31 \$ 5,000.00 \$ 5,000.00 5 0
SECURITY UPGRADES/COURTHOUSE

LIT-PUBLIC SAFETY-CO SHARE

FUND TOTAL: \$ 5,000.00 \$ 5,000.00

RIVERBOAT FUND

PARK & RECREATION

#1191-803-4000.43 \$ 22,000.00 \$ 15,194.00 5 0
TRACTOR

RIVERBOAT FUND TOTAL: \$ 22,000.00 \$ 15,194.00

PRETRIAL DIVERSION FUND

PERRY COUNTY PROSECUTOR

#2502-009-1000.18 \$ 3,708.00 \$ tabled
OFFICE MANAGER
#2502-009-1000.21 \$ 284.00 \$ tabled
SOCIAL SECURITY
#2502-009-1000.22 \$ 415.00 \$ tabled
RETIREMENT

PRETRIAL DIVERSION

FUND TOTAL: \$ 4,407.00 \$ 0

INMATE HOUSING FUND

PERRY COUNTY SHERIFF

#4929-005-4000.45 \$ 6,000.00 \$ 6,000.00 5 0
COPY MACHINE

INMATE HOUSING

FUND TOTAL: \$ 6,000.00 \$ 6,000.00

ADOPTED THIS 28th DAY OF FEBRUARY, 2019.

NAY

AYE

DAVID A ETIENNE /S/
LUKE THOMAS /S/
EARLA WILLIAMS /S/
LYNN FULKERSON /S/
CHARLES A BAUMEISTER /S/

ATTEST:

PAMELA L GOFFINET /S/
PERRY COUNTY AUDITOR

TEMPORARY ADVANCE

Pam Goffinet, Auditor, requested a temporary advance in the amount of \$300,000.00 from LIT – Special Legislation fund to County General fund, \$50,000.00 to Health fund and \$100,000.00 to Cumulative Capital Development fund. She explained that the advance will be paid back when tax dollars are distributed either in the Spring or the Fall. This is to help with the cash flow at this time. Lynn made the motion to approve the Temporary Advance and Charlie seconded the motion. Motion carried 5-0.

TRANSFER FOR TEMPORARY ADVANCE
ORDINANCE

CC-19-1

WHEREAS, IT HAS BEEN DETERMINED THAT IT MAY BE NECESSARY TO TEMPORARILY ADVANCE MONEY FROM MAJOR FUNDS WHOSE REVENUES ARE DERIVED FROM THE LEVYING AND COLLECTION OF TAXES ON PROPERTY, THE LEVYING AND COLLECTION OF SPECIAL TAXES, AND FROM OTHER REVENUE DERIVED FROM ANY OPERATION OF THE COUNTY IN ACCORDANCE WITH 36-1-8-4.

WHEREAS, AN EMERGENCY EXISTS IN WHICH CASH FOR THE COUNTY GENERAL FUND, HEALTH FUND AND CUMULATIVE CAPITAL FUND MAY BE NEEDED TO COVER THEIR BUDGETS UNTIL TAXES ARE COLLECTED AT WHICH TIME THE LOAN WILL BE RE-PAID IN THE 2019 SPRING SETTLEMENT OR THE 2019 FALL SETTLEMENT;

BE IT ORDAINED BY THE COUNTY COUNCIL OF PERRY COUNTY, PERRY COUNTY, INDIANA, THAT THE FOLLOWING TEMPORARY ADVANCE (LOAN) BE MADE AT SUCH TIME WHEN THE CASH IN THE COUNTY GENERAL, HEALTH AND CUMULATIVE CAPITAL FUNDS IS DEPLETED, IN AN AMOUNT UP TO, BUT NOT EXCEEDING, THE AMOUNT ESTABLISHED HEREIN:

TRANSFER \$ 300,000.00
FROM FUND #1114: LIT – SPECIAL LEGISLATION
TO FUND #1000: COUNTY GENERAL FUND \$300,000

TRANSFER \$ 50,000.00
FROM FUND #1114: LIT – SPECIAL LEGISLATION
TO FUND #1159: HEALTH FUND \$ 50,000

TRANSFER \$ 100,000.00
FROM FUND #1114: LIT- SPECIAL LEGISLATION
TO FUND #1138: CUMULATIVE CAPITAL DEV. FUND \$100,000

ADOPTED THIS 28th DAY OF FEBRUARY, 2019.

NAY

AYE

DAVID A ETIENNE /S/
LUKE THOMAS /S/
EARLA WILLIAMS /S/
LYNN FULKERSON /S/
CHARLES A BAUMEISTER /S/

ATTEST:

PAMELA L GOFFINET /S/
PERRY COUNTY AUDITOR

IMPA TAX ABATEMENTS

Emily Williams with IMPA came back before the Council on the second solar panel system for the County. There was much discussion among the members and Emily regarding the abatement percentages as to what to allow if any. IMPA’s suggestion is to do the standard deduction for the abatement to help the electric customers in keeping the costs down for Tell City. David commented that the Council needs to be mindful when doing abatements. Mayor Jim Adams stated that this reduces the rates wholesale and not retail. The crowd spoke up and commented that this is not for the consumer.

Emily said this project will benefit the County in that it is a \$5.95 million dollar investment. It promotes real and personal assessed value tax growth. It will sit behind the Perry County Memorial Hospital and the land cannot be used for much else. Council

asked about the life expectancy of the solar panels. Emily said it is 25 years but they are not depreciated in typical fashion as machinery is done in factories.

It was brought up about the three different schedules that IMPA prepared regarding the amount of years and percentages for the abatement to benefit them and the County. The three schedules are:

- 10 year standard 10% reduction starting with 100%
- 10 year modified percentage reduction
- 5 year standard 20% reduction starting with 100%

David said it didn't matter on the money it brought in because the County is at its maximum levy and we cannot bring in anything more. Emily said they want to come to Tell City and want the abatement to help the consumers. Luke stated that his personal opinion is that he cannot justify an Economic Revitalization Area (ERA) or the abatement. In a scoring sheet, he only rated the abatement with a 23% score. He hopes they will still invest here in the County. Emily said they want to be in this community with good partnership with the City and the County. She said this would have to be figured in the economics. She also said they would consider any of the schedules for the abatement. David also said he was having trouble supporting the abatement also since it will not offer any jobs for the County which is a big thing for abatements. Jobs would help the county in other ways such as an increase in income taxes.

Lynn made a motion for the 5 year schedule on the abatement with the first year 100%, second 80%, third 60% and so on, seconded by Charlie. Attorney Rod Acchiardo spoke up saying the area needs to be designated as an ERA first before the abatement. Lynn then rescinded her motion. Lynn then made the motion to designate the ERA area, seconded by Charlie. Motion carried 3-2 with Luke and David voting against. Once set as an ERA, Emily will work with Rod and Auditor Goffinet to do the legal and the public hearing at the next meeting.

ADDITIONAL APPROPRIATION – MOTION OF INTENT

Sheriff Malone came before the Council to ask for a motion of intent for an additional appropriation for March concerning a vehicle for \$15,000.00. He informed them at budget time last year, two cars had to be cut from the budget to make it balance. He has found a 2018 Tahoe to replace his 2012 Tahoe with around 100,000 miles on it. Alan said there is trouble with the transmission with the 2012 Tahoe. He is asking for this intent because the dealership will hold the vehicle for 10 days. He commented that this will help with moving his fleet of cars around. He was asked about the Dodge Chargers and Alan said they are not good on county roads. He informed the Council that with his 2012 as trade in, the vehicle cost is \$29,000.00. He plans to take half from the Inmate Housing fund and that is why he is only asking for \$15,000.00. The Council discussed the funds to budget this. Council accepted the motion of intent and Charlie made the motion to take \$7,500.00 from the Riverboat fund and \$7,500.00 from the LIT-Public Safety-County Share fund. Luke made the second to the motion. Motion carried 5-0.

LETTER OF SUPPORT FOR FUNDING FEASIBILITY STUDY– CANNELTON GYM

Charlie asked the Council if they would sign a letter of support in obtaining funding for a feasibility study for the restoration of the Cannelton Gymnasium in Cannelton, IN. He commented that the project would benefit the citizens and visitors by providing a much needed venue for community events as well as many other potential purposes. The Council agreed to the letter and President David Etienne signed. Auditor Goffinet will get the letter to Cannelton Mayor Mary Snyder.

MISCELLANEOUS

Jim Carter came before the Council to talk to them about a couple things that he thinks the County should be taking care of. The first is not to have a competitive ordinance in the County that prohibits other businesses or companies to put their names in for services of the County. Ordinance O-C-6-1 refers to this for the hospital and he says this is a problem. The second item is that all the ordinances for Commissioners and Council of the County need to be updated and make revisions where needed.

Jim also asked who the Local Income Tax Council for the County is. It was noted that it is the County Council. He commented that Fund #1114 of the County (LIT-Special Legislation fund) needs to be looked at for changing the rate and changing the

wording in the legislation for what this fund can be used for. It needs to have more flexibility for what you can spend out of this account. It was noted that Council Attorney Rod Acchiardo will look into the IC code for this fund.

Clerk Deputy Teresa Clemens spoke up on behalf of the Clerk's office that a head of each office should be on the Personnel Policy Committee. It was explained that too many on the committee is too many ideas and harder to get things accomplished. The Committee was designed of the County Attorney, County Auditor, Sheriff, Highway Superintendent, County Administrator, Commissioner's appointment, 2 County Council appointments and a representative of the County elected officials to be a voice for all elected officials. Commissioner Randy Kleaving spoke up saying this Committee no matter how many members only gives a recommendation to the Commissioners, and the Commissioners have the final vote for the policies.

Tony Thomas with the Tell City Board of Trustees came before the Council for the best interest of Tell City Troy Township School about the abatement for IMPA. He said it is devastating the impact that the abatements have to the school. He commented that the assessed value for the Town of Troy, City of Tell City and Troy Township is 37.7% abated and 41% is in TIF districts. Tony said no one is against abatements if used properly. In our county, the population is going down and studies shows not seeing an increase until the year 2052. Also our County has the highest tax rates and debt around. He just wants the Council to look at the information before making long term decisions.

Auditor Goffinet brought the Library Board appointment to the Council's attention. She commented that Steve Upmeyer has resigned his position and that Karen Herwig is willing to fulfill his term that ends on December 31, 2021. Charlie made the motion to appoint Karen Herwig, seconded by Earla. Motion carried 5-0.

There being no further business to come before the council, Charlie made the motion to adjourn the meeting, and Lynn seconded the motion. The motion carried 5-0, with adjournment at 6:30 p.m.

Minutes approved this 28th day of March, 2019.

President, Perry County Council

*Minutes prepared by:
Pamela L Goffinet, Perry County Auditor*