

THE SHELBY COUNTY COUNCIL MET ON TUESDAY JULY 15, 2008 AT 7:00 P.M. PRESENT WERE COUNCIL MEMBERS SMITH, FUCHS, DEBAUN, CARMONY, SANDERS, GRUBBS, BRUNK, AND THE COUNTY AUDITOR.

**MINUTES:**

MOTION TO APPROVE THE MINUTES FROM JUNE 17, 2008 MADE BY SANDERS SECOND BY GRUBBS, APPROVED 6-0-1 (CARMONY)

**ADDITIONALS / TRANSFERS:**

**ASSESSOR:**

COUNTY ASSESSOR REQUEST TO TRANSFER \$500.00 FROM 0100-153-01-1160 (VAN BUREN TWP LEVEL 1 BONUS) TO 0100-153-01-1161 (SHELBY TWP LEVEL 1 BONUS). MOTION TO APPROVE MADE BY BRUNK SECOND BY GRUBBS. APPROVED 7-0

COUNTY ASSESSOR REQUEST TO TRANSFER ALL TRUSTEE'S BUDGETS IN THE 0100-153 TO HER ACCOUNTS IN THE 0100-109 & 0179. THESE TRANSFERS ARE DUE TO THE STATE DOING AWAY WITH THE TRUSTEES ASSESSING PORTION OF THEIR JOB AND TURNING IT OVER TO THE COUNTY ASSESSOR. THIS WAS EFFECTIVE JULY 1, 2008. MOTION TO APPROVE TRANSFERS MADE BY BRUNK SECOND BY GRUBBS. APPROVED 7-0

**CASA/GAL:**

REQUEST TURNED IN TO THE COUNCIL TO REQUEST ADDITIONAL APPROPRIATION IN THE AMOUNT OF \$20,000.00 IN FUND 0429-000-03-2400. THIS MONEY IS STATE FUNDED. MOTION TO APPROVE MADE BY DEBAUN SECOND BY BRUNK APPROVED 7-0

**CIRCUIT COURT:**

JUDGE O'CONNOR REQUEST ADDITIONAL APPROPRIATIONS IN THE AMOUNT OF \$6,000.00 IN FUND 0100-136-01-1532 (JURY PAY), \$1,300.00 IN FUND 0100-136-04-3200 (BOOKS), AND \$400.00 IN FUND 0100-136-02-1100 (SUPPLIES). MOTION TO APPROVE MADE BY GRUBBS SECOND BY BRUNK APPROVED 7-0

**LOCAL ROAD & STREETS:**

COMMISSIONER NEWTON PRESENTED TO THE COUNCIL A REQUEST FOR ADDITIONAL APPROPRIATION IN THE AMOUNT OF \$98,000.00 IN FUND 0202-020-03-1213 (FLAT ROCK ROAD CONSTRUCTION) AND \$47,000.00 IN FUND 0202-004-03-6325 (PHASE III 400 N CONSTRUCTION) THESE ARE FOR AT&T UTILITY RELOCATION ON THE PROJECTS. MOTION TO APPROVE MADE BY CARMONY SECOND BY DEBAUN. APPROVED 7-0

**HEALTH DEPARTMENT:**

HEALTH DEPARTMENT REQUEST TO TRANSFER \$1,500.00 FROM 0213-000-01-1552 (ATTORNEY/CONDEMNATION) TO 0213-000-02-1211 (OFFICE SUPPLIES). MOTION TO APPROVE MADE BY GRUBBS SECOND BY SANDERS, APPROVED 7-0

HEALTH DEPARTMENT REQUEST TO TRANSFER \$1,500.00 FROM 0213-000-01-1552 (ATTORNEY/CONDEMNATION) TO 0213-000-02-1214 (SUPPLIES ENVIRONMENTAL) AND \$1,000.00 FROM 0213-000-01-1551 (ATTORNEY LEGAL ADVISOR) TO 0213-000-02-1214 (SUPPLIES ENVIRONMENTAL). THIS IS TO COVER COST FOR INSECTICIDE FOR MOSQUITO MACHINE. MOTION TO APPROVE MADE BY SANDERS SECOND BY GRUBBS. APPROVED 7-0

**PRO BONO:**

PRO BONO DEPARTMENT REQUEST ADDITIONAL APPROPRIATION IN THE AMOUNT OF \$2,500.00 FOR FUND 0149-000-04-4011 (EQUIPMENT). THIS IS A GRANT THAT WAS RECEIVED AND THEY ARE PURCHASING A NEW COPIER. THE GRANT WILL BE PAID IN TWO INSTALLMENTS ONE NOW AND ONE IN NOVEMBER FOR THE SAME AMOUNT. MOTION TO APPROVE MADE BY GRUBBS SECOND BY BRUNK, APPROVED 6-1 (DEBAUN)

**SHERIFF:**

-SHERIFF REQUEST TO TRANSFER MONEY FROM 0100-132-01-1155 (CORRECTION OFFICER) TO 0100-105-01-1249 (DEPUTY/LIEUTENANT) IN THE AMOUNT OF \$2,700.00. MOTION NOT TO APPROVE TRANSFER BUT APPROVE RANK PAY OUT OF JAIL FUND MADE BY GRUBBS SECOND BY SANDERS. APPROVED 7-0

-SHERIFF REQUEST TO TRANSFER MONEY FROM 0100-132-01-1155 (CORRECTION OFFICER) TO 0100-132-01-1522 (COOKS FILL-IN) IN THE AMOUNT OF \$2,000.00. MOTION TO APPROVE MADE BY GRUBBS, SECOND BY SANDERS APPROVED 7-0

-SHERIFF REQUEST ADDITIONAL APPROPRIATION IN THE AMOUNT OF \$3,300.00 IN FUND 0154-000-02-1100 (SUPPLIES) THEY ARE IN NEED OF MORE AMMUNITION. MOTION TO APPROVE MADE BY GRUBBS SECOND BY DEBAUN, APPROVED 7-0

-SHERIFF REQUEST ADDITIONAL APPROPRIATION IN THE AMOUNT OF \$1,000.00 IN FUND 0143-000-02-2100 (SUPPLIES) THEY ARE IN NEED OF MORE TONER AND DRUMS FOR THE PRINTERS. MOTION TO APPROVE MADE BY SANDERS SECOND BY GRUBBS. APPROVED 7-0

-SHERIFF REQUEST ADDITIONAL APPROPRIATION IN THE AMOUNT OF \$1,600.00 IN FUND 0176-000-04-4100 (IMPROVEMENTS EQUIPMENT), MOTION TO APPROVE MADE BY DEBAUN SECOND BY SANDERS, APPROVED 7-0.

-SHERIFF REQUEST TO TRANSFER \$76,768.00 FROM FUND 0158-000-04-4011 (EQUIPMENT) TO FUND 0158-000-03-6100 (CONTRACTUAL SERVICES). PAID INVOICE FROM WRONG APPROPRIATION NUMBER. MOTION TO APPROVE MADE BY GRUBBS SECOND BY SANDERS. APPROVED 7-0

**MISCELLANEOUS:**

**COUNTY AUDITOR:**

AUDITOR GLACKMAN PRESENTED THE FORM CF-1 FROM JUPITER ALUMINUM CORP. SMITH IS THE ONLY SIGNATURE NEEDED

**RACINO FUND:**

AUDITOR GLACKMAN ASKED FOR THE COUNCIL TO APPROVE A NEW FUND FOR THE RACINO MONEY GETTING READY TO START COMING IN JULY. THE NEW FUND WILL BE 0180. MOTION TO APPROVE MADE BY DEBAUN SECOND BY CARMONY. APPROVED 7-0

**SHERIFF 800 MGH RADIO:**

SHERIFF BOWLBY AND BRIAN COLTON WITH H J UMBAUGH PRESENTED TO THE COUNCIL MEMBERS SCHEDULES AND ESTIMATED EXPENDITURES AND REVENUES FOR THE E-911 OVER THE TERM OF THE NEW RADIO SYSTEM LEASE. BRIAN REVIEWED ALL OF THE SCHEDULES AND GAVE THE COUNTY DIFFERENT RANGES OF THE EXPENDITURES AND REVENUES. THE COMPARISON OF ESTIMATED EXPENDITURES AND ESTIMATED INCREASE IN WIRELINE RATE, THE TWO RATES WERE \$2.05 & \$2.57. THEY EXPLAINED THAT LANDLINE AND WIRELESS MONEYS ARE DIFFERENT. THIS INCREASE WILL ONLY AFFECT LANDLINES. WIRELESS E-911 IS CONTROLLED BY THE STATE GOVERNMENT. THE ONLY LINES THAT THIS INCREASE WILL AFFECT WILL BE LANDLINES (HOME PHONES, COMPUTER LINES). BY INCREASE THE RATE TO \$2.05 (\$1.30 INCREASE) THIS WOULD INCREASE THE REVENUE BY \$286,320.00 WHICH WITH THE COMBINED

COMBINED REVENUE WOULD HAVE A SURPLUS OF AROUND \$10,828.00 UNTIL 2013 AND THEN WILL INCREASE THE SURPLUS TO AROUND \$83,015. IF YOU INCREASE THE RATE TO \$2.57 (\$1.82 INCREASE) YOU WOULD INCREASE THE REVENUE BY \$400,800.00 AND WOULD HAVE A SURPLUS OF AROUND \$125,308 UNTIL 2013 AND THEN A SURPLUS OF AROUND \$197,495.00. THIS WAS CALCULATED BY AT&T. SMITH ASKED THE TOTAL BACKBONE OF 800 MGH RADIO SYSTEM THE TOTAL NUMBER WAS \$6 MILLION. THAT 6 MILLION WILL GET US ALL OF THE EQUIPMENT (BACKBONE) THAT WE NEED FOR THIS SYSTEM. THE MAJORITY OF THE RADIOS ARE BEING PAID FOR OUT OF GRANTS. BOWLBY SAID MOST OF THE RADIOS. SMITH THEN SAID WE ARE QUESTIONING IS \$500,000.00 THAT WE MAY NOT GET OUT OF GRANTS. IS THERE A WAY WE CAN TIE THESE TO THE MOTOROLA LEASE? MIKE HAS NOT TALKED TO THEM, BUT HE THINKS THEY WILL WORK WITH THIS. SMITH SAID TO MAKE THE ANNUAL PAYMENT WE NEED TO BUMP UP THE RATE BY \$1.30 WHICH IS \$15.60 PER YEAR PER LINE. SMITH ASKED WHAT THE TIMING IS BY WHICH THE REVENUE WOULD START. BRIAN SAID THE LANGUAGE IS THE 1<sup>ST</sup> DAY OF THE 2<sup>ND</sup> MONTH AFTER THE RATE HAS BEEN ADOPTED. SMITH SAID THAT HE THINKS THEY HAD ALREADY DETERMINED THE NEED OF THE SYSTEM IN THE PRIOR MEETING IN JUNE, BUT WE JUST NEEDED TO FIGURE OUT HOW IT WAS GOING TO BE FUNDED. THIS WOULD BE A 10 YEAR LEASE. BRUNK SUGGESTED THAT THEY LOOK AT OTHER WAYS TO PAY FOR THIS OTHER THAN FEE INCREASES TO THE RESIDENTS. WE HAVE THE FOOD & BEVERAGE MONEY AND THAT THERE OTHER OPTIONS. SMITH SAID THAT RIGHT NOW WE ARE APPLING 100% OF THE FOOD AND BEVERAGE TO PROPERTY TAX REDUCTION. BRUNK DISAGREED, IF YOU LOOK AT TRUE PROPERTY TAX RELIEF, IN ORDER TO DO TRUE PROPERTY TAX RELIEF YOU WOULD REDUCE OUR LEVY BY THAT AMOUNT, WE HAVE NEVER REDUCED OUR LEVY ALL WE HAVE DONE IS PUT IN THE FOOD & BEVERAGE AMOUNT IN TO INCREASE THE EXPENDITURES. SMITH SAID HE THINKS THIS IS SEMANTICS. BRUNK SAID IT IS A FACT, IF YOU HAVE YOUR LEVY IF YOU REDUCE IT YOU HAVE TO OFFSET IT OFF BY SOMETHING ELSE, THE COUNCIL DOESN'T WANT TO REDUCE THEIR LEVY BECAUSE YOU LOOSE OTHER REVENUE SOURCES. YOU HAVE THE FOOD & BEVERAGE, AND A MILE LONG LINE FOR THE RACINO MONEY YOU ARE LOOKING A MINIMAL \$70,000.00 TO FUND IT THAT WAY. BOWLBY SAID IF WE DO IT THIS WAY, THE PEOPLE ACTUALLY USING THIS SYSTEM WILL BE PAYING FOR IT. BRUNK SAID SHE UNDERSTANDS THIS AND IS A BIG BELIEVER IN USER FEES, BUT WE HAVE THIS MONEY SITTING OUT THERE AND WE ADOPTED IT FOR A REASON. SMITH SAID THOSE MEETING WERE THEY ADOPTED THE FOOD & BEVERAGE TAX, THE FOOD & BEVERAGE TAX OUR PORTION OF IT WAS TO BE USED TO OFFSET PROPERTY TAX REVENUE GENERATION BASED ON WHAT EVER THE LEVY WAS. HIS OPINION IS THAT IT NEEDS TO STAY THERE. SANDERS ASKED IF WE ARE LOOKING TO MAKE A DECISION TONIGHT. SMITH REPLIED YES. DEBAUN SAID THAT HE WOULD LIKE TO KEEP IT AS LOW AS WE CAN. CARMONY WOULD LIKE TO SEE MORE TIME TO LOOK AT THIS; HE HASN'T HAD TIME TO LOOK AT THINGS. SMITH ASKED IF IT WOULD BE A PROBLEM WITH MOTOROLA. BOWLBY DIDN'T THINK SO, BUT ADVISED IF WE DON'T DO SOMETHING BY THE END OF THE YEAR WE WILL BE SHORT IN THE FUND. MOTION TO APPROVE THE RATE OF \$2.05 (INCREASE OF \$1.30) MADE BY GRUBBS SECOND BY DEBAUN. APPROVED 5-2 (BRUNK & CARMONY) MOTION TO SUSPEND READING MADE BY SANDERS SECOND BY DEBAUN APPROVED 5-2 (BRUNK, CARMONY) MOTION TO ADOPT ORDINANCE 2008-16 MADE BY DEBAUN SECOND BY SANDERS APPROVED 5-2 (BRUNK, CARMONY)

YALE SHOCK SAID HE WAS VERY DISAPPOINTED THAT NO PUBLIC COMMENT WAS ADDRESSED. YALE SAID THERE HAS BEEN MANY PROBLEMS WITH THIS SYSTEM. BOWLBY SAID THIS IS NOT THE MECCA SYSTEM. THIS IS A STATE WIDE PROGRAMS AND RUSH COUNTY IS THE ONLY COUNTY NOT USING THIS OR ANOTHER UPDATED SYSTEM. YALE

ASKED IF WE HAD RECEIVED ANY FEDERAL GRANT MONEY. BOWLBY SAID THAT WE HAVE RECEIVED AROUND \$4 MILLION IN GRANTS. SCHOCK ASKED WHY ONLY LAND LINES. SMITH LET HIM KNOW THAT THE STATE CONTROLS WIRELESS LINES.

TONY TITUS ASKED IF ANY OF THE RACINO MONEY BEEN MARKED TO HELP PAY FOR THIS. SMITH AND GRUBBS SAID NO, THEY ARE NOT SURE HOW MUCH MONEY WE ARE REALLY GOING TO GET.

TERRY BENNETT JUST WANTS SOME CLARIFICATION – MARGARET BROUGHT UP SOME OF THE FOOD AND BEVERAGE TAX. HIS QUESTIONS IS HOW IS THE FOOD & BEVERAGE BEING SPENT. SMITH REPLIED THAT THE WAY FOOD & BEVERAGE MONEY COMES IN, IS IF WE HAVE TO HAVE A \$11 MILLION BUDGET, THAT MONEY COMING IN REDUCES THAT \$11 MILLION DOWN TO \$10 MILLION OR SO.

MARGARET WANTED TO CLARIFY THAT THE SHERIFF IS NOT ASKING FOR A NEW TAX.

**BUDGET DATES:**

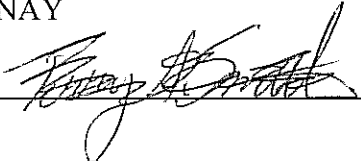
PUBLIC HEARING WILL BE AUGUST 19, 2008 DURING REGULAR COUNCIL MEETING, FIRST READING WILL BE AUGUST 26, 2008 @ 9:00 A.M., SECOND READING WILL BE SEPTEMBER 2, 2008 @ 5:00 P.M., THIRD AND FINAL READING WILL BE SEPTEMBER 3, 2008 @ 5:00 P.M.

**MILEAGE:**

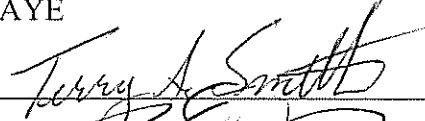
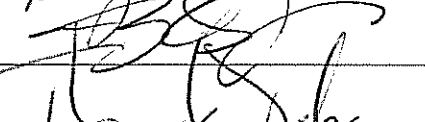
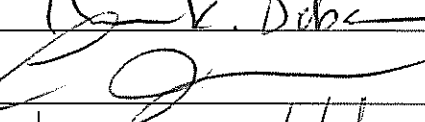
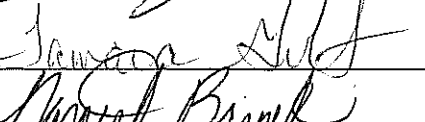

IRS HAS RAISED THEIR MILEAGE FROM 50.5 CENTS AND THE NEW RATE IS NOW 58.5 CENTS. MOTION TO APPROVE THE RATE START TRAVEL AS OF 7/1/2008 TO 58.8 CENTS MADE BY GRUBBS SECOND BY CARMONY. APPROVED 7-0

A MOTION TO ADJOURN WAS MADE BY CARMONY SECOND BY BRUNK APPROVED 6-0

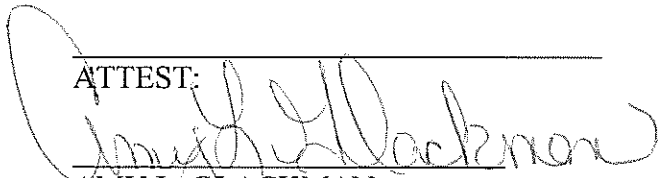
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ATTEST:

  
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AMY L. GLACKMAN  
SHELBY COUNTY AUDITOR