

THE SHELBY COUNTY COUNCIL MET ON TUESDAY JULY 21, 2009 AT 6:00 P.M. PRESENT WERE COUNCIL MEMBERS SMITH, TITUS, DEBAUN, CARMONY, ASHER, SANDERS, BRUNK AND THE DEPUTY AUDITOR.

MINUTES:

MOTION TO APPROVE MINUTES FROM JUNE 16, 2009 MADE BY SANDERS SECOND BY CARMONY, APPROVED 6-0-1 (BRUNK)

MOTION TO APPROVE MINUTES FROM JUNE 29, 2009 MADE BY TITUS SECOND BY SANDERS, APPROVED 4-0-3 (SMITH, BRUNK, CARMONY)

TRANSFERS/ADDITIONALS:

COUNTY ASSESSOR:

REQUEST FOR AN ADDITIONAL APPROPRIATION FROM EITHER ONE OF THESE FUNDS IN THE AMOUNT OF \$115,000.00 FROM FUND 0180-000-02-1201 (RACINO EXPENSE) FOR TO PURCHASE NEW SOFTWARE OR FUND 0181-000-03-1100 (RAINY DAY). AFTER MANY CONCERNS AND QUESTIONS FROM THE COUNCIL A MOTION TO TABLE UNTIL A MEETING CAN BE HELD MADE BY BRUNK SECOND BY TITUS, APPROVED 7-0

COMMISSIONERS:

THE COUNTY COMMISSIONERS REQUEST FOR AN ADDITIONAL APPROPRIATION IN EDIT IN THE AMOUNT OF 4,766.24. \$2,571.39 IN FUND 0241-000-01-1821 (SOCIAL SECURITY), \$2,184.85 IN FUND 0241-000-01-1822 (RETIREMENT CONTRIBUTION) AND \$10.00 IN FUND 0241-000-01-1823 (GROUP INSURANCE). THESE ARE FOR THE NATURAL RESOURCE SPECIALIST THAT WASN'T BUDGETED IN 2009. MOTION TO APPROVE MADE BY BRUNK SECOND BY ASHER, APPROVED 7-0

PROBATION:

PROBATION REQUEST AN ADDITIONAL APPROPRIATION IN THE 0100-143-01-1600 (OVERTIME). THIS WILL BE PAID OUT OF THE 0410 FUND. MOTION TO APPROVE MADE BY DEBAUN SECOND BY CARMONY, APPROVED 7-0
REQUEST TO TRANSFER \$2,745.00 FROM TO 0461 (ENGLISH SECOND LANGUAGE TO 0414 (ADULT PROBATION SERVICES) AND REQUEST FOR AN ADDITIONAL APPROPRIATION IN THE AMOUNT OF \$1,300.00 IN FUND 0412-000-03-1400 (CONFERENCES), MOTION TO APPROVE MADE BY DEBAUN SECOND BY CARMONY, APPROVED 7-0

SHERIFF - JAIL:

SHERIFF REQUEST TO TRANSFER MONEY FROM \$1,600.00 FROM 0100-132-01-1125 (MAINTENANCE MECHANIC) TO 0100-132-02-4400 (OFFICE SUPPLIES), MOTION TO APPROVE MADE BY SANDERS SECOND BY TITUS, APPROVED 7-0

SVOR REQUEST AN ADDITIONAL APPROPRIATION IN THE TOTAL AMOUNT OF \$500.00, \$250.00 IN 0186-000-03-2400 (TRAVEL) AND \$250.00 IN 0186-000-03-9200 (TRAINING), MOTION TO APPROVE MADE BY SANDERS SECOND BY BRUNK, APPROVED 3-0

SUPERIOR COURT NO. 1:

JUDGE TANDY REQUEST TO TRANSFER \$5,535.76 FROM 0100-137-03-3200 (PATIENTS & INMATES) TO 0100-137-04-3100 (FURNITURE), MOTION TO APPROVE MADE BY DEBAUN SECOND BY ASHER, APPROVED 7-0

GUARDIAN AD LITEM REQUEST FOR AN ADDITIONAL APPROPRIATION IN THE AMOUNT OF \$2,796.67 (GUARDIAN AD LITEM), MOTION TO APPROVE MADE BY DEBAUN SECOND BY TITUS, APPROVED 7-0

THE OTHER ADDITIONAL IN THE AMOUNT OF \$9,300.17 HAS BEEN REMOVED.

MISCELLANEOUS:

COMMISSIONERS – WHEEL TAX:

THE COMMISSIONERS PRESENTED TO THE COUNTY COUNCIL A REPORT ON HOW THE WHEEL TAX WAS SPENT OVER THE LAST YEAR.

SHERIFF:

SHERIFF BOWLBY PRESENTED THE COUNCIL TONIGHT WITH ORDINANCE NUMBER 2009-10. THIS ORDINANCE PERTAINS TO THE SHERIFF'S MORTGAGE FORECLOSURE SALES. THIS WILL INCREASE SOME OF THE FEES FOR MORTGAGE FORECLOSURES AND ALLOW LIEBERMAN ADMINISTER THE SALES. THEY WOULD RECEIVE \$100.00 PER SALE AND THEN THERE IS AN ADDITIONAL FEE THAT WOULD BE UP TO \$100.00 RIGHT NOW IT IS ABOUT \$25.00 FOR US. MR. DEPRez HAS BEEN OVER THIS AND HAVE BEEN WORKING ON THIS WITH THE COMMISSIONERS. THE PERSON WOULD HAVE TO BE PRESENT TO BID ON THIS. THE SHERIFF WILL STILL RESERVE THE RIGHT TO CANCEL THE SALE IF GOVERNMENT LIENS AND TAXES ARE NOT SATISFIED BY NOON THE DAY BEFORE. THESE ARE ISSUES THAT WE CURRENTLY DEAL WITH RIGHT NOW. READING OF THE ORDINANCE WAIVED AND MOTION TO APPROVE MADE BY DEBAUN SECOND BY CARMONY, APPROVED 7-0

SHELBY EASTERN SCHOOLS:

DON SWISHER WOULD LIKE TO THANK YOU FOR LAST TIME THEY VISITED AND THE TIME YOU TOOK OUT TO LOOK AT OUR FACILITIES AND WHAT WE WERE TALKING ABOUT. CARMONY ADVISED THAT HE AND SCOTT ASHER HAD GONE OUT TO VISIT THE SCHOOL AND HAD A LENGTHY PRESENTATION ON THE COMPUTER SITUATION AND SEES THAT THE REQUEST IS LEGITIMATE AND THE COMPUTERS ARE AT AVERAGE 7 YEARS OLD. IF THE COUNTY CAN HELP OUT THE SCHOOL WILL BE ABLE TO GET YOUR COMPUTER SYSTEM BACK TO A LEVEL THAT YOU CAN MAINTAIN A 3 TO 4 YEAR ROLL OVER ON THE EQUIPMENT RIGHT NOW YOU ARE AT A 7 TO 8 YEAR CYCLE. AT THIS POINT THE SCHOOL IS NOT ELIGIBLE TO APPLY FOR SOME GRANTS BECAUSE THE SCHOOLS EQUIPMENT IS NOT UP TO DATE. THE REQUEST IS FOR \$198,000 THIS IS FOR 388 NEW COMPUTERS WHICH WILL REPLACE OUR TEACHERS COMPUTERS AND ALLOW US TO PUT STUDENT PODS AT THE BACK OF THE CLASS ROOMS IN THE ELEMENTARY, IT WILL ALSO ALLOW US TO REPLACE OUR TWO JR HIGH LABS THIS WILL ALSO ALLOW US TO CEASE MANY, MANY GRANTS. NOTHING HAD BEEN ADVERTISED AT THIS POINT AND SMITH ADVISED THEM TO GET WITH THE AUDITOR'S OFFICE AND GET THE REQUEST ADVERTISED FOR THE AUGUST 18, 2009 MEETING .

SHELBYVILLE CENTRAL:

TOM ZOBEL PRINCIPLE WITH SHELBYVILLE HIGH SCHOOL IS REQUESTING \$70,000.00 EITHER FROM THE RACINO FUND OR THE RAINY DAY FUND. THIS IS THE NEXT STEP FOR STUDENT IMPROVEMENT AND INVOLVEMENT. OUR GOAL IS TO HAVE STUDENTS LEAVE THE HIGH SCHOOL AND BE COMPETITIVE ENOUGH IN A TECHNOLOGY SOCIETY. SEVERAL YEARS AGO THE SCHOOL STARTED EXPLORING THE NEW TECH HIGH SCHOOL. THEY HAD RECEIVED A GRANT FOR THE STATE OF INDIANA. WE WENT OUT TO CALIFORNIA TO LOOK AT A NEW TECH SCHOOL TO SEE IF THIS WOULD BE SOMETHING THEY WOULD LIKE TO BRING TO SHELBYVILLE HIGH SCHOOL. WE AS A GROUP WERE REALLY EXCITED ABOUT THIS.

WE THEN STARTED DOWN THE ROAD OF EXPLORING TO BRING THIS TO THE HIGH SCHOOL AND WHEN WE DID THIS WE FOUND THERE WERE TWO MODELS FOR THE NEW TECH HIGH SCHOOL. ONE WAS A SMALLER SCHOOL THAT CONVERTS THEIR WHOLE SCHOOL WHICH WE DIDN'T THINK THAT WOULD WORK FOR US AND TWO A LARGE SCHOOL DISTRICT WHICH COULD TAKE A SECTION OF THEIR POPULATION DISTRICT WIDE AND PUT THEM IN A SEPARATE FACILITY SOME WHERE ELSE IN THEIR CORPORATION. AT THIS TIME WE DIDN'T FEEL THIS WAS A GOOD FIT EITHER. SO THEY CAME TO A CROSS ROADS WITH THE NEW TECH PEOPLE, WE DECIDED WE NEED TO EXPLORE PROJECT BASED PROBLEM BASED LEARNING IN A DIFFERENT WAY. WE DEVELOPED A PROGRAM LAST YEAR AND DEVELOPED A PAIR OF COURSES THAT IS ENGLISH 9 AND COMPUTER APPLICATIONS. WE HAVE 140 STUDENTS COMING IN TO THEIR FRESHMAN CLASS THAT WILL TAKE THIS COURSE. THEY WERE ABLE TO SECURE THE COMPUTERS FOR THE ONE TO ONE STUDENT TO COMPUTER RATIO THAT THEY KNOW THEY NEED. THEY RECEIVED A DONATION OF 45 LAP TOPS FOR THIS FALL TO GET THIS PROGRAM GOING. WHAT I'M HERE ASKING FOR IS AS WE GET READY TO SEND THESE STUDENTS ON TO THEIR WAY AND THEY GO TO ENGLISH 10 THEY WILL ALSO TAKE WEB DESIGN AND ADVANCED COMPUTER APPLICATIONS ALONG WITH ENGLISH 10. WE DO NOT YET HAVE THE COMPUTERS FOR TO MAKE THAT HAPPEN FOR THE SECOND YEAR OF THE PROGRAM. PLAN IS TO DEVELOP A FOUR YEAR TRACK. THIS MONEY WILL HELP FURNISH THESE CLASS ROOM ALONG WITH FURNITURE, PRINTERS, SERVERS, ETC. AFTER SOME DISCUSSION A MOTION WAS MADE TO FORM A COMMITTEE TO LOOK AT THIS PROJECT MADE BY CARMONY SECOND BY BRUNK APPROVED 5-2. MOTION TO TABLE THIS REQUEST UNTIL COMMITTEE HAS TIME TO LOOK AT MADE BY SECOND BY ASHER, APPROVED 6-1

CONSTRUCTION WAGE COMMITTEE:

JERRY LUX CAME BEFORE THE COUNCIL TONIGHT REQUESTING THE COUNCIL TO APPOINT A SHELBY EASTERN TAX PAYER TO SERVE ON THE CONSTRUCTION WAGE COMMITTEE. DEBAUN SAID HE HAD NOT HAD TIME TO GET A HOLD OF THE TAX PAYER THAT HE WAS THINKING OF. LUX ASKED IF THEY CAN MAKE A MOTION TO DESIGNATE THE PRESIDENT TO APPOINT THIS PERSON. MOTION MADE TO DESIGNATE THE PRESIDENT TO APPOINT THIS PERSON MADE BY DEBAUN SECOND BY CARMONY, APPROVED 7-0

WHEEL TAX REPORT:

THE COUNTY COMMISSIONERS PRESENTED THE COUNCIL WITH A REVIEW ON THE WHEEL TAX MONEY AND HOW IT WAS SPENT. NEWTON ADVISED THAT THE HIGHWAY DEPARTMENT IS RESPONSIBLE FOR 844.5 OF ROADS THEY ALSO MAINTAIN 189 BRIDGES AND OVER 1000 CULVERTS. THE HAND OUT ALSO INCLUDED THE BRIDGE INSPECTION REPORTS AND IN THE NEXT SEVEN YEARS SIX STRUCTURES ARE RECOMMENDED FOR REHABILITATION AND NINETY STRUCTURES SHOULD HAVE SOME REPAIRS TO THEM. THIS IS A TWO YEAR REPORT THAT IS REQUIRED BY THE STATE. IT NORMALLY TAKE ANYWHERE FROM FIVE TO SEVEN YEARS TO GET FUNDING FROM THE STATE. NEWTON WOULD ALSO LIKE TO POINT OUT THAT IN THE BACK OF THE BOOK THEY HAVE TOTAL MILEAGE THROUGH FLOW CHARTS. IN 2008 THEY WERE ABLE TO PAVE 54.8 MILES OF ROADS IN ALL THREE DISTRICTS. IN 2007 THEY WERE PAYING AROUND \$30.00 A TON FOR ASPHALT AND BY COMPARISON IN 2008 BECAUSE OF FUEL PRICES THAT COST WENT TO \$48.00 A TON THEY ALSO HAD ADDED EXPENSES FOR THE FUEL. ALSO IN COMPARISON TO 2007 WE ONLY WERE ABLE TO PAVE ABOUT 4 MORE MILES, BUT WE TOOK IN 1.1 MILLION DOLLARS IN FUNDING FROM THE WHEEL TAX MONEY. BECAUSE OF THE ADDED COST OF MATERIALS IF WE HAD NOT HAD THE WHEEL TAX MONEY WE WOULD HAVE ONLY BEEN ABLE TO PAVE ABOUT 23-24 MILES OF ROADS. WITHOUT THE WHEEL TAX MONEY ROADS WOULD NOT BE REPAVED AGAIN FOR APPROXIMATELY 35 YEARS AND WITH THE WHEEL

TAX MONEY WE WILL BE ABLE TO REPAVE EVERY 15 YEARS AND THEY MAY BE STRETCHING IT, INDOT REPAVES EVERY 7 YEARS. OUR HIGHWAY DEPT. IS FUNDED COMPLETELY BY MVH, LOCAL ROAD AND STREET, AND CUM FUNDS. THERE IS NOT ONE DIME OF PROPERTY TAX MONEY THAT IS USED FOR THE HIGHWAY DEPT. NEWTON ADVISED IT IS VERY IMPORTANT FOR THE COUNTY TO KEEP THE WHEEL TAX MONEY SO THEY CAN CONTINUE TO KEEP OUR ROADS, BRIDGES, AND CULVERTS MAINTAINED IN A TIMELY MANNER.

ONE THING THAT IS HELPING THIS YEAR ALSO IS THE COUNTY RECEIVED APPROXIMATELY \$1.1 MILLION IN STIMULUS MONEY. WE DID GET THAT PROJECT AND GOES TO LETTING NEXT WEEK. THIS WILL HELP GET AROUND 6.5-7 MILES PAVED FROM THE CITY LIMITS OF SHELBYVILLE ALL THE WAY DOWN MICHIGAN ROAD TO THE SHELBY/DECATUR COUNTY LINE. WE ALSO HAVE TWO BRIDGE DECKS THAT THEY APPLIED FOR STIMULUS MONEY ON THAT ARE DOWN IN THE SOUTH DISTRICT BY MT. AUBURN YOU HAD TO MEET CERTAIN REQUIREMENTS AND THOSE ARE ON AN AUGUST LETTING, SO THIS LOOKS GOOD.

NEWTON ALSO UPDATED THE COUNCIL ON THE PURCHASE OF THE CULLIGAN PROPERTY, THE TWO HOUSES BEHIND IT , THREE HOUSES CURRENTLY ON TOMPKINS AND TAYLOR STREET AND WITH IN THE LAST WEEK TO 10 DAYS THEY DID SIGN AGREEMENTS ON THE TWO MORE, SO ALL OF THE HOUSES ARE PURCHASED THAT THEY PLANED ON. THE FIRE DEPARTMENT HAD BEEN USING THEM FOR TRAINING. WE WILL PROBABLY ASK FOR BIDS AND HAVE GONE TO THE CITY TO GET THE PLANS APPROVED. JOHN DEPREZ IS WORKING WITH THEM ON VARIANCES AND THINGS.

O'NEAL STEEL: (CARMONY OUT AT THIS TIME)

HERE TONIGHT ON BEHALF OF O'NEAL STEEL FOR COMPLIANCE FORMS THAT WERE FILED WITH THE AUDITOR'S OFFICE IN MAY. WE HAVE COPIES HERE IF YOU WOULD LIKE TO LOOK AT THEM. THE FIRST ONE IS ON PERSONAL PROPERTY AND WAS FIRST DONE IN 2004, IN THE STATEMENT OF PROJECTS STATES IT WOULD HELP MAINTAIN TWELVE EXISTING JOBS AND CREATE SIX NEW JOBS. BOTH OF THE TARGETS WERE MET AND THE VALUE OF EQUIPMENT TO BE PUT IN WAS ESTIMATED TO BE 3 MILLION DOLLARS AND ACTUAL WAS AROUND \$3.5 MILLION. SANDERS ASKED THAT WITH ALL OF THE CUT BACKS AND DOWN SIZING THIS DOESN'T EFFECT THIS AT ALL, THEY ADVISE THAT THE JOBS AND EQUIPMENT FOR THIS PROJECT ARE STILL THERE. MOTION TO APPROVE THIS PERSON PROPERTY ABATEMENT MADE BY DEBAUN SECOND BY TITUS, APPROVED 6-0

NEXT FORM IS FOR A PROJECT IN 2008 – THIS ALSO IS FOR PERSONAL PROPERTY, THE COST AND VALUES OF THIS PROJECT IS LOWER THAN ESTIMATED BECAUSE THEY HAD TO PUT IN THE EQUIPMENT PRIOR TO FILING FOR THE ABATEMENT. MOTION TO APPROVE MADE BY DEBAUN SECOND BY TITUS, APPROVED 6-0

NEXT ONE IS ON THE REAL ESTATE PORTION OF THE ABATEMENT, EVERYTHING CAME IN AT ACTUAL OR A LITTLE ABOVE ESTIMATE COST. THE ACTUAL REAL ESTATE IMPROVEMENT PUT IN WERE \$385,000.00 ASSESSMENT ON THIS HAS NOT COME BACK YET THAT IS WHY THIS WAS LEFT BLANK, MOTION TO APPROVE MADE BY DEBAUN, SECOND BY TITUS, APPROVED 6-0

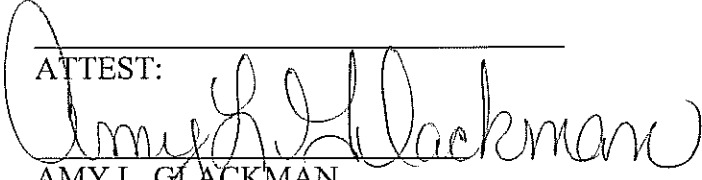
CARMONY BACK IN AT THIS TIME

A MOTION TO ADJOURN WAS MADE BY SANDERS SECOND BY DEBAUN
APPROVED 7-0

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ATTEST:


AMY L. GLACKMAN
SHELBY COUNTY AUDITOR