

APRIL 8, 2019

REGULAR SESSION

The LaGrange County Council met in Regular Session on Monday, April 8, 2019, at their meeting room, County Office Building, 114 W. Michigan Street, LaGrange, Indiana 46761, at 8:30 a.m., with the following present: Council Members, Charles F. Ashcraft, Jeffrey L. Brill, Peter A. Cook, Harold D. Gingerich, Steven E. McKowen, Ryan J. Riegsecker, and Michael G. Strawser; and LaGrange County Auditor, Kathryn Hopper. Mr. Peter Cook brought the meeting to order and led the Pledge of Allegiance to the Flag.

LAGRANGE COUNTY COMMUNITY FOUNDATION

Mrs. Kathryn Hopper, County Auditor, informed the Council that the LaGrange County Community Foundation has \$40,133.00 available to grant in 2019 from the endowment fund. The money can be moved to the endowment portion of the fund, can be left in the fund, or a check may be issued for deposit in the Hospital Trust fund. Mr. Charles Ashcraft made a motion to have a check issued. Mr. Harold Gingerich seconded the motion and it carried unanimously.

JOINT ORDINANCE – REPAYMENT TO THE MAJOR MOVES CONSTRUCTION FUND

Mr. Peter Cook presented the following Joint Ordinance for consideration:

COUNTY OF LAGRANGE

JOINT ORDINANCE NO. _____

AN ORDINANCE PERMITTING THE REIMBURSEMENT OF PRIOR LOCAL MAJOR MOVES FUND MONEY TO FINANCE CONSTRUCTION OF THE LAGRANGE COUNTY JUSTICE CENTER BUILDING.

WHEREAS, the Board of Commissioners of the County of LaGrange (“Commissioners”) on behalf of the LaGrange County, Indiana (“County”) approved the construction of a County Justice Center Building (the “Project”) on September 19, 2016 via Resolution 2016-09-19;

WHEREAS, the County Council (“Council”) reapproved funding for the project at its August 13, 2018 regular meeting in an estimated total amount of Three Million, Eight Hundred Thousand Dollars (\$3,800,000.00, the “Loan Amount”);

WHEREAS, the Commissioners determined that the Project qualifies as an “economic development project” within the meaning of Indiana Code § 8-14-16-5(3);

WHEREAS, the County had been informed that there was sufficient money in the Local Major Moves Construction Fund (“Fund”) to pay for the Project, and that it would be in the best interests of the County in the reduction of interest and other borrowing costs to borrow money from the Fund rather than secure money from a third-party provider;

WHEREAS, pursuant to IC § 8-14-16-4(f), the Council must consult the Commissioners before making an appropriation from the Fund;

WHEREAS, pursuant to County Joint Ordinance 2012-10-10, an appropriation may be made from the Fund only upon passage of an ordinance, resolution, or other action passed by at least a combined vote of eight (8) members (at least two (2) of which must be Commissioners) of the Commissioners and Council;

WHEREAS, pursuant to Indiana Code § 36-2-6-18, the Council may pass an ordinance to make loans for the purpose of procuring money to be used in the exercise of County powers and for the payment of County debts;

WHEREAS, the County believes that a temporary loan should be made to the County in an amount equal to the Loan Amount from the Fund, which loan should be repaid or reimbursed over a period of 15 years beginning in January 2020 at an interest rate of 2.5%.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF LAGRANGE AND BY THE COUNTY COUNCIL OF LAGRANGE, COUNTY, INDIANA, JOINTLY, THAT:

SECTION I

Whenever the following terms are used in this ordinance, they shall have such meanings herein ascribed to them unless the context clearly indicates or requires a different meaning.

- “Fund” means the local Major Moves Construction Fund established by County Joint Ordinance 2012-10-10.
- “Loan Amount” means the amount that the Council appropriated from the Fund for the financing of the Project.
- “Project” means the planning and construction from around 2016-19 of a building known as the LaGrange County Justice Center and also comprising its adjacent structures and land.
- “Reimburse” to make a Reimbursement payment.
- “Reimbursement” means the process established by this ordinance to Reimburse money appropriated by the County and thereafter expended for the construction of the Project.

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SECTION II

The Commissioners and Council find that the above recitals are true and correct and hereby incorporate the recitals into this ordinance in their entirety.

SECTION III

The Commissioners and Council declare their intent to Reimburse the Fund for monies received from prior appropriations from the Fund for completion of the Project, plus reasonable interest thereon. Despite the limiting provisions contained in this ordinance, this ordinance shall serve as a *de facto* promissory note to the Fund.

SECTION IV

- A. The Auditor shall Reimburse the Fund for the Loan Amount as follows:
1. starting in January 2020, by making 14 consecutive yearly payments of principal of Two Hundred Fifty-Three Thousand, Three Hundred Thirty-Three and 33/100 Dollars (\$253,333.33) each from the General Fund to the Fund on a date within the respective year that the Auditor deems most beneficial to the County;
 2. making a final 15th payment of \$253,333.38 from the General Fund to the Fund during the 15th year;
 3. for each payment made pursuant to this section, paying reasonable interest thereon to the Fund at a rate of 2.5% per annum calculated on a 360-day basis; *and*
 4. taking all further action necessary or customary for completing the Reimbursement.
- B. The Auditor and the Presidents of the Commissioners and Council are authorized to sign any documents needed to give effect to this ordinance outside a Council meeting.
- C. Except as provided for elsewhere in this ordinance, should the Auditor fail to make a Reimbursement payment as scheduled:
1. the Auditor shall cause the overdue Reimbursement payment to be paid if the payment can be made within 30 days of being past due;
 2. the Auditor shall notify the Council of the overdue Reimbursement payment if the payment cannot be made within 30 days of being past due; *and*
 3. the Council shall determine whether any missed payment under Subsection (C)(2) should be repaid according to the then-current Reimbursement schedule or instead added as an additional payment due after the end of the current schedule.
- D. There shall be no penalty for any authorized prepayment as part of the Reimbursement.

SECTION V

- A. If the Council should find that any amount to be transferred as part of the Reimbursement would impair the County's ability to satisfy any other debt, liability, or obligation, the Council may, at such time, suspend a prospective Reimbursement payment by motion.
- B. The effect of a suspension in the Reimbursement under this section is:
1. to nullify the obligation to make a Reimbursement payment during a suspension;
 2. to nullify the effect of any interest rate on the Reimbursement, such that the first day after any suspension shall be treated as the first day of such suspension; *and*
 3. to extend the 15-year Reimbursement period by a number of years equal to the years in which Reimbursement was suspended.
- C. A Reimbursement suspension under this section lasts one calendar year.
- D. In the year immediately following a Reimbursement suspension, the Council shall:
1. make the next required payment pursuant to the terms of this ordinance;
 2. make a motion to renew a Reimbursement suspension for up to an additional year; *or*
 3. through power hereby granted, unilaterally repeal this ordinance, thus removing the need to make future Reimbursement payments pursuant to this ordinance.
- E. Should the Fund cease to exist or should the County declare bankruptcy, this ordinance shall be automatically repealed *ipso facto*.

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SECTION VI

A. References.

1. Except where a specific version or edition is given, reference to another section of this ordinance or another law, document, fund, program, or public office, shall extend and apply to the same, as may be subsequently amended, elected, revised, recodified, renamed, or renumbered from time to time.
2. Reference in this ordinance to a public servant, department, commission, committee, board, or fund, either generally or by title, without reference to another jurisdiction, shall be construed as though it were preceded or followed, as appropriate, by the words "(of the) LaGrange County (Indiana)."
3. Should a provision of this ordinance require an act to be done which, by law, an agent or deputy as well may do as the principal, the requirement is satisfied by the performance of the act by an authorized agent or deputy.

B. Severability. No part of this ordinance shall be interpreted to conflict with any local, state, or federal laws, and all reasonable efforts should be made to harmonize same. Should any section or part thereof of this ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the ordinance as a whole, or any other portion thereof other than that portion so declared to be invalid, and for this purpose the provisions of this ordinance are hereby declared to be severable.

C. Effective Date. This ordinance shall be effective upon passage.

Mr. Steve McKowen made a motion to approve the Joint Ordinance as presented. Mr. Harold Gingerich seconded the motion and it carried unanimously. Mr. Mike Strawser made a motion to waive the requirement for second reading. Mr. Harold Gingerich seconded the motion and it carried unanimously.

JOINT ORDINANCE ESTABLISHING ANTIDISCRIMINATION POLICIES

Mr. Peter Cook presented the following Joint Ordinance for consideration:

COUNTY OF LAGRANGE
JOINT ORDINANCE NO. 2019-04-08 A

A JOINT ORDINANCE ESTABLISHING ANTIDISCRIMINATION POLICIES WITH REGARD TO COUNTY PROGRAMS, ACTIVITIES, AND SERVICES, AND ESTABLISHING A RELATED FUND, DIVISION, AND COORDINATOR.

WHEREAS, under 23 C.F.R. 1200, App. A, the Federal Highway Administration ("FHWA") of the United States federal government requires compliance by all its funding recipients with all federal statutes and implementing regulations relating to nondiscrimination;

WHEREAS, the Indiana Department of Transportation ("INDOT") is a recipient of funds controlled by the FHWA;

WHEREAS, the Board of Commissioners of the County of LaGrange, Indiana ("Commissioners"), on behalf of LaGrange County, Indiana ("County"), often desires to become a subrecipient of FHWA funds through INDOT;

WHEREAS, under 23 C.F.R. 1200, App. A, as a subrecipient of FHWA funds, the Commissioners must ensure compliance with federal antidiscrimination law including, but not limited to:

1. Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d *et seq.*), which prohibits discrimination on the basis of race, color, or national origin;
2. Title IX of the Education Amendments of 1972, as amended (20 U.S.C. 1681-83 and 1685-86), which prohibits discrimination on the basis of sex;
3. Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. 794), and the Americans with Disabilities Act of 1990, as amended (42 U.S.C. 12101, *et seq.*) ("ADA"), which prohibits discrimination on the basis of disabilities;
4. the Age Discrimination Act of 1975, as amended (42 U.S.C. 6101-07), which prohibits discrimination on the basis of age;
5. the Civil Rights Restoration Act of 1987 (Pub.L. 100-259), which requires federal-aid recipients and all subrecipients to prevent discrimination and ensure nondiscrimination in all of their programs and activities;

WHEREAS, under Title III of the federal Civil Rights Act of 1964, the County may not discriminate in any of its public facilities on the basis of religion;

WHEREAS, under 28 C.F.R. 35.107, the Commissioners must designate at least one employee to coordinate its efforts to comply with and carry out its ADA responsibilities;

WHEREAS, under 28 C.F.R. 35.106-35.107, the Commissioners must adopt and publish a notice and grievance procedure providing for the prompt and equitable resolution of ADA complaints;

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WHEREAS, pursuant to INDOT's Title VI Technical Assistance Guide, the Commissioners must designate at least one employee to coordinate its efforts to comply with and carry out its Title VI responsibilities;

WHEREAS, as required by INDOT pursuant to 49 C.F.R. 21.7, the Commissioners, must give assurances that the County will full comply with all Title VI requirements;

WHEREAS, to monitor compliance with state and federal anti-discrimination law, the Commissioners desire to establish anti-discrimination policies and to appoint a coordinator to ensure compliance in all County programs, activities, and services;

WHEREAS, under Indiana Code § 36-2-3.5-5, the Commissioners may establish new County departments, divisions, or agencies whenever necessary to promote efficient county government and to employ administrative personnel necessary to carry out its functions; *and*

WHEREAS, the Commissioners have previously passed similar legislation related to ADA policy and an ADA coordinator position.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF LAGRANGE AND BY THE COUNTY COUNCIL OF LAGRANGE COUNTY, INDIANA, JOINTLY, THAT:

SECTION I

- A. The Board of Commissioners of the County of LaGrange, Indiana and the County Council of LaGrange County, Indiana, on behalf of LaGrange County, Indiana, hereby jointly repeal Ordinance 1984-10-1, Ordinance 1984-10-2, Joint Resolution 1992-6-30; Resolution 1995-1-4, Resolution 2011-12-19C, Resolution 2014-08-18, and Resolution 2016-12-05B.
- B. The Commissioners hereby reiterate their prior repeal of Resolution No. 2011-12-05.

SECTION II

Whenever the following terms are used in this ordinance, they shall have such meanings herein ascribed to them unless the context clearly indicates or requires a different meaning.

- "ADA" refers to the Americans with Disabilities Act of 1990, as well as related federal statutes and regulations concerning disabilities.
- "Anti-Discrimination Coordinator" refers to the LaGrange County Anti-Discrimination Coordinator as more particularly described by this ordinance; provided, however, that for as long as the Commissioners may appoint two or more individuals to serve in this capacity with respect to separate ADA and Title VI Coordinator duties, the term shall be understood to refer only in that respective capacity to the subject matter at hand.
- "Commissioners" refers to the Board of Commissioners of the County of LaGrange, Indiana.
- "Council" refers to the LaGrange County Council for LaGrange County, Indiana.
- "County" refers to LaGrange County, Indiana.
- "Division" refers to the Anti-Discrimination Compliance Division, as more particularly described by this ordinance.
- "Fund" refers to the Anti-Discrimination Education and Compliance Fund, as more particularly described by this ordinance.
- "Public servant" means a County employee, officer, or elected official.
- "Services" means the facilities, programs, activities, or services of the County.
- "State and federal anti-discrimination law" means Indiana and federal anti-discrimination statutes and administrative regulations concerning ADA and Title VI.
- "Title VI" refers to Title VI of the Civil Rights Act of 1964, as well as related federal statutes and regulations concerning discrimination based on race, color, national origin, religion, sex, or age.

SECTION III

- A. The Commissioners and Council find that the above recitals are true and correct and hereby incorporate the recitals into this ordinance in their entirety.
- B. The purpose of this ordinance is to provide standards and guidance for public servants in their relations with the general public especially concerning the impact of state and federal anti-discrimination law thereon.
- C. The scope of this ordinance is limited to the County's involvement with the general public through its Services. Notwithstanding anything in this ordinance to the contrary, nothing in this ordinance shall have any bearing on the relation of state and federal law to the rights of public servants in their employment or official capacity. Such rights are instead addressed in the LaGrange County Personnel Policies Handbook.

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- D. Notwithstanding anything in this ordinance to the contrary, nothing in this ordinance shall be construed to create any new legal duty, right, or benefit, whether substantive or procedural, enforceable against the County, its agencies, its public servants, or other agents; nor to waive or diminish any protection that may be applicable to the County or any of its public servants, agents, or representatives under any applicable statutes, rules, or regulations providing governmental immunity, or any other rights, protections, immunities, defenses, or limitations on liability that the County or such related parties are provided by law.

SECTION IV

The Commissioners and Council hereby establish the following policy to be the official County policy regarding the Americans with Disabilities Act of 1990 as well as related federal statutes and regulations:

In accordance with the requirements of the Americans with Disability Act of 1990, and all related statutes and regulations, as amended, LaGrange County, Indiana will not illegally discriminate against a qualified individual with a disability on the basis of such disability in its programs, activities, or services. LaGrange County further commits to identifying barriers that exist for individuals with disabilities and to eliminating those barriers so that they have an equal opportunity to participate in, obtain the same result in, or to reach the same level of achievement as provided to others. LaGrange County believes such accommodations will improve public service, effective governance, and its citizens' quality of life. Accordingly, upon request, the County will make reasonable efforts to provide auxiliary aids and services to facilitate effective communication for qualified individuals with disabilities. LaGrange County will further make modifications to its policies, programs, and procedures to ensure that qualified individuals with disabilities have an equal opportunity to participate in, and enjoy the benefits of, its programs, activities, and services. LaGrange County will not place a surcharge on an individual with a disability to cover the cost of its accommodations. LaGrange County is not required to take any action that would fundamentally alter the nature of its programs, services, or activities or impose an undue burden on the County.

SECTION V

The Commissioners and Council hereby establish the following policy to be the official County policy regarding Title VI of the Civil Rights Act of 1964, as well as related federal statutes and regulations:

LaGrange County, Indiana values the civil rights of every individual and desires to provide equal treatment for its citizens. As provided by Title VI of the Civil Rights Act of 1964, as amended, and all related statutes and regulations, it is the policy of LaGrange County that no person shall be excluded from participation in, denied benefits of, or subjected to illegal discrimination under any County program, activity, or service on the grounds of race, color, national origin, religion, sex, or age. LaGrange County makes assurances that every reasonable effort will be made to prevent illegal discrimination in all of its programs, activities, and services, whether or not those programs, activities, and services are federally funded and whether or not those programs are managed by the County directly, by its agents, or by its subrecipients of federal aid.

SECTION VI

The Commissioners hereby adopt the following statement to be known as the "LaGrange County, Indiana Title VI Assurance of Compliance with Federal Regulations for Receiving Federal Financial Assistance from the U.S. Department of Transportation."

LaGrange County, Indiana, by its executive, THE BOARD OF COMMISSIONERS OF THE COUNTY OF LAGRANGE (hereinafter referred to as the "Recipient") HEREBY AGREES THAT as a condition to receiving any federal financial assistance from the Department of Transportation and the Federal Highway Administration, it will comply with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42 U.S.C. 2000d-42 U.S.C. 2000d-4 (hereinafter referred to as the "Act"), and all requirements imposed by or pursuant to Title 49, Code of Federal Regulations (CFR), Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally-Assisted Programs of the Department of Transportation-Effectuation of Title VI of the Civil Rights Act of 1964, Title 23 Code of Federal Regulations, Part 200, Title VI Program and Related Statutes – Implementation and Review Procedures (hereinafter collectively referred to as the "Regulations") and other pertinent nondiscrimination authorities and directives, to the end that in accordance with the Act, Regulations, and other pertinent nondiscrimination authorities and directives, no person in the United States shall, on the grounds of race, color, or national origin, religion, sex, or age, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity for which the Recipient receives federal financial assistance from the Department of Transportation, including the Federal Highway Administration, and HEREBY GIVES ASSURANCE THAT it will promptly take any measures necessary to effectuate this agreement. This assurance is required by Title 49 Code of Federal Regulations, subsection 21.7(a)(1) and Title 23 Code of Federal Regulations, section 200.9(a) (1) of the Regulations. LaGrange County covenants to comply with all federal and state statutes and regulations that apply to subrecipients of federal highway funds regarding Title VI provisions.

This assurance is given in consideration of and for the purpose of obtaining any and all federal grants, loans, contracts, property, discounts, or other federal financial assistance extended after the date hereof to the Recipient under the Federal Aid Transportation Program and is binding on it, other recipients, subgrantees, contractors, subcontractors, transferees, successors in interest, and other participants in the Federal Aid Transportation Program. The persons whose signatures appear below are authorized to sign this assurance on behalf of the Recipient.

SECTION VII

- A. The Commissioners shall employ such specialists, engineers, and consultants as may be necessary to meet the requirements of state and federal anti-discrimination law after application to the Council for the approval of appropriation of funds to complete that purpose.
- B. No person, on the basis of race, color, national origin, religion, sex, age, or disability, shall be illegally discriminated against, excluded from, or denied the benefits of County policies or Services.
- C. All public contractors doing business with the County shall certify compliance with the substantive parts of this ordinance.
- D. All construction commenced by the County after January 26, 1993 shall be in conformance with ADA.
- E. All communications between the County and all disabled persons shall be as effective as communications with nondisabled persons.
- F. A copy of the County's anti-discrimination policies shall be distributed to each elected official and department head. Each department head shall post such policies in a prominent place where it can be observed by all persons employed in, or using the Services of, that department.
- G. All comments, questions, and concerns related to this ordinance should be submitted in writing to the County's Anti-Discrimination Coordinator.
- H. All public servants shall adhere to the provisions of this ordinance.

SECTION VIII

- A. Creation. The Commissioners hereby create a nonreverting Anti-Discrimination Education and Compliance Fund, and it shall exist in perpetuity until terminated or repealed by a subsequent ordinance.
- B. Purpose. The Fund shall be used only for research, education, and compliance purposes of state and federal anti-discrimination law including, but not limited to, all costs and expenses required or desired for ensuring compliance with state and federal anti-discrimination laws and educating public servants and citizens.
- C. Investment. All amounts in the Fund shall be invested and reinvested pursuant to standard County policies and procedures.
- D. Non-reverting. All amounts in the Fund, and any interest earned on the Fund, shall remain in the Fund and shall not revert to the General Fund at the end of the fiscal year.
- E. Restrictions. No money shall be appropriated from the Fund without the proper authorization of the Council.

SECTION IX

- A. The Commissioners hereby establish an Anti-Discrimination Compliance Division as a division of the LaGrange County Highway Department to ensure compliance with, and to improve education of, state and federal anti-discrimination law.
- B. By motion, the Commissioners may assign the Division to another Department from time to time to assist with its Coordinators' other job duties.

SECTION X

- A. The Commissioners hereby establish the position of LaGrange County Anti-Discrimination Coordinator to oversee the Division.
- B. By motion, the Commissioners may appoint (or revoke the appointment of) a public servant to serve as the Anti-Discrimination Coordinator.
- C. By motion, the Commissioners may separate the Anti-Discrimination Coordinator position into separate ADA and Title VI Coordinators and assign their respective duties to different public servants.
- D. The Anti-Discrimination Coordinator may delegate tasks related to his or her Coordinator duties to other public servants, as appropriate, while retaining full responsibility therefor.

SECTION XI

- A. The Anti-Discrimination Coordinator shall:
1. cooperate with and provide guidance to the Commissioners as to the effect of state and federal anti-discrimination law on County Services;
 2. review, develop, and publish ongoing ADA and Title VI compliance plans, as necessary, so as to ensure compliance of County Services with state and federal anti-discrimination law;
 3. inspect and evaluate County buildings and facilities for identifiable barriers to determine ADA compliance or remediation goals;
 4. offer auxiliary aides and Services upon request, as appropriate;
 5. develop grievance procedures for the prompt processing and disposition of complaints of illegal discrimination;
 6. develop information about state and federal anti-discrimination law for dissemination to the general public, especially on the County's web site;
 7. develop procedures for the collection of statistical data regarding participants and beneficiaries of County Services;
 8. conduct training programs on compliance with state and federal anti-discrimination law for the County's public servants and other agents;
 9. monitor, jointly with legal counsel, County grants, contracts, subrecipient agreements, services, and accommodations for compliance with state and federal anti-discrimination law;
 10. investigate alleged or suspected violations of state and federal anti-discrimination law within the County;
 11. establish procedures for promptly resolving continued or ongoing violations of state and federal anti-discrimination law;
 12. prepare all compliance reports, as required by law;
 13. preserve all County records related to compliance with state and federal anti-discrimination law;
 14. ensure meaningful access to County Services by persons with "Limited English Proficiency," to the extent required by law;
 15. coordinate with federal, state, and other regulatory entities having jurisdiction in the County with regard to compliance with state and federal anti-discrimination law;
 16. maintain appropriate levels of continuing education related to compliance with state and federal anti-discrimination law;
 17. seek out appropriate funding sources related to compliance with state and federal anti-discrimination law, such as grant requests and/or donations; *and*
 18. make recommendations on the Division's budget and appropriations relating to compliance with state and federal anti-discrimination law, as appropriate;
 19. deposit all money received from non-County sources into the Fund;
- B. Subject to Commissioner oversight, reasonable budget constraints, and the necessity of the Anti-Discrimination Coordinator to fulfill all other professional responsibilities to the County, the Commissioners hereby delegate to the Anti-Discrimination Coordinator all reasonable powers that are necessary or proper to perform the duties listed in this section including, but not limited to, the powers to disburse Fund money and to execute any and all documents on behalf of the County that are necessary or proper to carry out the Coordinator's duties.
- C. The Commissioners reserve for themselves the same powers provided for in this section.
- D. Nothing in this section shall be construed to give the Anti-Discrimination Coordinator the power or duty to investigate County personnel files.

SECTION XII

To inform the public about the availability of information regarding the provisions of federal civil rights laws and the County's anti-discrimination policies as they relate to County Services for the general public, the Auditor shall place the County's Anti-Discrimination Notice Statement on all County agenda.

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SECTION XIII

- A. The Commissioners continually adopt and incorporate by reference the latest versions of the following documents administered by the Anti-Discrimination Coordinator:
 - 1. the Anti-Discrimination Notice Statement;
 - 2. the ADA Self-Evaluation and/or Transition Plan;
 - 3. the ADA Grievance Procedure (included in ADA Plan);
 - 4. the Title VI Implementation Plan; *and*
 - 5. the Title VI Grievance Procedure (included in Title VI Plan).
- B. The Anti-Discrimination Coordinator shall publish the documents listed in this section in all appropriate locations in the County, including the County website.
- C. The Anti-Discrimination Coordinator shall provide the Auditor with two (2) copies of each document in this section for the Auditor to keep on file for public inspection.

SECTION XIV

- D. References.
 - 4. Except where a specific version or edition is given, reference to another section of this ordinance or another law, document, fund, program, or public office, shall extend and apply to the same, as may be subsequently amended, elected, revised, recodified, renamed, or renumbered from time to time.
 - 5. Reference in this ordinance to a public servant, department, commission, committee, board, or fund, either generally or by title, without reference to another jurisdiction, shall be construed as though it were preceded or followed, as appropriate, by the words “(of the) LaGrange County (Indiana).”
 - 6. Should a provision of this ordinance require an act to be done which, by law, an agent or deputy as well may do as the principal, the requisition is satisfied by the performance of the act by an authorized agent or deputy.
- A. Severability. No part of this ordinance shall be interpreted to conflict with any local, state, or federal laws, and all reasonable efforts should be made to harmonize same. Should any section or part thereof of this ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the ordinance as a whole, or any other portion thereof other than that portion so declared to be invalid, and for this purpose the provisions of this ordinance are hereby declared to be severable.
- B. Continuance.
 - 1. The express or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or procedures begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.
 - 2. To the extent the provisions contained in this ordinance substantially restate the provisions of a prior ordinance or resolution, such provisions shall not be deemed to be a new enactment of the old ordinances, but rather shall be deemed to be the continuation of the original provisions.
- C. Revival Prohibited. The express or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance shall not be construed to revive any former ordinance, section, clause, or provision.
- D. Effective Date. This joint ordinance shall be effective immediately upon passage.

Mr. Charles Ashcraft made a motion to approve the Joint Ordinance. Mr. Steve McKowen seconded the motion and it carried unanimously. Mr. Mike Strawser made a motion to waive the requirement for second reading. Mr. Jeff Brill seconded the motion and it carried unanimously.

AMENDMENT TO THE SALARY ORDINANCE

The following Amendment to the Salary Ordinance was presented:

AMENDMENT TO THE SALARY ORDINANCE FOR 2019

BE IT HEREBY ORDAINED THAT the following changes be made in the LaGrange County Salary Ordinance for the year 2019:

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<u>COUNTY GENERAL – CIRCUIT COURT</u>	<u>REQUESTED</u>
Court Reporter / Admin Asst. 1000-036-01-1206	Up to 19.00 / hour
Secretary / Admin Asst. 1000-036-01-1207	Up to 19.00 / hour

Mr. Mike Strawser made a motion to approve the amendment at \$18.48 per hour for both positons, to be effective April 15, 2019. Mr. Harold Gingerich seconded the motion and it carried unanimously. Mr. Harold Gingerich made a motion to waive the requirement for second reading. Mr. Mike Strawser seconded the motion and it carried unanimously.

ECONOMIC DEVELOPMENT INCOME TAX (EDIT) – 2018 FUNDS

Mr. Peter Cook explained that there is \$6,454.00 available from the 2018 EDIT funds that was not spent. The following requests were received:

<u>Unincorporated Town</u>	<u>Request</u>	<u>Amount</u>
Stroh	Park Pavilion Improvements	\$6,385.00
Mongo	Speed Limit Sign	6,000.00
Mongo	Street Lights	3,224.26
Mongo	Park upgrades	1,780.00
Mongo	Boat, motor, trailer	5,661.00

Mr. Harold Gingerich made a motion to grant \$1,200.00 to Mongo for the park upgrades and \$5,254 to Stroh. Mr. Jeff Brill seconded the motion and it carried unanimously.

RESOLUTION TO TRANSFER FUNDS

Mr. Peter Cook read the following Resolution to Transfer Funds:

BE IT HEREBY RESOLVED THAT the following increases and decreases be made in order to meet the expenses of the units of government for the year 2019.

	<u>DECREASE</u>	<u>INCREASE</u>
<u>MAJOR MOVES CONSTRUCTION</u>		
1172-000-04-1100 Major Moves Projects	2,000.00	
1172-000-03-3014 County Justice Building		2,000.00
<u>PARK NONREVERTING OPERATING</u>		
1179-000-04-4011 Picnic table / grills	4,400.00	
1179-000-03-3095 David Rogers Days	1,100.00	
1179-000-03-3625 Natural Area Management		5,500.00
1179-000-02-2030 Program & Meeting Supplies	21.43	
1179-000-04-4033 Maple Wood Nature Center Addition		21.43
<u>DEFERRAL</u>		
4916-000-04-4034 State Police, Sheriff, Marshalls	3,433.50	
4916-000-03-3039 Cell Phone Reimbursement		225.00
4916-000-04-4036 Equipment for Prosecutor’s office		3,208.50

Mr. Mike Strawser made a motion to approve the Resolution. Mr. Charles Ashcraft seconded the motion and it carried unanimously.

LEGAL CLAIMS

Mr. Harold Gingerich presented the legal claims in the amount of \$20,437.50 for February, 2019 from Beers, Mellers, Backs & Salin. Mr. Harold Gingerich made a motion to approve. Mr. Ryan Riegsecker seconded the motion and it carried unanimously.

MINUTES

Mr. Mike Strawser made a motion to approve the March 11, 2019 regular session minutes. Mr. Steve McKowen seconded the motion and it carried unanimously.

APRIL 8, 2019

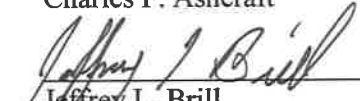
REGULAR SESSION

ADJOURNMENT

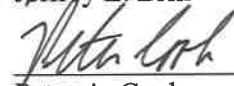
There being nothing further to come before the Board at this time, Mr. Mike Strawser made a motion to adjourn and meet on any subsequent day necessary to carry on the business of the Board. Mr. Charles Ashcraft seconded the motion and it carried unanimously.



Charles F. Ashcraft



Jeffrey L. Brill



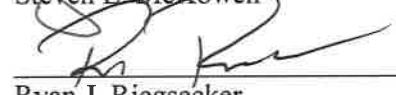
Peter A. Cook



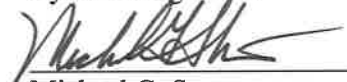
Harold D. Gingerich



Steven E. McKewen

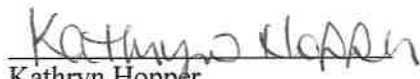


Ryan J. Riegsecker



Michael G. Strawser

ATTEST:



Kathryn Hopper
LaGrange County Auditor