AUGUST 12, 2019

REGULAR SESSION

The LaGrange County Council met in Regular Session on Monday, August 12, 2019 at their meeting room, County Office Building, 114 W. Michigan Street, LaGrange, Indiana 46761, at 8:00 a.m., with the following present: Council Members, Charles F. Ashcraft, Jeffrey L. Brill, Harold D. Gingerich, Steven E. McKowen, Ryan J. Riegseecker, and Michael G. Strawser; and LaGrange County Auditor, Kathryn Hopper. Mr. Peter Cook brought the meeting to order and lead the reciting of the Pledge of Allegiance to the Flag.

2020 PROPOSED BUDGETS
The following proposed 2020 budgets were presented to the Council:
Superior Court, Probation, Jury Pay, Superior Court User Fees – Judge Lisa Bowen-Slaven
Circuit Court, Adult & Juvenile Probation, Home Detention, Jury Pay, Circuit Court User Fees – Judge Bill Walz
Parks and Recreation, Parks Nonreverting – Dr. John Egli
Sheriff – Jeff Campos
Weights and Measurer – Stephen Scharf
Emergency Management Agency, Local Emergency Planning – Don Wismer
Clerk, Election, Voter Registration, Clerk’s Records Perpetuation, Clerk’s IV-D – Bonnie Brown
Highway, Cumulative Bridge, Local Road & Street, Landfill – Randy VanWagner
Plan – Robbie Miller
Soil & Water Conservation District – Martin Franke
Surveyor, Drainage Board, Section Corner Perpetuation – Zachary Holsinger
Commissioners, Cumulative Cap Development, Major Moves, Riverboat, Rainy Day Fund,

LOIT Distribution Lambright Property, Rogers Trust, Duff Trust, 2020 Salary Recommendations,
Gifts to Animal Shelter – Larry Miller
Building, Contractor Registration – Jason Boggs
Prosecutor; Prosecutor IV-D, Infraction Deferral, Pretrial Diversion, Prosecutor IV-D Incentive, Victim’s

Assistance Grant – Greg Kenner
Redevelopment Commission – George Bachman
Health, Local Health Maintenance, Immunization Donation – Kelly Bills
Extension – Cathy Phillip
Assessor – Pat Monroe
Coroner – Kenneth Myers
Veteran’s Service Officer- Allen Connelly
Courthouse Maintenance – Gary Mast
Information Technology – Bob Murphy
Geographic Information System – Deb Naylor
Treasurer – Jamesi Lemon
Council – Peter Cook
EDIT, Public Defender Board, Convention, Visitors, & Recreation – Charles Ashcraft
Auditor, Non Motor Vehicle, Ineligible Deduction Fund, Plat Book, User Fee – Kathy Hopper

SUPERIOR COURT- REQUEST TO APPLY FOR GRANT
Judge Lisa Bowen-Slaven was present and requested permission to apply for a grant in the amount of $33,000 from the Beim Foundation. Mr. Mike Strawser made a motion to approve the request.
LOCAL INCOME TAX – TOWNSHIPS
Mr. Peter Cook presented the following Resolution allowing for a distribution of Local Income Tax for public safety to be allocated to the LaGrange County Townships:

COUNTY OF LAGRANGE
RESOLUTION NO.  2019-08-12

A RESOLUTION OF THE LAGRANGE COUNTY COUNCIL FOR THE DISTRIBUTION OF FUNDS TO LAGRANGE COUNTY TOWNSHIPS PURSUANT TO INDIANA CODE § 6-3.6-6-8.

WHEREAS, the LaGrange County Council (the “Council”) is the adopting body of a local income tax established in LaGrange County, Indiana (the “County”);

WHEREAS, pursuant to Indiana Code (“IC”) § 6-3.6-6-2, the Council may impose a tax rate of up to 2.5% on the adjusted gross income of local taxpayers in the County (as stipulated, the “expenditure rate”);

WHEREAS, pursuant to County Ordinance 2017-03-03, the Council increased the expenditure rate from 1.25% to 1.5% and allocated 100% of the increase to public safety uses;

WHEREAS, the County has Two Hundred Thousand Dollars ($200,000.00) available and allocated from expenditure rate tax revenue generated during 2018 and 2019 for distribution for public safety uses;

WHEREAS, pursuant to IC § 6-3.6-6-8(c), a fire department, volunteer fire department, or emergency medical services provider that provides fire protection or emergency medical services within the County that is operated by or serves a township within the County may apply to the Council for a distribution of the tax revenue generated from the expenditure rate;

WHEREAS, each of the eleven townships within the County have affirmed that either they, or a fire department within their respective jurisdictions, provide fire protection;

WHEREAS, each of the eleven townships within the County have made application for expenditure rate tax revenues on or before July 1, 2019; and

WHEREAS, the applications have been reviewed by the Council and duly considered at a public meeting of the Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COUNCIL OF LAGRANGE COUNTY, INDIANA THAT:

SECTION I

A. The Council finds that the above recitals are true and correct and hereby incorporates the recitals into this ordinance in their entirety.

B. The Council hereby adopts the following distribution formula for the Two Hundred Thousand Dollars ($200,000.00) allocated from expenditure rate tax revenue:

1. The allocated amount shall be divided into two equal halves.

2. The allocated amount shall be divided evenly among eligible township.

3. The second half of the amount allocated shall be divided proportionately among each eligible township based on the most recent federal decennial census population data provided by the United States Census Bureau, less any population of incorporated towns located therein.
The Council hereby determines that each township that applied to the Council for expenditure rate tax revenues has done so in a timely manner and is eligible and entitled for a full distribution share under the formula provided in Subsection (B).

Applying the formula provided in Subsection (B), the Council finds as follows:

1. Bloomfield Township is entitled to a distribution in the amount of $17,929.32;
2. Clay Township is entitled to a distribution in the amount of $19,527.56;
3. Clearspring Township is entitled to a distribution in the amount of $20,058.24;
4. Eden Township is entitled to a distribution in the amount of $20,650.98;
5. Greenfield Township is entitled to a distribution in the amount of $13,050.80;
6. Johnson Township is entitled to a distribution in the amount of $18,162.06;
7. Lima Township is entitled to a distribution in the amount of $16,871.06;
8. Milford Township is entitled to a distribution in the amount of $17,991.38;
9. Newbury Township is entitled to a distribution in the amount of $23,245.40;
10. Springfield Township is entitled to a distribution in the amount of $12,749.78; and
11. Van Buren Township is entitled to a distribution in the amount of $19,763.42.

The projected distributions in the respective amounts provided in Subsection (D) are hereby approved, to be distributed in the following calendar year.

Each township that accepts a distribution pursuant to this ordinance shall use the money only for fire protection and/or emergency medical services.

The Auditor and Treasurer are hereby authorized to take all necessary action and sign all necessary documents to effect the distribution.

The Auditor is hereby authorized to provide a copy of this resolution to the Department of Local Government Finance not more than fifteen (15) days after this ordinance’s adoption.

SECTION II

A. References.

1. Except where a specific version or edition is given, reference to another section of this ordinance or to another law, document, fund, program, department, commission, 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 immediately upon adoption.

Mr. Mike Strawser made a motion to approve the Resolution. Mr. Harold Gingerich seconded the motion and it carried with Mr. Steve McKowen abstaining. Mr. Mike Strawser made a motion to waive the requirement for second reading. Mr. Ryan Riegseecker seconded the motion and it carried unanimously.

REVIEW OF PROPERTY TAX LEVY LIMITS
The County Council reviewed the 2020 estimated property tax levy limits and the estimated reductions due to circuit breakers for each taxing district in LaGrange County. Mr. Steve McKowen made a motion that all taxing units stay within their maximum levy limits for the budget year 2020 as set by the Department of Local Government Finance. Mr. Ryan Riegseecker seconded the motion and it carried unanimously.

WAGE RECOMMENDATION
Mr. Harold Gingerich made a motion to recommend a 20% increase for the Council president for the 2020 budget. Mr. Steve McKowen seconded the motion and it carried unanimously.

RESOLUTION TO TRANSFER FUNDS
Mr. Peter Cook read the following Resolution to Transfer Funds:

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.

<table>
<thead>
<tr>
<th>COUNTY GENERAL – SURVEYOR</th>
<th>DECREASE</th>
<th>INCREASE</th>
</tr>
</thead>
<tbody>
<tr>
<td>1000-006-04-4010 Equipment</td>
<td></td>
<td>1,000.00</td>
</tr>
<tr>
<td>1000-006-02-2010 Office Supplies</td>
<td></td>
<td>1,000.00</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>COUNTY GENERAL – MAINTENANCE</th>
<th>DECREASE</th>
<th>INCREASE</th>
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<tbody>
<tr>
<td>1000-031-01-1003 Housekeeping</td>
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<td>507.99</td>
</tr>
<tr>
<td>1000-031-01-1011 Part Time</td>
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<td>507.99</td>
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</table>

<table>
<thead>
<tr>
<th>COUNTY GENERAL – GIS</th>
<th>DECREASE</th>
<th>INCREASE</th>
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</thead>
<tbody>
<tr>
<td>1000-035-02-2010 Office Supplies</td>
<td></td>
<td>464.89</td>
</tr>
<tr>
<td>1000-035-04-4010 Equipment</td>
<td>464.89</td>
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</tbody>
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<table>
<thead>
<tr>
<th>1138 CUMULATIVE CAPITAL DEVELOPMENT</th>
<th>DECREASE</th>
<th>INCREASE</th>
</tr>
</thead>
<tbody>
<tr>
<td>1138-000-04-4003 Capital Outlays</td>
<td>80,301.00</td>
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</tr>
<tr>
<td>1138-000-04-4068 2019 Justice Building Parking lot /Curb</td>
<td>64,301.00</td>
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</tr>
<tr>
<td>1138-000-04-4069 ½ Parks Dept. truck</td>
<td>16,000.00</td>
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</table>

<table>
<thead>
<tr>
<th>1170 LIT PUBLIC SAFETY</th>
<th>DECREASE</th>
<th>INCREASE</th>
</tr>
</thead>
<tbody>
<tr>
<td>1170-000-03-3500 Public Safety</td>
<td>26,831.00</td>
<td></td>
</tr>
<tr>
<td>1170-000-04-4002 Justice Building – Scanner Equipment</td>
<td>26,831.00</td>
<td></td>
</tr>
</tbody>
</table>
Mr. Charles Ashcraft made a motion to approve the Resolution. Mr. Steve McKowen seconded the motion and it carried unanimously.

**ADDITIONAL APPROPRIATIONS**
Mr. Peter Cook presented the following Ordinance of Additional Appropriations:

**ORDINANCE OF ADDITIONAL APPROPRIATIONS**

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget, now THEREFORE:
AUGUST 12, 2019

REGULAR SESSION

Sec 1: Be it ordained by the LaGrange County Council, LaGrange, Indiana, that for the following additional sums of money are hereby appropriated and ordered set apart out of the several funds herein named for the purposes herein specified, subject to the laws governing the same.

<table>
<thead>
<tr>
<th>REQUESTED AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>1131 SALES DISCLOSURE</td>
</tr>
<tr>
<td>1131-000-03-3012 Travel</td>
</tr>
<tr>
<td>1191 RIVERBOAT</td>
</tr>
<tr>
<td>1191-000-05-5003 Transfer to GDI Fund #1158</td>
</tr>
<tr>
<td>4926 COURTHOUSE RESTORATION</td>
</tr>
<tr>
<td>4926-000-02-2010 Office Supplies</td>
</tr>
</tbody>
</table>

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

LEGAL CLAIMS
Mr. Harold Gingerich presented the June 2019 legal claims in the amount of $18,537.50 from Beers, Mallers, Backs & Salin. Mr. Steve McKowen made a motion to approve. Mr. Mike Strawser seconded the motion and it carried unanimously.

MINUTES
Mr. Harold Gingerich made a motion to approve the July 8, 2019 regular session minutes. Mr. Mike Strawser seconded the motion and it carried unanimously.

WABASH RAILROAD TRAIL PROJECT
Mr. Jeff Brill reported that the LaGrange County Trails is looking for a letter of support from LaGrange County for a trail project on the old Wabash Railroad. Mr. Harold Gingerich made a motion to write a letter of support for the LaGrange County Trail LLC project. Mr. Charles Ashcraft seconded the motion and it carried unanimously.

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. Harold Gingerich seconded the motion and it carried unanimously.

Charles F. Ashcraft
Jeffrey L. Brill
Peter A. Cook
AUGUST 12, 2019

REGULAR SESSION

Harold D. Gingerich

Steven E. McKownen

Ryan J. Riegsecker

Michael G. Strawser

ATTEST:

Kathryn Hopper
LaGrange County Auditor