

TIPTON COUNTY COUNCIL MEETING: JANUARY 17, 2023

REGULAR SESSION

The Tipton County Council Board met in Regular Session on Tuesday, January 17, 2023, at 6:30 p.m. in the 1st Floor Meeting Room, 101 E. Jefferson Street, Tipton, IN.

Present: Those in attendance were Jim Ashley, Jim Purvis, Joe Van Bibber, Jan Smith, Michael Terry, Brad Nichols, Kirk Retherford, County Attorney, Mark Regnier.

Others Present: Brett Morris, Phil Beer II, Matt Tebbe, William Steen, Steve Niblick and Tracey Powell.

The Council meeting was opened by Jim Ashley with Pledge of Allegiance.

Reorganization of the Council:

Reorganization of the County Council was opened with the nomination of Jim Ashley as President of the Council by Jim Purvis and seconded by Jan Smith. All were in favor and the motion carried.

The nomination of Michael Terry as the County Council Vice President was made by Kirk Retherford and seconded by Jim Purvis. All were in favor and the motion carried.

The Secretary of the County Council is appointed by Statute as the County Auditor. The Council welcomed Joe Van Bibber as the newly elected County Council member. Mr. Vanbibber presents to the Council with prior experience and is welcomed to the Council.

Approval of the Prior Meeting Minutes:

Meeting Minutes for December 20, 2022, and December 27, 2022, were tabled to the next meeting in order to give the Council the opportunity to review for approval.

DEPARTMENT REPORTS

Highway Superintendent – Bret Morris:

County Highway Superintendent, Bret Morris, discussed the need for funding for two separate Community Crossing Matching Grant Applications. The first project: CCMG 2022-02 includes re-construction and re-surfacing of portions of CR550/560 West. The grant was awarded in 2022, but not completed due to poor weather conditions. Total cost of the project is \$1,335,057.50. The grant caps at \$1,000,000.00, leaving the required match of \$335,057.50. After much discussion, the council approved advertising for an additional appropriation in the amount of \$335,057, of which \$200,000.00 will come from the BOC EDIT fund (with their approval) and the balance of \$135,057.50 to be funded from Motor Vehicle Highway Fund (MVH) #1173. The project is currently in bid stage. Motion to advertise for funding of the additional appropriation was made by Mike Terry, second by Brad Nichols, with all in favor.

The next item was discussion of additional funding needed for CCMG Project #2023-01. The project includes 1" mill and 1.5" overlay of Old St RD. 28 from CR 560 W to 300 W, and work on a portion of CR 300 West.

The Old State Rd 28 portion cost is estimated at \$957,905.00. Grant amount, if awarded, is \$718,428.00, leaving a required match of \$239,476.00. Potential funding of work on Old St Rd 28 could come from relinquishment money received from INDOT or other sources.

Second portion of the project is wedge and level of 300 W from Old St Rd 28 to CR 300 S. Estimated cost is \$375,037.00. Grant amount would be \$281,278.00, leaving a required county match of \$93,759.00. Final funding source has not been determined, but consensus of the council was to fund the project. Motion was made by Jim Purvis and seconded by Mike Terry to authorize council president to sign the commitment letter to INDOT acknowledging intent to fund the project. Motioned carried with all in favor.

Bret submitted maps of the areas proposed as well as a commitment letter required for the match.

Tipton County Highway Engineer:

Councilman Nichols asked why we are going back so soon to fix the road, engineer Beer explained because when the road was built last time by E&B it passed the compaction test with INDOT. Unfortunately, water settles under the road and with heavy traffic and trucks this can cause the road to settle and break down. Engineer Phil Beer explained they use more stabilization on top and hoping this will help prevent this from breaking down in the future.

Sheriff – Matt Tebbe:

Sheriff Tebbe brought to the attention to the Council of an ordinance for jail inmate housing. He read the ordinance and requested some clarification on. Sec E cost of housing inmates from different counties. Sheriff Tebbe stated that this ordinance was enacted in 1998. The jail is now housing inmates from several other counties. At the end of 2022, there was in excess of \$767,000 that was brought in to the county by housing other county inmates. Sheriff Tebbe asked that the Council consider setting up a non-reverting fund for the Sheriff's Department in order to deposit 50% of the funds into his fund and the other 50% into the general fund rather than the 100% which is currently going into the County General Fund. Sheriff Tebbe would like to realize 50% into a fund setup for his department as a non-reverting fund. Councilman Ashley stated that the funds are currently deposited into the County General Fund of which is already being utilized to do repair and maintenance at the Jail and Sheriff's Department. Sheriff Tebbe stated that \$65,000 was approved in his 2023 budget for building repair and maintenance. Councilman Brad Nichols stated that the Jail budget already comes from the County General Fund of which there is over 1 million in the Jail budget and over 1 million in the Sheriff's Fund. In total including the 9200 Fund, there is over 3 million in their total budget. These funds, for the most part come from the County General Fund. The County Commissioners are responsible for the repair and maintenance of the buildings. In essence, Councilman Nichols stated that he would like to see the Ordinance amended or repealed. The County already manages the building maintenance and repair of the Jail. Councilman Nichols asked if there were any issues outstanding that needed addressed at the Sheriff's Department or the Jail in which the funds from housing inmates was necessary. Councilman Nichols stated that he would like to see the Ordinance repealed as there are no current needs in the department.

Sheriff Tebbe stated that on February 3rd, the Sheriff's Department is having a retirement party for Mike Tarrh and Tony Frawley at the jail and all are welcome. As well, Steve Johnson is taking the position of Major.

IN THE MATTER OF RESOLUTION NO. CC2023-01 – ADDITIONAL APPROPRIATIONS

The additional appropriations were acted upon and approved as follows:

<u>RESOLUTION CC2023-01 - ADDITIONAL APPROPRIATIONS</u>				
WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the 2023 annual budget, now				
BE IT RESOLVED by the County Council of Tipton County, Indiana, that for the expenses of the taxing unit, the following additional sums on money are hereby appropriated out of the funds named and for the purposes specified, subject to the laws governing the same:				
	Additional Appropriations		Requested	Approved
<u>FUND</u>	<u>FUND NAME:</u>			
<u>1173</u>	<u>MVH RESTRICTED - LOCAL R&S:</u>			
36002	Rental of Equipment (1173.36002.000.531)		\$ 10,000.00	Denied
<u>1173</u>	<u>MVH RESTRICTED - ROAD REPAIR:</u>			
27001	Road Maintenance (1173-27001.000.532)		\$ 802,500.00	Denied
<u>1112</u>	<u>ECONOMIC DEV. INC. TAX</u>			
41072	Economic Development (1112.41072.000.000)		\$ 300,000.00	\$ 300,000.00
<u>1112</u>	<u>ECONOMIC DEV. INC. TAX</u>			
41085	Economic Dev. Consultant (1112.41085.000.000)		\$ 25,000.00	\$ 25,000.00
<u>1000</u>	<u>COUNTY GENERAL</u>			
30011	Litigation Enforcement (1000.30011.000.079)		\$ 25,000.00	\$ 25,000.00
<u>TOTAL ADDITIONAL APPROPRIATIONS FOR ALL FUNDS:</u>			\$ 1,162,500.00	\$ 350,000.00

Commissioner Powell addressed the request for additional appropriations in the sum of \$300,000, in order to consider the purchase of property to be utilized for economic development. Abbie Smith, Director of Economic Development for Tipton City and Tipton County, addressed the Council in regard to the interest in the 61 acre property. Councilman Nichols asked how the Commissioners would address the purchase of the property. Commissioner Powell stated that the property would be purchased through the RDC and would be owned by the County. Councilman Nichols asked that the property, once sold the funds received from said sale, would be receipted back into the EDIT Fund. There was discussion on whether the \$300,000 would be appropriated into 41095; however, it was advertised in 41072 by the prior Auditor. This will need to be clarified.

PUBLIC HEARING

Purchase of Property:

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The public hearing was opened by Councilman Ashley. The public was invited to speak. There being no discussion, the Public Hearing was closed on a motion made by Michael Terry and seconded by Joe Vanbibber. The motion carried.

The additional appropriation in the sum of \$300,000 in EDIT account line 1112.41072 (41095.000.000) was approved as stated on a motion made by Jim Purvis and seconded by Jan Smith. The motion carried.

Economic Development Director:

Board of Commissioner President Denny Henderson addressed the council regarding the need for additional funding for the shared contract with the City of Tipton for economic development services. The county has committed \$50,000.00 to the contract and needs an additional \$25,000.00 to fulfill the contract terms.

The public hearing was opened by Councilman Ashley. The public was invited to speak. There being no discussion, the Public Hearing was closed on a motion made by Jim Purvis and seconded by Mike Terry. The motion carried.

The additional appropriation in the sum of \$25,000 in EDIT account line 1112. EDIT 41085.000.000 was approved on a motion made by Michael Terry and seconded by Jan Smith. The motion carried.

Planning Commission:

Planning Commissioner, Steve Niblick addressed the need for the additional appropriation which was previously approved in 2022 by the Council. Mr. Niblick stated that the additional funds will be used to pay for the litigation. Councilman Vanbibber asked if there were currently any unpaid invoices. Steve Niblick stated that the \$25,000.00 should be sufficient to cover any litigation and any portion remaining would be returned to the County General at end of year.

The public hearing was opened by Councilman Ashley. The public was invited to speak. There being no discussion, the Public Hearing was closed on a motion made by Michael Terry and seconded by Joe Vanbibber. The motion carried.

The additional appropriation in the sum of \$25,000 in GENERAL FUND account line 1000.30011.000.000 was approved on a motion made by Jim Purvis and seconded by Jan Smith. The motion carried.

Encumbrances:

The Commissioner's reviewed the encumbrances earlier in the day and approved early pay of the encumbrances providing the Council approved the encumbrances as well. The encumbrances total \$228,430.56, which includes an encumbrance for the Coroner in the sum of \$900.00 and two contracts from the County Highway. These three items will be encumbered; however, paid at a later date. Encumbrances were approved on a motion made by Brad Nichols and seconded by Jan Smith. The motion carried.

Public Comment:

There was no public comment.

Budget reports:

Council requesting budget reports to be presented @ budget time. They would like see breakdowns 2022 appropriation, 2022 expenders, original appropriation amounts 2023. Fund balance reports monthly. Council would like to have packets by Friday ahead of time to review the packet information.

Department heads will need to appear at council meetings if they are requesting additional appropriation funds going forward. Will need to be on the agenda.

Board Appointment for 2023:

Planning Commission – This is an annual appointment. Jim Purvis was appointed on a motion made by Michael Terry and seconded by Kirk Retherford. The motion carried.

Board of Zoning Appeals – This is a four-year appointment. Weston Nicholson was appointed on a motion made by Jim Purvis and seconded by Jan Smith. The motion carried.

Joint E-911 Executive Board – Brad Nichols and Michael Terry were appointed on a motion made by Joe Vanbibber and seconded by Jan Smith. The motion carried.

Emergency Management Advisory Council – Kirk Retherford was appointed on a motion by Jim Purvis and seconded by Jan Smith. The motion carried.

Alcohol Beverage Commission – Tabled to the next meeting. Melissa will call Francis Letsinger and Jim Purvis will call John Colter.

Library Board – The Library Board retains its members until 2024 and 2026.

Community Corrections Advisory Board – This is a four-year term appointment. Brad Nichols will continue on this board.

Community Center Board – This is a three-year term appointment. Bailey Franklin will continue on this board.

City of Tipton Economic Development Commission – This is an inactive board.

Solid Waste Board – This is a one-year term appointment. Joe Vanbibber was appointed on a motion made by Jim Purvis and seconded by Kirk Retherford. The motion carried.

PTABOA – This is a one-year term appointment. This was tabled to the next regular Council Meeting. Melissa will update the Council at the next meeting.

Goodwill Committee – This is a one-year appointment. Jan Smith was appointed and the Monthly Open Rotating Slot will remain as is, all on a motion made by Jim Purvis and seconded by Kirk Retherford. The motion carried.

Liaison Between Merit Board and Council – Brad Nichols was appointed on a motion made by Michael Terry and seconded by Jan Smith. The motion carried.

Extension-Education Center Board – This is a one-year term appointment. Kirk Retherford was appointed on a motion made by Jim Purvis and seconded by Jan Smith. The motion carried.

Redevelopment Commission County – Michael Terry is the current President of this Commission and Jim Ashley is the current Vice President. Jan Smith also currently serves on this Commission. The three previously discussed were appointed on a motion made by Jim Purvis and seconded by Kirk Retherford. The motion carried.

Tipton Governmental Economic Development Alliance – This is an inactive board.

Ambulance Oversight Board – This board was dissolved on 11-25-19.

Regional Planning Organization Board – Jim Ashley was nominated on a motion made by Joe Vanbibber and seconded by Jan Smith. The motion carried.

Audit Finance Committee – This Committee was disbanded by CC 1-19-21.

OPEN DISCUSSION

Jim Ashley asked if the final budget was approved and entered yet. This has not yet been done. He would like for the budget to be presented as 2022 Appropriations, 2022 Expended, 2023 Appropriations, Expenditures, Receipts and Expended Balances. Councilman Ashley requested that the meeting packets be to the Council by Friday for the meetings on Tuesdays. There should also be a letter to departments to let them know when their information is due to the Auditor for the Commissioners and Council.

The meeting was adjourned on a motion made by Jim Purvis and seconded by Jan Smith. The motion carried.

Tipton County Council

James D. Ashley, President

Michael Terry, Vice President

Kirk Retherford, Member

Brad Nichols, Member

Jan Smith, Member

Joe Van Bibber, Member

Jim Purvis, Member

Attest:

Melissa Pickering, Auditor
Tipton County Council Meeting: January 17, 2023.