

March 12, 2013

Commissioners' Conference Room
Vigo County Annex
Terre Haute, Indiana

Roll Call:

Present: Judith Anderson, Brad Anderson and Mike Ciolli.

Absent: None

Others Present: County Attorney Mike Wright, County Auditor Tim Seprodi, Tim Sheehan, Nancy Allsup, Kylissa Miller, Debbie Lewis, Susan McCarty, Bill Watson, Joni Wise, Trevella Myers, Mike Grayless, Rob Roberts, Holly Silver, Nikki McClain, Max Miller, Keith Ruble, Howard Greninger, Kim Norris and John Hilderbrand.

Title IV-D Ordinance (Amendment). Mike Wright informed the Board that he had met with Kylissa Miller, Rob Roberts and Holly Silver regarding the handling of the Title IV-D Funds. An Amendment to the current ordinance establishing those funds and how they are to be used will need to be passed. The incentive funds are received from the Indiana State Department of Child Services. Pursuant to law, the Vigo County Prosecutors Office Title IV-D incentive fund receives 33.4%, the Vigo County Clerk's Office Title IV-D incentive fund receives 22.2%, the Vigo County Title IV-D General incentive fund receives 22.2%, and the State of Indiana receives the remaining 22.2%. Kylissa Miller commented from a budgeting standpoint the revenue stream was about 27.5%, but still not enough to fund Title IV-D Court. Commissioner Judith Anderson commented she thought it was to fund itself; Rob Roberts, Chief Deputy Prosecutor, stated it was to fund itself, but he believes it's coming from the reallocation of funds from the state; they are looking at addressing the council regarding funds they are missing out on. Mike Wright stated this Ordinance is basically dividing the incentive monies into three (3) funds per state law.

Motion made to approve Vigo County Code, Chapter 2-40.1, Title IV-D Ordinance for Vigo County, Second Amendment.

Motion: , **Action:** Approve, **Moved by** Brad Anderson, **Seconded by** Mike Ciolli, **Passed** all ayes.

Vigo County Health Department Tire Storage Ordinance, Chapter 57. The Board was presented with an Amendment to the Tire Storage Ordinance passed in 2006. This will change to say tires will immediately need to be placed in storage. If not there will be fines. The Ordinance was presented to the Vigo County Board of Health in mid January in a public meeting, only one retailer came in to discuss. The Health Department has worked with this individual to understand the ordinance. Commissioner Brad Anderson expressed concern over the word immediate, but, Joni Wise says it's a public health factor. Mike Wright stated they need a motion to publish ordinance.

Motion made to publish.

Motion: , **Action:** Approve, **Moved by** Mike Ciolli, **Seconded by** Brad Anderson, **Passed** all ayes.

Thralls Station - Bonds. Mike Wright informed the Board Julie Bolling, Krieg Devault, had contacted him regarding the Sisters of Providence Bond Purchasing Loan Agreement from 2010

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for Thralls Station. They stated there is a revenue stream restricted to a certain class of bonds, since the market changed a little; the sisters could possibly get another funding stream if the lease was amended to allow them to do it. It could save approximately \$130,000.00 over the next ten (10) years. Motion was made to approve the First Amendment to Bond Purchase and Loan Agreement for the Sisters of Providence.

Motion: , **Action:** Approve, **Moved by** Mike Ciolli, **Seconded by** Brad Anderson, **Passed** all ayes.

West Terre Haute Levee Trail. Max Miller and Keith Ruble were in office to request the approval of the Board of Commissioners to continue on getting a survey and acquiring property easements from land owners and the West Terre Haute Ball Park that is owned by the County Commissioners for the continuation of the West Terre Haute Levee Trail which wraps around West Terre Haute.

Motion: , **Action:** Approve, **Moved by** Brad Anderson, **Seconded by** Mike Ciolli, **Passed** all ayes.

Community Corrections – Contract (Cintas). Bill Watson, Community Corrections Director, requested the Board approve a Lease contract with Cintas to provide for two (2) defibrillators. Cintas will be responsible for routine maintenance and monthly checks. The Indiana Department of Corrections is requiring they have defibrillators and they be checked monthly and someone certified on staff. Community Corrections only has one (1) defibrillator at this point and it is not approved. This is for a three (3) year contract at \$198.00 a month; Community Corrections has the funds to pay for.

Motion: , **Action:** Approve, **Moved by** Mike Ciolli, **Seconded by** Brad Anderson, **Passed** all ayes.

Indiana Assessment Services Agreement – Assessor. The Commissioners discussed with the County Assessor the contract with Indiana Assessment Services as a Technical Advisor. The cost of the contract is \$81,000 to purchase approximately 360 hours of service or \$250.00 an hour over the next 12 months. The question and/or concern arose regarding Ed Bisch sitting on the Board of Appeals and also being the owner of Indiana Assessment Services whom have a contract with Vigo County to help with field assessments. Debbie Lewis, County Assessor, stated she has seen a ruling from the Department Local Government Finance, that they are just hired to do field assessment, collecting data information; they are not establishing an assessed value. It is the responsibility of the County Assessor to review the data collection and change it, etc. if needed. Indiana Assessment Services only provides one part of the assessment. Assessed values are her responsibility. She feels there is no conflict with him sitting on the PTABOA board, and he is not president or secretary only a member of the board. It was noted that Mr. Bisch does not take payment from the budgeted amount for PTABOA. PTABOA members earn \$7500.00 a year with a budget of \$30,000. After much discussion, the Board of Commissioners would like to see if they can renegotiate the contract.

Indiana Housing and Community Development Authority – West Central. The Board was presented with an Authorized Signature Form from IHCD. This is to allow Terry Jones of West Central to pursue other avenues for funding of the Unfunded FEMA projects.

Motion: , **Action:** Approve, **Moved by** Brad Anderson, **Seconded by** Mike Ciolli, **Passed** all ayes.

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New Goshen Fire District Board. The Board appointed Sam Lane to the New Goshen Fire District for a (4) year term expiring on December 31, 2016.

Motion: , **Action:** Approve, **Moved by** Brad Anderson, **Seconded by** Mike Ciolli, **Passed** all ayes.

Sugar Creek Fire District Board. The Board appointed Noel T. Lindsay to the Sugar Creek Fire District Board for a (4) year term expiring on December 31, 2016.

Motion: , **Action:** Approve, **Moved by** Mike Ciolli, **Seconded by** Brad Anderson, **Passed** all ayes.

Honey Creek Fire District Board. The Board appointed Steven R. Nasser to Honey Creek Fire District Board for a (4) year term expiring on December 31, 2016.

Motion: , **Action:** Approve, **Moved by** Brad Anderson, **Seconded by** Mike Ciolli, **Passed** all ayes.

Peabody Coal – Midwest Mining. Commissioner Judith Anderson commented she had received a request from Peabody Coal – Midwest Mining to re-open roads they have had closed and have their bonds released. (Trimmer Dr. & Biggs Rd.). The Board will review.

Budget Order. Tim Seprodi, County Auditor, stated he anticipates the Final Budget Order to be approved by tomorrow at the latest. He has put a hiatus on personal and vacation time in his office for the next month to allow for the processes to be done allowing for on time billing.

Resolution 2013-1. Refunding of the Juvenile Center Bonds. The Auditor commented he spoke with Herschel of Crowe Horwath last week and the bonds were called at 1.5%, this would mean an additional \$43,000 - \$45,000 savings over the time of the loan then was originally anticipated. The County Council is now considering going forward with the refunding of the bonds. The County Treasurer recommends the refunding, it is not advisable to pay off the loan now and cut into cash reserves. Mike Wright informed the Board the Resolution in front of them only approves the forms to be used to continue the refunding of the bonds.

Resolution 2013 -1.

Motion: , **Action:** Approve, **Moved by** Brad Anderson, **Seconded by** Mike Ciolli, **Passed** all ayes.

Expenditures. County Auditor Tim Seprodi presented the Board with expenditures for 3/2/13-3/8/13 in the amount of \$2,352,101.94.

Motion: , **Action:** Approve, **Moved by** Mike Ciolli, **Seconded by** Brad Anderson, **Passed** all ayes.

Minutes 3/5/13. The Board was presented with the Board of Commissioner Minutes for 3/5/13.

Motion: , **Action:** Approve, **Moved by** Mike Ciolli, **Seconded by** Brad Anderson, **Passed** all ayes.

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There being no further business, it is now ordered the Board be recessed.

ATTEST;

Timothy M. Seprodi, Auditor

Judith Anderson, President

Brad Anderson, Secretary

Mike Ciolli, Member