

MINUTES OF THE VIGO COUNTY COUNCIL
March 22, 2005

Sheriff Jon Marvel, called the meeting to order at 7:05 p.m.

Sheriff Marvel, lead the Pledge of Allegiance.

Kylissa Miller, Chief Deputy Auditor took roll call. All members were present.

Mr. Hellmann entertained a motion for meeting minutes approval. Mr. Roman moves to accept the minutes of the February 24, 2005 meeting. Mr. Curley duly seconds the motion.

Mr. Hellmann called for comments from the Public.

Mr. Dean Dickison, Vice President of R&E Software Design, expressed his concern for the design and development of the proposed spec building in the Vigo County Industrial Park. He feels that it would be more advantageous for us to bring someone here to build a building and bring jobs than for us to build it ourselves. He talked with people from the Terre Haute International Airport who said it took forever to fill the building out there. It just puts up a red flag for him when we go through all the expense of building a building before we have someone ready to use it. His questions as to just how we are going to have a guarantee that we are going to get jobs to put back into the community what we have invested in this building.

Mr. Hellmann stated that he thinks the presentation will alleviate some of those concerns. He stated that there is some ambivalence on the Council about being persuaded on the proposal. The Economic Development Commission adopted it after some consideration. It was then approved and recommended by the Commissioners. A committee of this Council reviewed it after some consideration. The county's part in this is relatively minor; the developer is bearing almost all of the risk. Mr. Hellmann thanked Mr. Dickison for his comments and stated that when the Council has the presentation he will be invited back to have a comment.

Mr. Rod Henry, President of the Terre Haute Chamber of Commerce introduced a new employee Ronald Hisenkamp, Public Policy Coordinator. Mr. Henry is also speaking in support of the action of the Council committee to recommend the passing of resolution 2005-3, the manufacturing building in the Industrial Park. He stated that the \$5000 monthly payment is within the guidelines established by this Council for use of the Economic Development Income Tax. Mr. Hellmann asked if the new staff person is the upgrade of the policy people at the Chamber. Mr. Henry's reply was not audible.

No further comments from the public.

Resolutions extending the approval, authority or agreement of the Council.

Resolution 2005-3 relating to the Industrial Park Building. Some Council members felt that once the resolution was adopted then a motion to amend was not possible. Therefore, the Council will not move to adopt if there needs to be an amendment those motions can be made at any time. The Committee on Facility Services and Special Projects chaired by Mr. Roman considered that resolution. Mr. Roman stated that the committee met with with Mr. Witt and Mr. Hannum. Mr. Roman asked for their presentation. Mr. Witt stated that this was an idea that originated among the Vigo County Commissioners as a way to stimulate some activity in the County Industrial Park. The Commissioners discussed building a spec building on its own. It was ultimately decided to work with a professional contractor/developer to do that. The Commissioners engaged Mr. David Hannum, Garmong Construction to take a look at the possibility. There has been a minor change to the location it has been changed to the lot just west of Aisin. Mr. Roman stated that he understood that Aisin was looking to expand and was wondering if this property would be the land that Aisin would need for their expansion. Mr. Witt replied that the lots in question Aisin had the right of first refusal. Aisin was looking at the two western lots for a possible distribution center in the future. The company decided to build that distribution center in Franklin, Indiana so they will not require these lots. However, if Aisin should grow and wish to expand they will retain the first right of refusal on lot #2. Mr. Scott asked Mr. Witt what other counties have tried this project and been successful. Mr. Witt replied that both Clinton & Vincennes had buildings that set for several years but that Shelbyville and Greensburg fill them as quickly as they can build them. Mr. Witt stated that it depends on the local area economy and how aggressive the community is in marketing the building. Mr. Witt also stated that there are other buildings available but that he feels companies are looking for up dated buildings. Mr. Hellmann asked what the projected cost of this investment would be. Mr. Witt responded the cost is expected to be 2 million dollars. Mr. Hellmann presented a hypothetical question, if the building was built and 3 years out we still have not filled the building and the building sales for .5 million dollars. The developer is out 1.5 million dollars. Out of the .5 million dollars the building would sell for the county would still get their \$5000 a month. In conclusion, Mr. Hellmann stated that it is a risk to the county in terms in recouping the inducement to the developer is fully recovered unless the building is sold for less than the interest subsidy. For that period we would lose the interest on the \$5,000 per month. Mr. Witt stated that it is difficult to plan for every situation. We might have a situation where a company would want this building saying they are going to create 200 new jobs but that they don't want to pay for the building. If this should happen the county would want to discuss, with the community, the possibility of buying out the developer as an incentive for this company.

Mr. David Hannum, CEO Garmong stated that his company is very appropriately qualified to judge what kind of amenities and specifications a building should have to attract a manufacturer. He stated the initial idea was to build a 200,000 square foot building. Through research and thought it was discussed how to put a building together with the ultimate goal to attract site locators who work for manufactures. The goal is to have a building the manufacturer will look at and think that they want to do business

there. The building design became specific. Other communities have built empty buildings, which have been more flexible. We decided not to be more flexible because we wanted to target manufactures that will hire people. The idea of the Industrial Park and the Commissioners is to get more jobs for Terre Haute. We ended up with a 90,000 square foot building, which is designed specifically for manufacturing. Much thought was given as to who would pay for the building. The cost will be several million dollars. It was decided not to take county money for an undetermined amount of time. It was finally decided to form a partnership between the county and Garmong. Garmong will design, build and make ready for marketing. Along with the EDC and Garmong marketing team the building will be put up for sale. Garmong has asked the county for assistance with the interest costs in the interim. The final result is that Garmong is asking for \$5,000 a month during the marketing period that will be given back once the building sells. It is hoped that this building will sell quickly and another building can be underway. Mr. Hannum welcomed any questions from the Council. There were no further questions. Mr. Roman stated that the committee met and Mr. Morris will present the conclusions. Mr. Morris stated at the committee meeting the resolution was carefully studied. One of the two comments made in the meeting by Mr. Morris was first if another construction company was interested in this venture that this would be an option. This was agreed to. Secondly when the building was to be sold an attorney would appear before the committee and possibly present a resolution for tax abatement. That was agreeable to the committee also. Mr. Roman reported that the consensus of the committee is that they support the idea of Resolution 2005-3. He also mentioned that the Tax Payers Association is also in favor of this Resolution. Mr. Scott moves to approve Resolution 2005-3. Mr. Curley duly seconds the motion.

Resolution 2005-4. Long Range Transportation Plan. This has not been referred to a committee. The committee as a whole heard this resolution several weeks ago without recommendation. Some suggested modifications were made to the plan as a result of that meeting. Mr. Nolott, Executive Director of the Metropolitan Planning Organization, West Central Economic Development District, together with his engineer, Pat Martin stated that the Council has the final draft in front of them of the long range transportation plan. The input from Council was taken into consideration. Mr. Scott moves to approve Resolution 2005-4. Mr. Curley duly seconds the motion.

Second and final Approval of Tax Abatements (Real & Personal)-Danisco. Mr. Carroll Smeltzer, representative attorney for Danisco, requesting the approval of Resolution 2005-1 & 2 real and personal property tax abatement. This relates to the new project that Danisco is proposing. They will be taking over some of the property formerly owned by Pfizer and also building a new building. Some of Danisco's manufacturing process is done elsewhere and the goal is to get all of the manufacturing under one roof. Mr. Brad Anderson stated that he thinks the county is lucky to have someone take over the Pfizer Building. Mr. Anderson moves to approve Resolution 2005-1. Mr. Roman duly seconds the motion. Mr. Anderson moves to approve Resolution 2005-2. Mr. Roman duly seconds the motion.

Communications from elected officials of the County. Mr. Hellmann asked the Council to review a proposed amendment to the rules of the Council. He stated that these rules can only be amended by a two-thirds vote, because of the simplicity of the correction, with the unanimous consent of the council. The only change is a change in the order of business. At present, approval of resolutions comes before communications from elected officials. Mr. Hellmann feels that we should hear from the elected officials before proceeding to the resolutions. The rule change proposes to alter that order. There was unanimous consent, the rules have been amended.

Communications from elected officials of the County. Commissioner Paul Mason stated that the commissioners met with the insurance company and they were able to save the employees money on the dental plan with a 2 year package. The courthouse renovation going on at this time, problems have been resolved.

Commissioner Bill Bryan's comments were inaudible,

Commissioner Judy Anderson thanked the Council for getting involved and being active in all areas.

Communications from other officials or agencies.

Mr. Tony Miller, Director of Data Processing. This Council meeting is now being video taped. It will be compressed and put on the web site. He also mentioned that the Sheriff's Department now has mobile data available in their cars. The deputies can now access information from their vehicles, they do not have to radio dispatch for information. This was provided through grant money. Mr. Miller met last week with the judges, perhaps through homeland security grant, to arrange for a video arraignment system for the county court. This would allow the prisoners to remain in the jail for the initial arraignment or bond issue. This will reduce the staffing necessary to bring those inmates to the courts leaving the jails understaffed. This would be more secure for the employees and the public. Mr. Morris questioned Mr. Miller on the GIS system progress. Mr. Miller replied that the Plat Mapping Supervisor is in training with the Schneider Corporation at the present time. There will be a GIS meeting on Wednesday and they will begin installing the software at that time. The hardware and server are already in place. Mr. Scott stated that he was on the site the other day and it is amazing what information the public can gain without having to come.

Reports from standing committees.

Mr. Curley reported that the Personnel Committee met and had two favorable recommendations for the Council this evening at the appropriate time. Mr. Bird reported that the Budget Adjust, Transfers, and Appropriations Committee have several issues and they will address those. Mr. Roman stated that at the next meeting the committee on Facilities, Services and Special Projects would present the final recommendations for the attorney for the county. Mr. Scott reported that the Annual Budget Committee should have a report on the budget. Mr. Hellmann stated that he discussed with Mr. Scott to take time in May for agencies who are going to present budgets to come in and have a discussion as to what they are going to request, how they have budgeted, and the needs

they may have so that the Council can have a better approach to the budget. With the Council permission Mr. Hellmann would like to set aside Tuesday, May 17th Council Call at 1 p.m. followed by Wednesday and Thursday afternoon for budget presentations.

Ordinances relating to Appropriations.

Additional Appropriation Ordinance 2005-11 favorable recommendation from the Budget Adjust Committee. Richard Bowman addressed the Council to appropriate funds for the repair/replacement of damages to computers due to lightening. The insurance deductible was \$25,000, there was \$78,000-\$80,000 reported claims. The insurance check was for \$65,000, which was deposited back into the General Fund. Mr. Morris moves to approve the motion. Mr. Bird duly seconds the motion.

Additional Appropriation Ordinance 2005-12 considered by Annual Budget Committee. Mr. Anderson moves to approve the motion. Mr. Scott duly seconds the motion.

Additional Appropriation Ordinance 2005-13 considered by the Budget Adjustment Committee. This was a request from the General Fund and the committee has moved it to the Cum Capital Fund because this was an expense incurred from the renovation of the Court House. There was some issues raised if this was an appropriate expenditure of the Cum Capital Fund. This is for temporary help and cannot be used for the general office business of the clerk. This is to fund an employee to be on site at 600 Wabash Av. to manage the access to the records. Mr. Anderson moves to approve Ordinance 2005-13. Mr. Scott duly seconds the motion.

Salary Ordinance 2005-2 considered by the Committee on Personnel. Public Defender salary in comparison to other Public Defenders should be increased. Highway increase to graded 6 step 3. Mr. Scott moves to approve Salary Ordinance 2005-2. Mr. Anderson duly seconds the motion. Mr. Scott made a clarification that the Highway salary be retroactive back to January 1.

There were no resolutions relating to the fiscal policies of the Council

First reading by summary reference of proposed ordinances and resolutions

Proposed Rule change Relating to the Order of Business, which has already been discussed.

Mr. Hellmann, President, passed the gavel to Mr. Roman, President Pro Tem.

Ordinance relating to Overtime Allowance in the general personnel policy. Mr. Hellmann reviewed this ordinance with the Council. It begins with the date that the Vigo County Auditor receives the final budget order from the department of local government finance. From that date, until the date of the final settlement of 2005 tax collections, employees of the County Treasurer, Auditor and Data Processing would be allowed overtime above 35 hours per week for work related to those billings collections and distributions of those payments. Department Directors can transfer the funds to cover that. This over-time is necessary to get the tasks done. Since the meeting to forecast the

need for over-time we can eliminate approximately \$9,000 with a proposed arrangement the Treasurer has solicited from Old National Bank. Mr. Hellmann has a companion resolution, which was drafted this afternoon to accommodate Old National.

Mr. Bill Harris, Treasurer explained Lock Box Service. Lock Box Service is a Dell Processing service taking the installments that are received through the mail, in agreement with a financial institution, to process those and ensure that they are deposited into the General Funds the next business day. The normal operating procedure in the past has been to process those by hand as they come in over a period of time up to 4 to 6 weeks. This process delaying the time that these are deposited into the bank delaying the interest paid to the county. The Lock Box Service streamlines the tax payment collection utilizing a private contractor. Having these payments sent to a post office box which will be collected twice daily by Old National Bank. Old National assures that these will be processed each day before their employees go home. Mr. Harris reviewed this system a year ago when the interest rate was 1.16%. Today's rate is 2.35%.

Lisa Hammel, representative of Old National Bank addressed the Council. She explained that the Indianapolis Lock Box currently processes 148 Lock Boxes a month, processing almost 54,000 items last month. The Lock Box manager is prepared to handle 2,500 payments a day during tax collection period. They will be able to create a file, which will be uploading directly into the Treasurer's software to post the taxpayer payments to show that they have actually been paid. This will benefit the county as well as the taxpayers. The fee is \$8,778 per installment. The estimate on the initial deposit in May is 30 million dollars, with an estimated \$77,000 in interest earned. In November 20,000 during collection period which totals about \$49,000. Total interest will be \$126,000 by getting those installments in. This totals a \$17,500 annual fee for a 50 million dollar collection.

Mr. Curley asked Mr. Harris if he anticipates a reduction in manpower in the Treasurer's office as a result of the Lock Box Service. Mr. Harris stated if the bank is able to work with the County Data Processing and make the entries a hard line transfer then it should eliminate positions as they become vacant. It will reduce work in the Treasurer's office.

Mr. Roman asked Mr. Harris if he has discussed this service with Tony Miller, Data Processing. Mr. Harris stated that he has discussed this with Mr. Miller in regard to redesigning a new tax bill with a bar code that can be scanned into our system. Mr. Harris stated that we are either faced with part-time/over-time or going with this system. He has talked with other county treasurers and they are going with this streamlined Lock Box service. Mr. Roman stated that this will more than make up for the over-time. Mr. Roman asked Mr. Hellmann to summarize this resolution. Mr. Hellmann stated that firstly we do not have a salary ordinance that is first read tonight which would require unanimous consent to pass. That is in order to ensure that we do not have our personnel ordinance getting in the way over tax collection. The three offices that have the authority to extend over-time, can transfer the funds without an appropriation ordinance, with some confidence that Council will accommodate them later in the year. That would be the salary ordinance amendment. Secondly, is a fiscal policy resolution for acceptance of the Lock Box service. Mr. Hellmann would like to commend Mr. Harris for his initiative in

problem solving. Mr. Hellmann would ask the chair, with unanimous consent, to suspend rules and adopt both the fiscal policy resolution and the amendment to the Vigo County salary ordinance. Mr. Morris moves to adopt the fiscal policy ordinance and amendment to the salary ordinance. Mr. Scott duly seconds the motion. Mr. Scott moves to approve the fiscal policy resolution. Mr. Hellmann duly seconds the motion. Mr. Scott moves to approve the amendment to the Vigo County salary ordinance. Mr. Hellmann duly seconds the motion.

Mr. Roman returned the gavel to Mr. Hellmann.

First reading by summary reference of proposed ordinances and resolutions.

Additional Ordinance 2005-14 referred to the Budget Adjustment Committee
Additional Ordinance 2005-15 referred to the Budget Adjustment Committee
Additional Ordinance 2005-16 referred to the Committee on Facilities, Services and Special Projects
Salary Ordinance 2005-3 is referred to the Budget Adjustment Committee
Resolution for Re-Allocation of Existing Appropriations is referred to the Budget Adjustment Committee
Salary Ordinance 2005-2 is referred to the Budget Adjustment Committee

Appointments-The chair appoints Darrick Haggerman as a representative of the Council to the local Alcoholic & Beverage Board. This is a continuation of a previous appointment.

Mr. Hellmann invites members of the Council for their comments.

Mr. Roman recognizes Sister Dorothy for her help in the Providence Corporation.

Mr. Anderson commented that he hopes the Budget Committee gets to the matter of business early this year; there is a lot of work to be done.

Mr. Hellmann thanks Mr. Harris and Old National Bank for the research on Lock Box service. He also thanked Sheriff Marvel, Representatives Skinner and Kersey, the Commissioners as well as Regional & Union Hospitals for their work in reducing medical rates for inmates.

Commissioner Bill Bryan stated that the Commissioners signed an agreement with Union Hospital to provide services to inmates at a reduced cost of approximately 30-40%; they will provide the County the discount price that Anthem would receive.

Commissioner Judy Anderson commented on the joint effort of all departments working together.

Mr. Roman moved to adjourn the meeting at 8:50 p.m. Mr. Anderson seconds the motion.

MOTIONS

March 22, 2005

Minutes January 24, 2005-Mr. Roman moves to approve the meeting minutes of January 24, 2005. Mr. Curley seconds the motion. All members voting aye, the motion passes.

Resolution 2005-3-Mr. Scott moves to approve Resolution 2005-3. Mr. Curley seconds the motion. All members voting aye, the motion passes.

Resolution 2005-4-Mr. Scott moves to approve Resolution 2005-4. Mr. Curley seconds the motion. All members voting aye, the motion passes.

Resolution 2005-1-Mr. Anderson moves to approve Resolution 2005-1. Mr. Roman seconds the motion. All members voting aye, the motion passes.

Resolution 2005-2-Mr. Anderson moves to approve Resolution 2005-2. Mr. Roman seconds the motion. All members voting aye, the motion passes.

Additional Appropriation Ordinance 2005-11-Mr. Morris moves to approve Additional Appropriation Ordinance 2005-11. Mr. Bird seconds the motion. All members voting aye, motion passes.

Additional Appropriation Ordinance 2005-12-Mr. Anderson moves to approve Additional Appropriation Ordinance 2005-12. Mr. Scott seconds the motion. All members voting aye, the motion passes.

Additional Appropriation Ordinance 2005-13-Mr. Anderson moves to approve Additional Appropriation Ordinance 2005-13. Mr. Scott seconds the motion. All members voting aye, the motion passes.

Salary Ordinance 2005-2-Mr. Scott moves to approve Salary Ordinance 2005-2. Mr. Anderson seconds the motion. All members voting aye, the motion passes.

Suspend Rules of the Fiscal Policy Ordinance-Mr. Morris moves to adopt the Fiscal Policy Ordinance and amendment to the Salary Ordinance. Mr. Scott seconds the motion. All members voting aye, the motion passes.

Fiscal Policy Ordinance- Mr. Scott moves to approve the Fiscal Policy Resolution. Mr. Hellmann seconds the motion. All members voting aye, the motion passes.

Salary Ordinance-Mr. Scott moves to approve the Salary Ordinance. Mr. Hellmann seconds the motion. All members voting aye, the motion passes.

Adjournment-Mr. Roman moves to adjourn the meeting. Mr. Anderson seconds the motion. All members voting aye, the motion passes.

Presented to the Vigo County Council, read in full and adopted as written this 19th day of April 2005.

AYE

NAY

_____	Brad Anderson	_____
_____	Mark Bird	_____
_____	Tim P. Curley	_____
_____	I. Mike Morris	_____
_____	Turk Roman	_____
_____	Darrick C. Scott	_____

Robert Hellmann, President

Attest:

James W. Bramble
Auditor