

**Council Regular Meeting  
November 14th, 2011 at 7:00 p.m.  
Commissioners' Room 2<sup>nd</sup> Floor of the Owen County Courthouse  
60 S. Main Street  
Spencer, IN 47460**

Present: Anton K. Neff, Nick Robertson, Mike Wood, Patty Steward, Irma Jean Franklin, Chuck Hess & Mark Snapp

Guests: Jim Baughn, Winnie Baughn, Connie Sands, Jeff Sands, Mary Young, David Young, Peggy Robertson, Mike Stanley, Sam Hobbs, Greg Denny, Tami Snodgrass & Elaine Beatty.

**MEETING WAS OPENED WITH THE PLEDGE TO THE AMERICAN FLAG**

**IN THE MATTER OF APPROVAL OF MINUTES FOR OCTOBER 10TH, 2011 REGULAR MEETING**

**Ms. Steward made a motion to approve the Minutes for October 10th, <sup>2011</sup>. Ms. Franklin seconded the motion. Motion passed 7-0.**

**IN THE MATTER OF APPROPRIATIONS AND TRANSFERS**

**1. Circuit Court – Request For Transfer of Funds**

Request if for the remaining monthly payment to Casa Coordinator contract position which began on October 1<sup>st</sup> this year.

**Ms. Steward made a motion to Transfer from 1000-4118 Casa Assistant Coordinator to 1000-4389 Casa Coordinator; \$2,917. Mr. Snapp seconded the motion. Motion passed 7-0**

**IN THE MATTER OF MCCREADY & KEENE SHERIFF RETIRMENT AMENDMENT**

Elaine Beatty from Morgan Stanley was present but no one from Mccready & Keene was present to discuss the requested amendment to the County plan. Ms. Beatty spoke about the Morgan Stanley side answering some questions that pertained to that portion of the Retirement fund. She stated that there was an additional fee that could be assessed and collected through the Clerk for the purpose of offsetting the Retirement required benefit amount which has increased 22% over last year. Council was uneasy about signing the amendment which according to Ms. Beatty is an IRS requirement; they requested that Mr. Lorenz review the document which is due November 30<sup>th</sup>. There was discussion about having to have a special meeting to deal with this issue and to hear from McCready & Keene.

**Mr. Hess made a motion to allow the Council President to sign the new amendment to the Retirement Plan from McCready & Keene once it has been reviewed and approved by the attorney. Mr. Neff seconded the motion. Motion passed 6-1 (Mr. Robertson was opposed to the motion).**

**IN THE MATTER OF THE ORDINANCE REQUIRING DEPARTMENT HEADS/ELECTED OFFICIALS TO OBTAIN COUNCIL APPROVAL PRIOR TO HIRING OF PERSONNEL**

The issue of this ordinance was discussed at length, there is a state code 36-2-5-3 that also deals with this issue, however; our local ordinance is a little more stringent on the provisions of violation.

**Mr. Neff made a postpone action on the Ordinance until the January meeting. Mr. Snapp seconded the motion. Motion did not pass 3-4 (Mr. Hess, Mr. Wood, Ms. Steward, & Ms. Franklin all opposed the motion.**

**Ms. Franklin made a motion to pass the Ordinance as presented Requiring Department Heads/Elected officials to obtain Council approval prior to hiring of personnel. Ms. Steward seconded the motion. Motion passed 5-2 (Mr. Robertson & Mr. Snapp were opposed to the motion).**

**IN THE MATTER OF ADA PROJECT**

**Mr. Hess made a motion to appropriate from the Rainy Day fund line 1186-4452 \$40,000 for Architura and \$8,000 for PMSI. Ms. Steward seconded the motion. Motion passed 6-1. (Mr. Robertson was opposed to the motion)**

**IN THE MATTER OF COUNCIL COMMENTS**

Mr. Hess stated that the Grants Committee had a meeting and was ready to make recommendations to the Council for the 2012 awards.

- Area 10 Agency on Aging \$2000
- Big Brothers/Big Sisters \$1000
- Hoosier Hills Food Bank \$1500
- Middleway House \$1000
- Fair Board \$10,000
- Learning Network \$1000
- Senior Friends of OC \$1000
- Patricksburg Community Center \$1000
- OC Humane Society \$10,000
- OC 4-H \$5000

Mr. Hess thanked his committee for their hard work especially Marilyn Hart. He also thanked Angie Lawson for her assistance, and the County Recorder Peggy Robertson for allowing the use of her office for meetings.

Ms. Lawson informed the Council that the Timber Sales money had been received from the state for a total of \$17,240.99 and she requested that the Council allow the distribution of all the funds to the 7 Volunteer Fire Departments in the County that have cooperative agreements with the state.

**Mr. Hess made a motion to divide the Timber Sales money equally to all 7 Volunteer Fire Departments in the County for distribution at the December meeting. Mr. Neff seconded the motion. Motion passed 7-0**

Ms. Lawson also reported that several departments have line items in the red and that there could potentially be a considerable amount of action necessary at the December meeting and she wondered if maybe the meeting could start a little earlier. Mr. Robertson noted that this meeting would need re-advertised to comply with the open door law, Ms. Lawson stated she would re-advertise.

**Mr. Hess made a motion to begin the December meeting at 6:00 p.m., one hour earlier than the regular meeting. Ms. Franklin seconded the motion. Motion passed 7-0.**

**IN THE MATTER OF ADJOURNMENT**

**Mr. Snapp moved to adjourn. Meeting adjourned at 8:30 p.m.**

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**Mark Snapp**

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**Irma Jean Franklin**

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**Anton Neff**

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**Nick Robertson**

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**Patty Steward**

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**Chuck Hess**

**Attest:** \_\_\_\_\_  
Angie Lawson

\_\_\_\_\_  
Michael Wood