

**JULY 12, 2021**

**REGULAR SESSION**

**PULASKI COUNTY COUNCIL**

The Pulaski County Council met in regular session Monday July 12, 2021 7:00pm at the Pulaski County Highway Garage training room. Councilmembers present were Ken Boswell, Adam Loehmer, Ron DeSabatine, Mike Tiede, Kathi Thompson, Brian Young, Tim Overmyer and Pulaski County Auditor Laura Wheeler.

Also present were Mary Welker, Tom Halleck, Connie Ehrlich, Gary Kruger, Gail Lambert, Robert Barger, Franna Barger, Larry Lambert, Jason Kuchmay, Lindsay Kuchmay, Terry Young, Jerry Locke, John Masterson, Kelly Gaumer, Jennifer Knebel, Karla Redweik, Dale Chu, Holly VanDerAa, Crystal Kocher, Scott Straw, Jon Frain, Deb Rogers, Nathan Origer, Chris Schramm, and Jeff Richwine.

**IN RE: OTHER BUSINESS**

**The following transfers presented for approval:**

<b>1000-0201 County General/Superior Court</b>			
<b>FROM:</b>	<b>18000</b>	<b>Interpreters</b>	<b>\$1,000.00</b>
	<b>44100</b>	<b>Office Equipment</b>	<b>2,000.00</b>
<b>TO:</b>	<b>31301</b>	<b>Examination of prisoners</b>	<b>\$3,000.00</b>

Requested to pay for required prisoner examinations. Michael T. Tiede motioned to approve the transfer as presented, Kathleen Thompson seconded and motion carried unanimously.

<b>1169-0531 Local Road &amp; Street/Maintenance &amp; Repair</b>			
<b>FROM:</b>	<b>23400</b>	<b>Hot Mix</b>	<b>\$195,000.00</b>
<b>TO:</b>	<b>23300</b>	<b>Bituminous</b>	<b>\$150,000.00</b>
	<b>23100</b>	<b>Stone, Gravel, Agg</b>	<b>45,000.00</b>

Michael T. Tiede motioned to approve the transfer as requested, Ronald DeSabatine seconded and motion carried unanimously.

<b>1000-0232 County General/Circuit Court</b>			
<b>FROM:</b>	<b>31301</b>	<b>Examination of Prisoners</b>	<b>\$500.00</b>
<b>TO:</b>	<b>32600</b>	<b>Return of Fugitives/Transport Inmates</b>	<b>\$500.00</b>

<b>1000-0009 County General/Prosecutor</b>			
<b>FROM:</b>	<b>17000</b>	<b>Overtime</b>	<b>\$2,500.00</b>
	<b>39700</b>	<b>Adult Protective Services</b>	<b>\$600.00</b>
	<b>22300</b>	<b>Other Garage Supplies</b>	<b>\$300.00</b>
<b>TO:</b>	<b>32600</b>	<b>Return Fugitives/Transport Inmates</b>	<b>\$3,400.00</b>

To extradite a prisoner from California. Kathleen Thompson made a motion to approve the transfers as presented, Ronald DeSabatine seconded and motion carried unanimously.

<b>1000-0161 County General/Maintenance</b>			
<b>FROM:</b>	<b>11500</b>	<b>Part Time Help</b>	<b>\$5,000.00</b>
<b>TO:</b>	<b>17000</b>	<b>Overtime</b>	<b>\$5,000.00</b>

To pay call-in time rather than use comp time. Kathleen Thompson motioned to approve the transfer as presented, Michael T. Tiede seconded and motion carried unanimously.

**The following additional presented for approval:**

<b>1000-0007 County General/Coroner</b>	<b>39400</b>	<b>Autopsies</b>	<b>\$20,000.</b>
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Jon Frain explained that his 2021 budget was cut 20% last year, mostly out of autopsies, and funds in the first quarter of 2021 were used to pay last year's invoices. Each autopsy cost approximately \$2,000.00.

Michael T. Tiede motioned to approve the additional for advertising as presented, Kathleen Thompson seconded and motion carried unanimously.

Building Inspector/BZA/APC needs approximately \$25,000.00 for pending litigation. The money was appropriated last year but never spent. Council determined that CDC money could be used to pay these costs. Ronald DeSabatine motioned to pay Solar Panel litigation fees from fund 1112 LIT – Economic Development, Kathleen Thompson seconded and motion carried unanimously.

Kathleen Thompson made a motion to approve and sign the June 14, 2021 regular session minutes as presented, Adam Loehmer seconded and motion carried unanimously.

Appointment of Information Technology Consultant, Resolution 2021-08 presented for approval and reads as follows:

**RESOLUTION 2021-08  
APPOINTMENT OF INFORMATION TECHNOLOGY CONSULTANT**

**WHEREAS**, the Board of Commissioners of Pulaski county and the Pulaski County Council pursuant to their Pulaski County Personnel Policies Handbook desire to appoint an Information Technology consultant (herein after referred to as the "IT consultant") to assist the County in making decisions on Information Technology procurement and implementation.

**WHEREAS**, the Board of Commissioners of Pulaski County and the Pulaski County Council hereby appoint William A DeGroot of W. A. DeGroot Technology Services, Inc. for the position per a separate Contract; and

**WHEREAS**, the duties and responsibilities of the contracted position as set forth below.

**DUTIES AND RESPONSIBILITIES:**

The IT consultant shall have the following duties and responsibilities:

- (A) create and maintain a list of pre-approved Information Technology Hardware and Software that is known not to present an inherent risk to the Pulaski County IT system and can be implemented without harm to the system or unnecessary costs and upgrades.
- (B) To receive and review all requests for IT procurement received on form Z and respond within a reasonable period of time by returning form Z to the applicant.
- (C) To attempt to resolve any dispute regarding a procurement request within a reasonable period of time with the applicant.
- (D) To report an issue over a procurement issue to the Pulaski County Commissioners and attend a public meeting or executive session if applicable to discuss said issue.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of Pulaski County and the Pulaski County Council, and resolved as follows:

That William A. DeGroot of W. A. DeGroot Technology Services, Inc. shall serve as the IT consultant for Pulaski County which terms and conditions are set forth in a Contract signed by both parties. This Ordinance shall be in full force and effect immediately upon its passage and signing.

Kathleen Thompson made a motion to approve and sign Resolution 2021-08 as presented; Brian Young seconded and motion carried unanimously

Kathleen Thompson motioned to set August 23 and 24, 2021 for 2022 budget hearings; Brian Young seconded and motion carried unanimously. The 2022 public budget hearing is set for the September regular meeting and the 2022 budget adoption will take place at the October regular meeting.

**IN RE: CDC**

Nathan presented Resolution No. 2021-06 regarding standard procedures pertaining to assessed-value deductions (tax abatements). This will provide guidelines in approving future (not current) abatements and language requested by the Assessor's Office.

**PULASKI COUNTY RESOLUTION No. 2021-06  
BY THE COUNTY COUNCIL OF PULASKI COUNTY, INDIANA  
REGARDING STANDARD PROCEDURES PERTAINING TO THE  
GRANTING OF ASSESSED-VALUE DEDUCTIONS (TAX ABATEMENTS)  
AS INCENTIVES FOR INVESTMENT IN PULASKI COUNTY**

WHEREAS it is in the interest of Pulaski County's economic growth for the County Council ('Council') of Pulaski County, Indiana ('County'), from time to time to approve deductions to the assessed valuation of qualifying real-estate improvements and qualifying equipment installations related to business investment and expansion in the County as incentives for such investment and expansion;

WHEREAS it is in the interest of the County and the taxpayers thereof to ensure that aforesaid incentives are not provided to the benefit of property owners who do not fulfill the expectations established as justification for aforesaid deductions; and

WHEREAS successful appeals of property assessments can contribute to financial hardships for the County and other taxing units within Pulaski County, while the granting of assessed-value deductions reduces the tax burden of recipient-taxpayers,

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL THAT

1. the Council shall retain the right to include, in any resolution (or appendix attached thereto) and any Form SB-1 adopted in the granting of an assessed-value deduction, callback provisions whereby,
  - a. at any time during the lifespan of an assessed-value deduction, previous years' taxes abated by way of said assessed-value deduction may be collected upon the Council's judgment that the recipient-taxpayer has relocated its facilities to another jurisdiction for the purpose of benefitting financially relative to its continued presence in Pulaski County or has failed grossly through its own fault to meet established expectations considered in the determination to award said assessed-value deductions, and whereby
  - b. at any time within the first five years following the completion of the lifespan of an assessed-value deduction, previous years' taxes abated by way of said assessed-value deduction may be collected upon the Council's judgment that the recipient-taxpayer has relocated its facilities to another jurisdiction for the purpose of benefitting financially relative to its continued presence in Pulaski County;
2. the recipient-taxpayer of any assessed-value deduction shall, by virtue of receiving any such deduction,
  - a. forfeit the right to appeal the annual assessment on any and all parcels benefitting from such deduction for the life of such deduction, but
  - b. shall retain the right to request a review of the assessment by the Pulaski County Assessor's Office ('Assessor') to determine if any human error contributed to a faulty assessment and if, in such cases, the Assessor should make an adjustment to the assessment in question,

and the Council shall include language to this effect in any resolution (or appendix attached thereto) and any Form SB-1 adopted in the granting of an assessed-value deduction;
3. the recipient-taxpayer of any assessed-value deduction shall, by virtue of receiving any such deduction, acknowledge and agree to the stipulations set forth in this resolution and shall affix their signature to a document to this effect, which shall be notarized, and language requiring this acknowledgment and signature shall be included in any resolution (or appendix attached thereto) and any Form SB-1 adopted in the granting of an assessed-value deduction; and
4. copies of this resolution and any such acknowledgement document required by provision 3, above, shall be filed with the Assessor, the Pulaski County Auditor's Office, and the Pulaski County Community Development Commission, which shall ensure that the contents of this resolution are made known to any taxpayer seeking assessed-value deduction as an incentive for investment and expansion.

**JULY 12, 2021**

**PULASKI COUNTY COUNCIL**

**REGULAR SESSION (continued)**

Kathleen Thompson made a motion to approve Resolution 2021-06 as presented, Michael T. Tiede seconded and motion carried unanimously

President Boswell then suspended the regular session and opened public hearing for comments on the additional appropriation for the Jail Renovation 2021 Fund #4800 as follows:

4800	JC Renovation Bond	\$5,575,000.00
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This fund will receive bond sale proceeds. As there were no public comments, Kathleen Thompson made a motion to approve the additional as presented, Brian Young seconded and motion carried 4-3 with Kathleen Thompson, Brian Young, and Adam Loehmer in favor; Ronald DeSabatine, Michael T. Tiede, and Tim Overmyer opposed. Kenneth Boswell broke the tie in favor. Bond sale goes from July 13 through July 20 with closing August 3, 2021.

Discussion on Mammoth Solar Tax Abatement and ERA designation tabled due to pending litigation.

A Special meeting Session for Auditor, Assessor and CDC Director to review abatements with Council discussed. Kathleen Thompson motioned to set special session on July 19, 2021 7:00PM at County Highway Garage, Brian Young seconded and motion carried unanimously.

The Pulaski County Public Library’s operation hours discussed briefly. Pulaski County Council board appointed members Judy Heater and Nancy Allman invited to the next Council meeting.

The Highway Department is now using the semi they purchased from the transfer station and the transfer station’s backhoe goes in for repairs soon. The intention is to keep the backhoe, if repaired property.

The following previously advertised additional presented for approval:

SUPERIOR COURT	1000-10206-201	Court Reporter	\$781.00
	1000-10208-201	Administration	\$769.00
CIRCUIT COURT	1000-10208-232	Salary Court Administration	\$765.00
	1000-10206-232	Salary Court Reporter	\$765.00
EMA	8137-31100-361	Training	\$2,000.00
	8137-44301-361	Equipment	\$1,717.23

Superior and Circuit Court additional are a correction of salaries not reflected in the 2021 budget and EMA is expenditure of grant funds. Kathleen Thompson made a motion to approve the additional as presented, Adam Loehmer seconded and motion carried unanimously.

With no other business to discuss, meeting adjourned at 8:00pm.

**APPROVED AND SIGNED THIS 13<sup>TH</sup> DAY OF September 2021 by the Pulaski County Council.**

\_\_\_\_\_  
KEN BOSWELL

\_\_\_\_\_  
KATHI THOMPSON

\_\_\_\_\_  
ADAM LOEHMER

\_\_\_\_\_  
BRIAN YOUNG

\_\_\_\_\_  
RON DESABATINE

\_\_\_\_\_  
TIM OVERMYER

\_\_\_\_\_  
MIKE TIEDE

ATTEST: \_\_\_\_\_  
LAURA WHEELER, AUDITOR, PULASKI COUNTY, IN