

OCTOBER 10, 2022

REGULAR SESSION

PULASKI COUNTY COUNCIL

The Pulaski County Council met in regular session Monday October 10, 2022 7:30pm (delayed because Joint Session ran over) at the Pulaski County Highway Department training room. Councilmembers present were Kenneth Boswell, Adam Loehmer, Kathleen Thompson, Mike Tiede, Tim Overmyer, and Jerry Locke with County Auditor Laura Wheeler. Councilmember Ronald DeSabatine absent.

Also present were Mary Welker, Joe Moyer, Wyatt Wolf, JoLynn Behny, Jennifer Knebel, Brandon Delorenzo, Mitch Columbe, Chris Brucker, Jason Stavedahl, Wade Wake, Tina Dunn, Gail Lambert, Connie Ehrlich, R B Walters, Nathan Origer, Chris Loehmer, Gary Kruger, LeeAnn Wright, Crystal Kocher, Jeff Richwine, and Chris Schramm.

IN RE: CLERK

“My Text” software allowing Election Board to send text to voters who have opted in for information discussed. This software could also be used by the County Highway for announcing road closures. Highway Superintendent Gary Kruger volunteered to use his budget for the first year.

Regular Session recessed for a public hearing on the LIT Rate Reallocation.

IN RE: LIT RATE REALLOCATION

Proposed changes to the allocation of Pulaski County Local Income Tax rate presented for review and approval. While retaining the 2.85% LIT rate, Economic Development rate would increase from .50% to .575% and the Public Safety rate would decrease from .60% to .525%. This would reduce County’s distributable revenue by \$31,238.00 (allocated to the four Towns proportionately) and increase County’s usable revenue by \$183,904.00.

With no further discussion and no public comment, Public Hearing was adjourned and regular session resumed.

The following resolution and ordinance presented for review and approval:

PULASKI COUNTY RESOLUTION 2022-09
BY THE PULASKI COUNTY COUNCIL
TO MODIFY THE PSAP RATE WITHIN THE PULASKI COUNTY PUBLIC SAFETY LIT RATE

WHEREAS PULASKI COUNTY ORDINANCE 2022-10 DECREASES THE PUBLIC SAFETY COMPONENT OF THE PULASKI COUNTY LOCAL INCOME TAX (LIT) RATE FROM A 2022 RATE OF 0.60% TO A 2022 RATE OF 0.525%;

WHEREAS INDIANA CODE (IC) 6-3.6-6-8(A) PERMITS FORMER CAGIT COUNTIES, FOR WHICH THE COUNTY COUNCIL HAS THE SOLE DISCRETION TO SET AND TO ADJUST LIT RATES WITHIN THE COUNTY, TO ALLOCATE ANY PART OF THE PUBLIC SAFETY LIT RATE TO FUNDING THE COUNTY’S PUBLIC SAFETY ACCESS POINT (PSAP) (EMERGENCY-911 DISPATCH) PURSUANT TO IC 6-3.6-11-4;

WHEREAS PULASKI COUNTY IS A FORMER CAGIT COUNTY, FOR WHICH THE PULASKI COUNTY COUNCIL (COUNCIL) HAS THE SOLE DISCRETION TO SET AND TO ADJUST LIT RATES WITHIN PULASKI COUNTY; AND

WHEREAS IT IS IN THE INTEREST OF PULASKI COUNTY TO ALLOCATE SUFFICIENT FUNDS FOR THE EFFECTIVE OPERATION OF ITS PSAP WHILE PROVIDING ADEQUATE FUNDING FOR OTHER GOVERNMENTAL OPERATIONS, NOW, THEREFORE,

BE IT RESOLVED BY THE COUNCIL THAT A NEED NOW EXISTS TO ADJUST THE PUBLIC SAFETY EXPENDITURE RATE WITHIN THE COUNTY’S LIT RATE IN THE FOLLOWING WAY:

Table with 3 columns: ALLOCATION RATE CATEGORY, EXISTING LIT RATE, PROPOSED LIT RATE. Rows include PUBLIC SAFETY (IC 6-3.6-6) and LOCAL INCOME TAX TYPE with sub-rows for PUBLIC SAFETY ACCESS POINT RATE (IC 6-3.6-6-8(A) AND IC 6-3.6-11-4).

BE IT FURTHER RESOLVED THAT A PUBLIC HEARING WAS HELD ON THE PROPOSED LIT RATE MODIFICATIONS ON 10 OCTOBER 2022. PROPER NOTICE OF THE PUBLIC HEARING WAS PROVIDED PURSUANT TO IC 5-3-1, AS WELL AS PURSUANT TO IC 6-3.6-3-7.5(D).

BE IT FURTHER RESOLVED THAT THE MODIFICATIONS TO THE LIT RATE IMPOSED IN PULASKI COUNTY SHALL BE EFFECTIVE 1 JANUARY 2023.

BE IT FURTHER RESOLVED THAT COPIES OF THIS RESOLUTION SHALL BE FILED WITH THE INDIANA DEPARTMENT OF LOCAL GOVERNMENT FINANCE, THE PULASKI COUNTY AUDITOR, AND THE OFFICES OF THE FOUR INCORPORATED MUNICIPALITIES WITHIN PULASKI COUNTY.

PULASKI COUNTY ORDINANCE 2022-10
BY THE PULASKI COUNTY COUNCIL
TO MODIFY THE PULASKI COUNTY LOCAL INCOME TAX RATE

WHEREAS IT IS IN THE INTEREST OF THE COUNTY COUNCIL OF PULASKI COUNTY, INDIANA (COUNCIL), TO ENSURE THAT ADEQUATE REVENUES ARE GENERATED FOR THE EFFECTIVE OPERATION OF THE PULASKI COUNTY GOVERNMENT (COUNTY) IN A MANNER THAT ALLOCATES LOCAL INCOME TAX (LIT) REVENUES IN THE MOST USEFUL AND APPROPRIATE MANNER; AND

WHEREAS THE COUNCIL HAS THE AUTHORITY TO ADJUST THE PULASKI COUNTY LIT RATE, NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL THAT A NEED NOW EXISTS TO MODIFY THE LIT RATES IMPOSED IN THE FOLLOWING WAY:

Table with 3 columns: ALLOCATION RATE CATEGORY, EXISTING LIT RATE, PROPOSED LIT RATE. Rows include CERTIFIED SHARES (IC 6-3.6-6), PUBLIC SAFETY (IC 6-3.6-6), ECONOMIC DEVELOPMENT (IC 6-3.6-6), PROPERTY TAX RELIEF RATE (IC 6-3.6-5), TOTAL RATE, and PROPERTY TAX CREDIT ALLOCATION CATEGORIES (IC 6-3.6-5-6).

THE PUBLIC SAFETY ALLOCATION IDENTIFIED ABOVE INCLUDES REVENUE ASSOCIATED WITH AN EXPENDITURE RATE ORIGINALLY AUTHORIZED FOR THE PURPOSES OF FUNDING THE COUNTY'S PUBLIC SAFETY ACCESS POINT ('PSAP') (EMERGENCY-911 DISPATCH) PURSUANT TO PULASKI COUNTY RESOLUTION 2020-07 AND PULASKI COUNTY ORDINANCE 2020-05 AND NOW TO BE ADJUSTED BY THIS ORDINANCE AND BY PULASKI COUNTY RESOLUTION 2022-09, TO BE ADOPTED CONCURRENTLY WITH THIS ORDINANCE. THE REVENUE ASSOCIATED WITH THIS RATE SHALL BE DIRECTED TO THE PSAP PRIOR TO THE DISTRIBUTION OF THE REMAINDER OF THE PUBLIC SAFETY REVENUE.

ALLOCATION RATE CATEGORY	EXISTING LIT RATE	PROPOSED LIT RATE
PUBLIC SAFETY (IC 6-3.6-6)	.060%	0.525%
LOCAL INCOME TAX TYPE	EXISTING PSAP RATE	PROPOSED PSAP RATE
PUBLIC SAFETY ACCESS POINT RATE	0.30%	0.225%

THE EXPENDITURE RATE INCLUDES A RATE ASSOCIATED WITH A LEVY FREEZE RATE PREVIOUSLY IMPOSED UNDER THE FORMER LOCAL OPTION INCOME TAX STATUTES.

ALLOCATION RATE CATEGORY	EXISTING LIT RATE	PROPOSED LIT RATE
Certified Shares (IC 6-3.6-6)	1.40%	1.40%
LOCAL INCOME TAX TYPE	EXISTING RATE	PROPOSED RATE
LEVY FREEZE RATE	0.40%	0.40%

BE IT FURTHER ORDAINED THAT A PUBLIC HEARING WAS HELD ON THE PROPOSED LIT RATE MODIFICATIONS ON 10 OCTOBER 2022. PROPER NOTICE OF THE PUBLIC HEARING WAS PROVIDED PURSUANT TO IC 5-3-1., AS WELL AS PURSUANT TO IC 6-3.6-3-7.5(D).

BE IT FURTHER ORDAINED THAT THE MODIFICATIONS TO THE LIT RATE IMPOSED IN PULASKI COUNTY SHALL BE EFFECTIVE 1 JANUARY 2023.

BE IT FURTHER ORDAINED THAT COPIES OF THIS ORDINANCE SHALL BE FILED WITH THE INDIANA DEPARTMENT OF LOCAL GOVERNMENT FINANCE, THE PULASKI COUNTY AUDITOR, THE PULASKI COUNTY ASSESSOR, AND THE OFFICES OF ALL TAXING UNITS WITHIN PULASKI COUNTY.

Kathleen Thompson made a motion to adopt Ordinance 2022-10 and Resolution 2022-09 as presented, Adam Loehmer seconded and motion carried unanimously.

**IN RE: RAINY DAY FUND**

An Ordinance for the Rainy Day fund presented for review and approval. A resolution done in 2008 created the fund but did not establish any details. Ordinance 2022-09 reads as follows:

**ORDINANCE ESTABLISHING  
THE PURPOSE AND FUNDING SOURCE OF THE RAINY DAY FUND**

**ORDINANCE #2022-09**

**WHEREAS**, the Pulaski County Council is the fiscal body of the County and is authorized to create funds within the county budget; and  
**WHEREAS**, pursuant to Ind. Code 36-1-8-5.1 Pulaski County created and established a Rainy Day Fund on April 9, 2008 with Resolution 2008-4-9-B (hereinafter known as the "Fund"); and  
**WHEREAS**, pursuant to Ind. Code 36-1-8-5.1 (b)(1) & (2), Pulaski County now specifies the purpose for the use of said fund and sources of funding for the fund,  
**NOW THEREFORE BE IT ORDAINED** by the Council that the purpose of the "Rainy Day Fund" #1186 shall be as follows:

1. **Primary Purpose:** The primary purpose of the fund shall be for the maintenance and improvement of any County owned Real Property; including but not limited to the need to repair, replace, expand, upgrade, demolish, or build new structures on any County owned Real Property,
2. **Allocation of Funds:** The fund may be used in whatever manner serves the best interests of the County at that given time including but not limited to the payment for materials and labor as needed, the payment of contract payments to a construction company, contractor, repairman or any other related service, and or to make payments on a bond issued for the maintenance and improvement of any County owned Real Property,
3. **Other uses:** If the County Fiscal body approves, the funds may be used for any reasonable expense of the County that does not fit within the definition of the primary purpose as set forth herein,
4. **Funding Sources:** The initial funding source of the fund has been and will continue to be the Unused and Unencumbered funds defined by Ind. Code 36-1-8-5.1 (b)(2)(A), and in addition may include at the discretion at the County Fiscal body any funds derived from Economic Development payments, Payment in lieu of taxes (PILOT) agreements, cash rent or crop sharing proceeds for land leased by the County, contract payments, auction proceeds, or any other source that becomes available to the County and is authorized as a funding source for the fund by a separate ordinance pursuant to Ind. Code 36-1-8-5.1 (e)

Mike Tiede made a motion to approve Ordinance 2022-09 with correction (changing "Resolution" to "Ordinance" on page 1), Kathleen Thompson seconded and motion carried unanimously.

**IN RE: OTHER BUSINESS**

The following wage ordinance presented for review and approval:

**REVISED ORDINANCE FOR  
SALARIES & WAGES FOR 2022  
Monday, October 10, 2022**

	REQUESTED REVISION FROM	REQUESTED REVISION TO	EFFECTIVE DATE
1170-0301 LIT Public Safety/EMS			
10204 Jaeson Fort (Basic EMT to Paramedic)	\$12.32	\$17.82	9/24/2022
10204 Mikel Fort (Adv EMT to Paramedic)	\$14.08	\$17.82	9/24/2022

Kathleen Thompson made a motion to approve "Revised Ordinance for Salaries & Wages for 2022" as presented, Jerry Locke seconded and motion carried unanimously.

The following transfers presented for review and approval:

TRANSFER OF APPROPRIATIONS

1112-0700 Economic Development/CDC		
From: 31801 Professional Services	\$500.00	
To: 22500 Marketing		\$500.00
1000-0005 County General/Sheriff		
From: 37201 Recovery Therapy	20,000.00	
To: 36300 Service Contract		20,000.00
1235-0005 PSAP/Sheriff		
From: 10902 Dispatcher Pay	20,000.00	
To: 17000 Overtime Dispatcher Pay		20,000.00
2501-0009 Pre-Trial Diversion/Prosecutor		
From: 11500 Part-time Help	2,000.00	
To: 44301 Equipment		2,000.00
1000-0011 County General/Extension		
From: 11500 Part-time	364.00	
To: 39100 Due/Subscriptions		364.00
1176-0533 Highway Motor Vehicle/General & Undistributed		
From: 45201 Mowers	12,000.00	
To: 17016 Mechanic OT		2,000.00
To: 22200 Tires and Tubes		10,000.00
1176-0531 Highway Motor Vehicle/Maintenance & Repair		
From: 22101 Salt	11,000.00	
To: 23101 Stone, Gravel, Aggreg and Sand		9,000.00
To: Road Signs		2,000.00

Kathleen Thompson made a motion to approve Transfers as presented, Jerry Locke seconded and motion carried unanimously.

Kathleen Thompson made a motion to approve the following additional for advertising and Adam Loehmer seconded. Motion carried unanimously.

1000-0005 County General/Sheriff	
22100 Gas, Oil, Etc	36,000.00

Kathleen Thompson made a motion to approve the following advertised additional, Mike Tiede seconded and motion carried unanimously.

891209-0610 Cares LHD (34800)	\$3,500.00
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Kenneth Boswell read letter of apology from Former Councilmember Brian Young:

To: Kenneth Boswell  
 President, Pulaski County Council

I deeply regret any problems or injury I may have caused toward the Pulaski County Council and its members. Please pass on my apologies to the other members of the Council. I would also like to apologize to the voters of Pulaski County for any harm or doubt I may have caused toward our local government. Thank you, Brian Young

September 12, 2022 regular meeting minutes tabled for further review.

The 2023 Budget discussed. Since the bond is not complete, the Department of Local Government Finance will not pass a bond payment for the Court House project. Nathan Origer requested that \$100,000.00 be added back to his Professional Services line, to cover architectural costs. Kathleen Thompson made a motion to add \$100,000.00 to CDC’s professional services line, Mike Tiede seconded and motion carried unanimously. CDC’s marketing budget and the Sheriff’s vehicle budget discussed further. Kathleen Thompson made a motion to keep the \$55,000.00 in CDC’s marketing budget, Adam Loehmer seconded and motion carried 5-1 with Tim Overmyer in opposition. Kathleen Thompson made a motion to adopt the 2023 budget with the addition of \$100,000.00 in CDC’s professional services, Jerry Locke seconded and motion carried 5-1 with Tim Overmyer in opposition.

The 2023 adopted budget reads as follows:

0005-CASINO/RIVERBOAT	\$100,000	0101-GENERAL	8,609,600
0124-2015 REASSESSMENT	130,250	0342-POLICE PENSION	15,000
0580-COURTHOUSE LEASE RENTAL	-0-	0702-HIGHWAY	3,936,229
0706-LOCAL ROAD & STREET	240,000	0790-CUMULATIVE BRIDGE	393,000
0801-HEALTH	210,527	1092-CUMULATIVE BUILDING	96,000
1151-CONTINUING EDUCATION	2,000	1185-JAIL LEASE RENTAL	337,944
2102-AVIATION/AIRPORT	207,665	2391-CUMULATIVE CAPITAL DEVELOPMENT	327,500
2411-ECONOMIC DEV INCOME TAX CREDIT	1,456,261	9501-COUNTY USER FEE	37,300
9502-LOCAL HEALTH DEPT TRUST ACCOUNT	15,779	9503-SUPP. JUVENILE PROBATION SERVICES	15,000
9504-SUPPLEMENTAL ADULT PROBATION SERVICES	64,600	9505-PLAT BOOK FEES	8,000
9507-LOCAL HEALTH MAINTENANCE	36,847	9508-DRUG FREE COMMUNITY	16,000
9509-PRETRIAL PROGRAM GRANT	81,373	9510-FAMILY RECOVERY GRANT	162,000
9513-VETERAN’S COURT GRANT	139,334	9514-COURT INTERPRETER	2,500
9515-IDOC JDAI GRANT	85,000	9517-COUNTY ELECTED OFFICIALS TRAINING	5,000
9518-CASA GRANT	21,232	9520-DRMO	5,000
9521-COMMUNITY XS MG-HWY	1,000,000	9522-STATEWIDE 911	202,954
9523-ACCIDENT REPORT #24	13,000	9526-SIM OPIOID GRANT AWARD	60,000
9530-FIREARMS TRAINING #31	18,000	9531-CLERKS PERPETUATION FUND	5,000
9532-AVIATION GRANT	350,000	9533-AIRPORT IMPROVEMENTS	15,000
9535-LIT – PSAP	630,100	9536-OFFENDER, SEX/VIOLENCE #37	4,500
9542-VOCA GRANT	77,344	9554-IDENTIFICATION SECURITY PROTECTION	1,700
9560-LOCAL EMERGENCY PLANNING COMMISSION	10,000	9570-LOIT- B PUBLIC SAFETY CO SHARE	1,100,855
9580-ACRGP-AVIATION	9,000	9581-ARGO-AVIATION	22,000
9582-CARES RELIEF FUND-AVIATION	12,400	9585-8950-ARPA FUNDS	2,407,144
		<b>TOTAL 2023 Budget</b>	<b>\$22,695,938</b>

OCTOBER 10, 2022

PULASKI COUNTY COUNCIL

REGULAR SESSION (continued)

Travis Wolford, a County Highway employee, spoke on how far behind their wages are with surrounding counties.

With no other business to discuss, meeting was adjourned at 8:25pm.

Approved and signed this 14<sup>th</sup> day of November by the **PULASKI COUNTY COUNCIL**.

\_\_\_\_\_  
KENNETH BOSWELL

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

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**ABSENT**  
RONALD DESABATINE

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

\_\_\_\_\_  
KATHLEEN THOMPSON

\_\_\_\_\_  
JEROME 'JERRY' LOCKE

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

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