

**PORTER COUNTY COUNCIL
Regular Meeting
February 23, 2016**

The Porter County Council met on Tuesday, February 23, 2016 at 5:00 p.m. in the County Administration Center, 155 Indiana-Suite 205, Valparaiso, Indiana.

Mr. Whitten called the meeting to order with the Pledge of Allegiance.

Members present were Council Member Whitten, Council Member Conover (Not Present), Council Member Biggs, Council Member Graham, Council Member Jessen, Council Member Poparad, Council Member Rivas. Also present was Council Attorney Scott McClure, Auditor Vicki Urbanik and Council Administrative Assistant Joy Blakely.

Mr. Whitten, As you all may remember Councilwoman Conover is out of town this week, which is why she is not here. Ok, so we have a long Agenda. I have a couple of requests because of other conflicting schedules, to jump around a bit. Let's start with the Prosecutor.

Auditor Vicki Urbanik, We need first reading

Mr. Whitten, While he is sitting down do the first reading.

Auditor Vicki Urbanik, Ok

NOTICE TO TAXPAYERS OF PROPOSED ADDITIONAL APPROPRIATIONS

Notice is hereby given the taxpayers of Porter County, Indiana that the proper legal officers of Porter County, Indiana will meet in the Porter County Government Administration Building located at 155 Indiana Avenue, Valparaiso IN 46383 on February 23, 2016 at 5:00 p.m. to consider the following additional appropriations in excess of the county budgets for the year 2016 and to transact any further business which might come before the Council:

Storm Water Fund (New)			
Storm Water Fund	1182-0000-1110-24	Salaries	\$ 327,500.00
Storm Water Fund	1182-0000-1210-24	FICA	\$ 25,055.00
Storm Water Fund	1182-0000-1220-24	Medical/Life Insurance	\$ 86,900.00
Storm Water Fund	1182-0000-1230-24	PERF	\$ 36,680.00
Storm Water Fund	1182-0000-1340-24	Boards	\$ 10,000.00
Storm Water Fund	1182-0000-2110-24	Office Supplies	\$ 10,000.00
Storm Water Fund	1182-0000-2210-24	Gas, Fuel & Lubrication	\$ 30,000.00
Storm Water Fund	1182-0000-2310-24	Tires, Tubes, ect.	\$ 3,000.00
Storm Water Fund	1182-0000-2320-24	Auto, Truck and Equipment	\$ 15,000.00
Storm Water Fund	1182-0000-2361-24	Culverts/Pipes	\$ 100,000.00
Storm Water Fund	1182-0000-3110-24	Legal	\$ 25,000.00
Storm Water Fund	1182-0000-3120-24	Consultants	\$ 300,000.00
Storm Water Fund	1182-0000-3130-24	Training and Education	\$ 6,000.00
Storm Water Fund	1182-0000-3210-24	Travel	\$ 2,000.00
Storm Water Fund	1182-0000-3220-24	Telephone	\$ 6,000.00
Storm Water Fund	1182-0000-3310-24	Printing Other than Office Supply	\$ 5,000.00
Storm Water Fund	1182-0000-3320-24	Legal Notices	\$ 2,000.00
Storm Water Fund	1182-0000-3610-24	Maintenance Agreements	\$ 50,000.00
Storm Water Fund	1182-0000-3650-24	Vehicle Repair	\$ 5,000.00
Storm Water Fund	1182-0000-3710-24	Equipment	\$ 2,000.00
Storm Water Fund	1182-0000-3930-24	Dues and Subscriptions	\$ 2,000.00
Storm Water Fund	1182-0000-3950-24	Contractual Services	\$ 1,700,000.00
Storm Water Fund	1182-0000-3951-24	Contractual Attorney	\$ 25,000.00
Storm Water Fund	1182-0000-4210-24	Buildings	\$ 300,000.00
Storm Water Fund	1182-0000-4410-24	Office Equipment over \$100	\$ 10,000.00
Storm Water Fund	1182-0000-4420-24	Motor Vehicles	\$ 100,000.00
Storm Water Fund	1182-0000-4440-24	Furniture/Fixtures over \$100	\$ 75,000.00
Storm Water Fund	1182-0000-4510-24	Data Processing Equipment	\$ 50,000.00
Storm Water Fund	1182-0000-4540-24	Other Equipment	<u>\$ 75,000.00</u>
			\$ 3,384,135.00

Plan Commission Fund

Planning Commission	1180-0000-1110-24	Salaries	\$ (16,500.00)
Planning Commission	1180-0000-1210-24	FICA	\$ (1,252.00)
Planning Commission	1180-0000-1230-24	PERF	\$ (1,848.00)
Planning Commission	1180-0000-1340-24	Boards	<u>\$ (3,000.00)</u>
			\$ (16,500.00)

CEDIT Special Project – Animal Shelter

CEDIT-Special Projects	1112-2092-3160-30	Vet Services	\$ 2,500.00
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Prosecutor Deferral Fund

Prosecutor Deferral	2500-2501-1110-08	Salaries	\$ 3,000.00
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OWI/Fatal Drugs Fund

LocalGrant/OWI Testing Fund	9114-0000-3950-08	Contractual Services	\$ 11,416.29
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Stop Grant Fund

Stop Grant Fund	8113-0000-1110-08	Salaries	\$ 2,178.00
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Prosecutor Pre-Trial Fund

Prosecutor Pre-Trial Fund	2500-2503-1110-08	Salaries	\$ (2,178.00)
Prosecutor Pre-Trial Fund	2500-2503-1210-08	FICA	\$ 1,874.00
Prosecutor Pre-Trial Fund	2500-2503-1230-08	PERF	<u>\$ 2,744.00</u>
			\$ 2,440.00

VOCA Grant

Stop Grant Fund	8113-0000-1110-08	Salaries	\$ 2,178.00
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General Fund

Sheriff	1000-1005-1130-05	Overtime	\$ 15,537.18
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Highway/Sheriff Fund

Overweight Vehicle	4000-1000-3630-05	Equip other than Vehicles	\$ 14,000.00
Overweight Vehicle	4000-1000-4420-05	Motor Vehicles	<u>\$ 20,000.00</u>
			\$ 34,000.00

County User Fees

Jury Fund/General Court	2500-2506-1350-78	Jury	\$ 60,000.00
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SHSP SUB Grant Fund

Homeland Security Grant Fund	8146-0000-3120-47	Consultants	\$ 20,000.00
Homeland Security Grant Fund	8146-0000-3130-47	Training and Education	\$ 80,000.00
Homeland Security Grant Fund	8146-0000-3630-47	Equip other than Vehicles	<u>\$ 40,000.00</u>
			\$ 140,000.00

Park Operating Fund

Park Operating	1179-0000-2250-85	Other Supplies	\$ 19,000.00
Park Operating	1179-0000-3120-85	Consultants	\$ 4,000.00
Park Operating	1179-0000-3620-85	Bldg Maintenance & Repair	\$ 5,000.00
Park Operating	1179-0000-3980-85	Event Expenses	<u>\$ 4,000.00</u>
			\$ 32,000.00

Park Grant Fund

Parks – Playground Grant	9102-0000-3950-85	Contractual Services	\$ 2,752.00
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Park Grant Fund			
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Parks – Pond/Prairie Grant	8153-0000-3950-85	Contractual Services	\$	13,942.24
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Park-Sunset Hill Farm Education Center			
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Parks – Education Center	4919-0000-3980-85	Event Expenses	\$	9,817.10
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Hospital Interest Fund			
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Hospital Interest	4902-0000-3950-25	Contractual Services	\$	317,197.00
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Taxpayers appearing at such meeting shall have a right to be heard thereon. The additional appropriations as finally made will be referred to the Indiana Department of Local Government Finance. The DLGF will make a written determination as to the sufficiency of funds to support the appropriations made within fifteen (15) days of receipt of a certified copy of the action taken.

Vicki Urbanik
Auditor of Porter County

Publish February 12, 2016

Prosecutor

Local Grant/OWI Testing – 9114-0000-08

Mr. Whitten, Thank you very much. Prosecutor Local Grant OWI Testing additional \$11,416.29 to 3950 Contractual Services. Reason The prior year grant had a balance of \$165.91 and the Grant was increased by \$11,250.38. This fund cannot be rounded off, it needs to be exact. What's your pleasure?

Mr. Biggs, Motion to approve

Mr. Jessen, Second

Mr. Whitten, We have a motion and a second any discussion? Roll call please?

Mr. Biggs made a motion for \$11,416.29 for Local Grant OWI Testing. Mr. Jessen, seconded the motion.

Motion carried on the following roll call vote:

Mr. Biggs	-	Yes	Mr. Poparad	-	Yes
Ms. Graham	-	Yes	Mr. Rivas	-	Yes
Mr. Jessen	-	Yes	Mr. Whitten	-	Yes

Auditor Vicki Urbanik, 6-0

Stop Grant – 8113-000-08

Mr. Whitten, Stop Grant additional \$2,178 to 1110 Salaries. Grant salary was increased to \$31,110 effective 7/1/15. Grant period 7/1/15 to 6/30/16 accompanied with the form 144 \$28,932 to \$31,110 Domestic Violence Prosecutor. I assume those are the same issue? Correct Brian?

Prosecutor Brian Gensel, (Asking Cheryl Pol if they are the same)

Mr. Whitten, Does the Grant increase the additional money for the Domestic Violence Prosecutor? Is that correct?

Cheryl Pol, Yes

Mr. Whitten, What's you pleasure with this?

Mr. Biggs, So Moved

Mr. Jessen, Second

Mr. Whitten, Any discussion?

Mr. Poparad, Yeah, is this from last year?

Cheryl Pol, Yes

Mr. Poparad, I am a little confused?

Cheryl Pol, We didn't get the approval till (inaudible) this year.

Mr. Whitten, So yes with the late approval apparently. So you had a Grant. It got approved for an increase and you got notice the beginning of this year. Correct? So although it's retro-active

Cheryl Pol, Right

Mr. Whitten, They just got their approval and it's Grant money.

Prosecutor Brian Gensel, We haven't even spent it yet because we don't have the authorization.

Ms. Graham, Didn't they get \$1,000?

Mr. Whitten, Any other questions?

Mr. Poparad, Did he get \$1,000? Did this person get the \$1,000 raise last fall?

Cheryl Pol, No. This is a grant employee.

Prosecutor Brian Gensel, This is a new, to summarize money came in that we utilize both for small increase and to fund a new Grant position and we had to request approval, the original grant was not for an additional position. Basically more money came in than we really planned on I mean, we asked for it but we.... Instead of using it all for Salaries, because that wouldn't work, there was a small salary increase and an additional position that's funded solely from the Grant. But we had to modify the Grant to get approval to do it that way. It took a long time to get the approval now we have the approval, now you guys got to approve it.

Mr. Poparad, Did this, did we do this? What about the Salary Ordinance? Does that have to be adjusted? Are we giving someone a raise that already had one?

Mr. Whitten, You know I, I see where you are going with this. I think that and I may have that question on further down on the request.

Mr. Poparad, Right

Mr. Whitten, Without question, but on this one, I guess, so this Domestic Violence Prosecutor that's being paid out of this Grant

Prosecutor Brian Gensel, Hold on Dan, I think I may have misspoken I think I may have been talking on the Voca Grant, go ahead and tell them what actually (inaudible)

Cheryl Pol, The Voca Grant employees the three Voca Grants got the \$1,000 dollars, ahh, the Stop Grant I do not believe that she got the \$1,000 raise.

Mr. Whitten, Why would she not have gotten it?

Cheryl Pol, It's Grant money it would come out of a different funding.

Mr. Whitten, Is that correct madam Auditor? One at a time, would the person being paid out of a Grant have not gotten a \$1,000 increase through our Salary Ordinance increase?

Auditor, Vicki Urbanik, I can't recall on this particular one, I do recall talking to Cheryl about this because the Grant wasn't enough to cover it the person didn't get the increase.

Mr. Whitten, And if we didn't grant this increase would it just be turning away Grant money?

Cheryl Pol, Correct,

Mr. Whitten, Is that correct?

Cheryl Pol, That's correct.

Mr. Whitten, Now again I may have questions about your further requests but this one seems pretty

Mr. Biggs, Is this a full-time position?

Cheryl Pol, It is

Mr. Poparad, So I guess rhetorically based on what Dan said, if we don't grant this raise do you lose that \$3,000 dollars?

Cheryl Pol, Correct

Prosecutor Brian Gensel, Yeah

Cheryl Pol, They will go back to probably the \$28,932

Mr. Whitten, I mean honestly it's Grant money.

Prosecutor Brian Gensel, And one of the dilemmas with and I am not telling you guys things that you don't already know. With grants they typically, when the county grants pay raises a lot of time the grant people lag.

Mr. Whitten, Right

Prosecutor Brian Gensel, And then sometimes they are able to get more money through Grants and then we try to catch them back up.

Mr. Whitten, Right

Mr. Poparad, Is this, is this the only, is this the increase you got in the Grant?

Cheryl Pol, Correct

Mr. Poparad, I guess I am going to be rhetorical, if you got \$5,000 dollars more would you put this person in for a \$5,000 raise?

Cheryl Pol, Correct, it has to be used for salaries.

Prosecutor Brian Gensel, We as a rule don't ask for, we're not asking for money far and above what

Mr. Whitten, Yeah, And not only this yeah and honestly listen, we all talked about how our County employees we would like to be able to get them additional monies and if through some Grant and the Department Heads can find additional Salaries from Grants that's great, I mean it kills two birds with one stone.

Prosecutor Brian Gensel, And I can tell you, go ahead.

Cheryl Pol, In this particular person's salary you will notice that there is a reduction in the back because we paid part of that Salary with another Fund. So, her salary is the same. This particular employee the Salary is going to stay the same. Go back to

Mr. Whitten, So Domestic Violence Prosecutor their total salary is \$31,000?

Cheryl Pol, No, it's not that, its

Mr. Whitten, Now we are getting off topic a little bit, ok

Chery Pol, If you go down you will see that there is a reduction for \$2,178 reduction out of another fund.

Mr. Whitten, Right, yes I saw that

Cheryl Pol, (inaudible)

Mr. Whitten, Alright, so you are taking money from one Grant and reducing it from another and the Salary staying the same?

Cheryl Pol, (inaudible) from our Discretionary Funds. It's how we paid that salary. A portion of it is Grant and a portion is Discretionary Funds.

Mr. Whitten, Ok, that's a little bit different approach so, this is not a raise?

Cheryl Pol, This one is not a raise this one is the same.

Prosecutor Brian Gensel, This is the same.

Mr. Whitten, Alright

Cheryl Pol, You got me confused when you said the VOCA Grant (inaudible)

Prosecutor Brian Gensel, My mistake

Mr. Whitten, Ok, do we all understand that?

Mr. Poparad, That's clear as mud.

Mr. Whitten, Yeah, what's your....alright we have a motion and a second, right? And it does include the 144 I assume?

Mr. Biggs, Yes

Mr. Jessen, Yes

Mr. Whitten, Let's get a roll call on this one.

Mr. Biggs made a motion for additional \$2,178 to Salaries for Stop Grant. Mr. Jessen, seconded the motion.

Motion carried on the following roll call vote:

Ms. Graham	-	Yes	Mr. Rivas	-	Yes
Mr. Jessen	-	Yes	Mr. Whitten	-	Yes
Mr. Poparad	-	Yes	Mr. Biggs	-	Yes

Auditor Vicki Urbanik, 6-0

Prosecutor Deferral – 2500-2501-08

Mr. Whitten, Prosecutor Deferral additional \$3,000 to Salaries for increase in work responsibilities. \$15,100 to \$18,100 County Court Supervisor Form 144 this is not Grant money.

Prosecutor Brian Gensel, No but this is Deferral Funds

Mr. Whitten, I understand, so what's your pleasure with this?

Mr. Biggs, Motion to approve

Mr. Whitten, We have a motion

Mr. Jessen, Second

Mr. Whitten, And a second

Mr. Poparad, Did she get, did this person get the raise last fall?

Prosecutor Brian Gensel, Ahh, well, along with everyone else.

Mr. Whitten, Yes, they did

Mr. Poparad, So they went from \$14,100 to \$15,100 and now we are going to take them to \$18,100?

Prosecutor Brian Gensel, Yes

Mr. Whitten, Any other questions?

Mr. Poparad, Their workload change that dramatically?

Prosecutor Brian Gensel, Yeah, actually

Mr. Whitten, Well it does seem a little early in the year for increase in work responsibilities raise even though I understand that your working out of Deferral money on this and I appreciate that. As a rule I personally don't like to vote on increases outside of budget time and certainly it is pretty early in the year

Prosecutor Brian Gensel, And I don't dispute that guess I would say is one of the things that I hope the Council understands is that we are blessed with very experienced office. People who know what they are doing and I have to be mindful to do what I can even if I have to eat it such as this out of Discretionary Funds to make sure that I do what I can to keep good people (inaudible)

Mr. Whitten, we have a motion and a second on the additional 144 let's get a roll call.

Mr. Rivas, Well Dan what...I'm sorry

Mr. Whitten, Go ahead

Mr. Rivas, Was this something that was anticipated when we were going through the Budget sessions and increase in responsibilities are you shifting some different..where is the increase in responsibilities come from? Did

Prosecutor Brian Gensel, Well I can tell you guys that we have a lot of serious cases here that are coming to trial in the middle of the month on a murder trial as we speak.

Mr. Rivas, Alright

Prosecutor Brian Gensel, In looking into the future we have seven pending homicide cases that are probably going to have to be tried. So that is part and parcel and I know a lot of departments put in a lot of hours but I can tell you the Prosecutor's when they have these serious cases you know they put in 80 hour weeks for weeks and months on end. So that's, that's just the nature of the beast and you know I've acknowledge and you folks acknowledge that my professional staff are

woefully underpaid across the board and so you know I am trying to kind of make sure that I shore up what I can when I can.

Mr. Biggs, The entirety of this Salary is paid out of Deferral and you are pretty much under the understanding if the Deferral runs dry

Prosecutor Brian Gensel, Well then we will have to re-evaluate

Mr. Biggs, Right

Prosecutor Brian Gensel, I know and we will try to keep that from happening

Mr. Poparad, Surely she must make more than \$18,100?

Prosecutor Brian Gensel, That just supplementing what the County pays.

Mr. Poparad, Right

Mr. Whitten, Let's get a roll call.

Mr. Biggs made a motion for additional \$3,000 to Salaries for Prosecutor Deferral Mr. Jessen, seconded the motion.

Motion carried on the following roll call vote:

Mr. Jessen	-	Yes	Mr. Whitten	-	Yes
Mr. Poparad	-	Yes	Mr. Biggs	-	Yes
Mr. Rivas	-	Yes	Ms. Graham	-	Yes

Auditor Vicki Urbanik, 6-0

Prosecutor Pre-Trial 2500-2503-08

Mr. Whitten, Prosecutor Pre-Trial additional \$1,874 to FICA Stop Grant employer salary increase etcetera, etcetera what's your pleasure with this additional?

Mr. Biggs, Motion to approve

Mr. Whitten, As a matter of fact we can probably do them all if you don't mind?

Mr. Poparad, They are all tied together aren't they?

Mr. Whitten, Yeah, they are all tied together. \$2744 for 1230 PERF Stop Grant employer salary increase, reduction to \$2,178 to Salaries Grant Salary was increased. Form 144 \$19,068 to \$16,860. And then we have the Voca Grant \$28,000 to 1110 salaries VOCA Grant approved new employee hire effective 10/1/15 to 9/30/16 and then there is the Form 144 where there is a zero to \$28,000 Victim Advocate. Does the motion want to contain all of those?

Mr. Biggs, Yes

Mr. Whitten, Is there a second to all of those?

Mr. Jessen, Second

Mr. Whitten, Discussion? We have already be through this so roll call please

Mr. Biggs made his motion to include all additional and reduction in the Prosecutor Pre-trial and Mr. Jessen, seconded the motion.

Motion carried on the following roll call vote:

Mr. Poparad	-	Yes	Mr. Biggs	-	Yes
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Mr. Rivas - Yes Ms. Graham - Yes
Mr. Whitten - Yes Mr. Jessen - Yes

Auditor Vicki Urbanik, 6-0

Mr. Whitten, So that's it for the Prosecutor right?

Prosecutor Brian Gensel, Thank you so much

Mr. Whitten, Have a good evening

Prosecutor Brian Gensel, (Inaudible)

Mr. Whitten, Hey, no problem Brian, we will see you later man

Auditor Vicki Urbanik, And for your information the Stop Grant person did not get a raise this year because of the Grant.

Mr. Whitten, Ok, thank-you

Ms. Graham, Thank-you

Mr. Whitten, Ok and then moving back on to the agenda, I think the Public Defender is Ken here?

Attorney Scott McClure, No

Porter Superior Court DO1 – 2500-2506-78

Mr. Whitten, He had a conflict too. Alright, so let's just go back to Porter Superior Court DO1 Judge Bradford I spoke to him for awhile today he's asking for additional \$60,000 to 1350 Jury Fund. This comes out of Non-General Fund money it's a Court fee collected event so he just, we just have to move the appropriated money

Ms. Graham, Moved to approve

Mr. Whitten, We have a motion. Do we have a second?

Mr. Jessen, Second

Mr. Whitten, And a second, any discussion? Roll call please

Ms. Graham made a motion on the additional \$60,000 for Porter Superior Court DO1 Jury Fund and Mr. Jessen, seconded the motion.

Motion carried on the following roll call vote:

Mr. Rivas - Yes Ms. Graham - Yes
Mr. Whitten - Yes Mr. Jessen - Yes
Mr. Biggs - Yes Mr. Poparad - Yes

Auditor Vicki Urbanik, 6-0

Mr. Whitten, Thank-you. Let's jump over Commissioners because we are going to come back to them with the Presentation. Memorial Opera House.

Memorial Opera House – 4915-0000-44

Mr. Whitten, \$3,000 from 3170 Director/Choreographer to 3950 Contractual Services need to pay certain individuals from Contractual Services. Wow that's a little bit cryptic.

Ms. Graham, Moved to approve

Mr. Whitten, We have a motion on the floor. Is there a second? I'll second it, explain that a little bit will you.

MOH Director Luanne Pezel, Well, presently the funds that we have that are in our choreography and so forth are being utilized for contractual, some of our contractual services and we don't already have funds in there. So in order to keep our books ah, in a better, I think in a better system or a better order so that you can see exactly where are funds are going or payouts are going, moving those funds over from there which we don't even meet now in that category now presently. Moving them over to contractual fund would kind of be, it's, it is what we are paying we are paying out contractual.

Mr. Whitten, What kind of contractual thing?

MOH Director Luanne Pezel, Well

Natalia Klobucher, I can answer that question

Mr. Whitten, Please

Natalia Klobucher, A couple of examples of that would be..

Mr. Whitten, I mean you're not paying like the guy playing the Wizard of OZ?

Mr. Jessen, That's, that's absolutely my question

(Laughter)

Mr. Whitten, I want to make that clear

Natalia Klobucher, Particularly that guy, I heard he is doing a really great job. I haven't seen the show yet, I am this weekend

Mr. Whitten, You're going to lose my vote, there is my vote right there.

MOH Director Luanne Pezel, We have heard wonderful things.

Mr. Poparad, Watch out for the man behind the curtain

MOH Director Luanne Pezel, He is doing a wonderful job.

Mr. Biggs, All that is not going to help you

(Laughter)

Natalia Klobucher, A few examples would be, we had a specific, usually it's situational mostly we had a woman is taking over responsibilities for our Wedding Coordinator she was just checking to be a warm body while the event was taking place and at the last minute they asked her to do pretty much everything that needs to be done the day of the wedding, where are they going to stand, where they are going to walk that kind of thing and it was not planned it happened on the spur of the moment so we decided to pay her a small fee so she could feel compensated for all the extra work she had done. Another example is the young man who did all our artwork for our 2016 Season he wasn't working on our particular production, one of our mainstay productions he created all of our graphics. So you know that's a contractual situation we don't, I can't claim that he is our Director or Choreographer because he is not working on a show. He is working on this one particular special project.

Mr. Whitten, Ok

Natalia Klobucher, So, that's another example. Uhm, when we had Jim Gaffigan come to the Memorial Opera House for a fund raising event that was a huge event for us we needed a lot of manpower and we had a lot of volunteers and one particular volunteer went above and beyond for us so afterwards we saw where we

were with the bar and how much money we made and we decided to throw him a little compensation as well because he did do a lot of physical work running up and down the stairs carrying very heavy objects that kind of stuff.

Mr. Whitten, Ok I kind of get it. Anybody else have any questions about this?

Mr. Biggs, Moving this money over do you feel it's not going to leave you short in your other contractual obligations?

Natalia Klobucher, Do we feel that it's going to leave us short? No, we do not.

Mr. Biggs, Ok, ok

Mr. Whitten, Ok, that sounds
Mr. Biggs, Motion to approve

Mr. Whitten, We have a motion, I'll second it

Mr. Poparad, I'll second it

Mr. Whitten, Alright, go ahead Bob

Ms. Graham, It's already been done

Mr. Whitten, Any further discussion on this? All in favor signify by saying I? Opposed? Transfer is approved, have a good evening

Mr. Biggs made a motion on the \$3,000 Transfer for Memorial Opera House and Mr. Poparad, seconded the motion.

Motion carried on a unanimous voice vote:

MOH Director Luanne Pezel, Thank you

Natalia Klobucher, You too, thank you

Mr. Poparad, Are we doing the Commissioners? Or

Mr. Whitten, We are, were going to come back to it

Mr. Poparad, Oh ok

Mr. Whitten, They are going to stay for the other stuff anyway.

Mr. Poparad, Oh, ok

EMA - 8146-0000-47

Mr. Whitten, Alright, EMA come on up here. I just trying to cover all the folks with conflicts. Homeland Security Grant Fund additional \$20,000 3120 Consultants (Inc. autopsy), \$80,000 to 3130 Training and Ed, \$40,000 to 3630 Equipment other than vehicles. Possible assistance with 2016 full scale exercise and ongoing Federal Grants that need to be re-appropriated as of 1/1/16. This is all grant money?

EMA Director Russell Shirley, Yes.

Ms. Graham, Moved to approve.

Mr. Whitten, We have a motion

Mr. Biggs, Second

Mr. Whitten, And a second, discussion? Roll call.

Ms. Graham made a motion to approve the transfers and Mr. Biggs seconded the motion.

Motion carried on the following roll call vote:

Mr. Whitten	-	Yes	Mr. Jessen	-	Yes
Mr. Biggs	-	Yes	Mr. Poparad	-	Yes
Ms. Graham	-	Yes	Mr. Rivas	-	Yes

Auditor Vicki Urbanik, 6-0

Mr. Whitten, Alright there you go.

EMA Director Russell Shirley, Thank you

Mr. Whitten, Thanks a lot have a good evening. Ok, I think we're done with the easy stuff, or most of it so let's just get right on back to – well the IV-D Child Support is that...Let's do that. You were buried on page four I didn't see it.

IV-D CHILD SUPPORT – 8895-0000-40

Mr. Whitten, Title IV Incentive Fund additional \$40,000 for 4440 Furniture. What is your pleasure?

Mr. Biggs, Motion to approve

Mr. Whitten, Motion is there a second? I'll second

Mr. Jessen, Second.

Mr. Whitten, Alright we got a second...good. Any discussion?

Mr. Jessen, Ahh yea, maybe just a little explanation as to what the furniture might be?

Laura Stafford, Sure, We are refurbishing the office desks that kind of stuff. Our desks are going to be re-used by the Criminal Prosecutors office as well as some other offices.

Mr. Jessen, So you are recycling?

Laura Stafford, We are recycling.

Mr. Whitten, No big screen TV's, fireplaces, nothing cool?

Laura Stafford, No

Mr. Poparad, Coffeemaker?

Laura Stafford, No

Mr. Whitten, Boring stuff, alright we got you. Any further questions? Does that answer your question Mike?

Mr. Jessen, Sure does

Mr. Whitten, Any other questions? Roll call please

Mr. Biggs moved to approve the transfer of \$40,000 to 4440 Furniture/Fixtures over \$100 and Mr. Jessen seconded the motion.

Motion carried on the following roll call vote:

Mr. Biggs	-	Yes	Mr. Poparad	-	Yes
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Ms. Graham - Yes Mr. Rivas - Yes
Mr. Jessen - Yes Mr. Whitten - Yes

Auditor Vicki Urbanik, 6-0

Mr. Whitten, Have a good evening.

Laura Stafford, Thank you

Mr. Whitten, Yep, let's just go back now. Now we will go back let's do the Commissioners, let's just start rolling through this. I got everybody stuff covered.

COMMISSIONERS – CEDIT

Special Project: Animal Shelter - 1112-2092-30

Mr. Whitten, Ok..yes CEDIT Special Project Animal Shelter \$2,500 to 3160 Vet Services. Amount was approved in 2015 as part of TNR (Trap, Neuter and Return) sounds like my last marriage...Money was encumbered, but purchase order later cancelled 2015 invoices were paid out of a different budget.

(Laughter)

Mr. Whitten, Alright, sometimes it just comes out

Mr. Poparad, You let him get involved in the Play now look what you created...he wants to be the wizard all the time.

Mr. Whitten, What's your pleasure?

Ms. Graham, Move to approve.

Mr. Whitten, We have a motion on the floor is there a second?

Mr. Jessen, Second

Mr. Whitten, Alright we have a motion and a second any discussion?

Mr. Jessen, My notes Dan says it seems like a very proactive program. Which maybe your ex-wife should have done the same thing

Mr. Whitten, Yes, yes she was really big on the return part. Any other thoughts? Hearing none roll call please.

Mrs. Graham moved to approve \$2,500 to 3160 Vet Services and Mr. Jessen seconded the motion.

Motion carried on the following roll call vote:

Ms. Graham - Yes Mr. Rivas - Yes
Mr. Jessen - Yes Mr. Whitten - Yes
Mr. Poparad - Yes Mr. Biggs - Yes

Auditor Vicki Urbanik, 6-0

Mr. Whitten, Thank you very much

Toni Bianchi, Thank you

Commissioner Laura Blaney, Thank you

AIRPORT

HOSPITAL INTEREST 4902-0000-25

Mr. Whitten, And let's talk Airport. \$317,197 to 3950 Contractual Services. Reason, to implement payment for Contractual Services.

President Paul Chael, Good evening.

Mr. Whitten, Good evening guys how are you?

President Paul Chael, Good

Mr. Whitten, Good, so why don't we just start off with your presentation and where we're at and what you are asking for.

President Paul Chael, Thank you. When we were here at the Budget hearings in the fall I think we kind of gave you a preview and it's really just the formalized request to get us there. We have given you a packet. If you will pull out the second to last fold out, that kind of gives you an overview of what we are going to do. It is a complete rebuild of the main east - west runway seven thousand (7,000) foot by one hundred and fifty (150) foot wide runway and the parallel taxiway. And it's a more extensive project than just an overlay because we are taking a lot more of it up, It's crumbled and it hasn't lasted over the years. It has been rebuilt a few times since it was first built in 1965. So we did extensive forensics and it was determined the it needed to be substantially rebuilt and it's being done over a three year period. Ninety percent (90%) of the funding is from the FAA as are most of our projects out there. Five percent (5%) is from the State. Five percent (5%) is local. Of that five percent (5%) if you will recall the RDA has pledged half of that subject to the County coming up with the other half of that so that is the nature of our request. The \$317,197.00 dollars represents half of that bottom right number \$632,000.00 dollars maybe it's a few dollars off but essentially it's one-half of the local share of what is about an \$11.3 Million project. The blue portion is now under contract and that will start this spring as soon as the weather breaks when the asphalt plants are open they'll start chopping up the old. The red part the first section that involved the intersection of both runways is done. We had to close the whole airport for two weeks to do that.

Mr. Whitten, Wow

President Paul Chael, And so now we are ready to start what's really the biggest most expensive part of it.

Mr. Whitten, Does this...this is probably a stupid question but this doesn't expand the runway?

President Paul Chael, This is not an expansion, this is just maintaining what we have.

Mr. Whitten, So it's something that's going to have to be done at some point anyway.

President Paul Chael, It's has to be done, we have spent a lot of time with the FAA and the State and of course there's probably a 95% saying does it need to be rebuilt can we overlay it. And everybody concluded that was not money well spent, it might have been a few million dollars less in the long run.

Mr. Whitten, Right

President Paul Chael, But even the FAA admitted this was not holding up and was going to create a problem for our huge piece of County infrastructure here.

Mr. Poparad, Was this approved by the Commissioners?

Mr. Whitten, Not yet, actually myself and Mr. Chael, President of the Airport Board and Commissioner Good had a meeting and we just kind of talked about this a little bit and I suggested that I bring it to the County Council for your consideration

and questions and comments. And then, if it got through the County Council, favorably they would proceed to the Commissioners. Although I did ask Commissioner Good to be here during their presentation so we could ask him questions about the maybe some of the concerns or thoughts the Commissioners might have on this and we could discuss the details about if they did want to proceed on this where the funds could come from, because I think it is going to require just a little bit of discussion on that. I mean it seems to me, I get it we're in a money crunch here but it also seems to me there is almost an \$11.5 Million dollar undoubtedly needed project, on the airport that we're getting ninety some percent paid for.

Mrs. Graham, And half of our share is going to be also coming or be ponied up from the RDA.

Mr. Whitten, Yeah,

President Paul Chael, Yes

Mr. Whitten, I think that just preliminarily, without committing to anything in any shape form or fashion, we were discussing some of the possible...myself and Jeff were discussing some of the possible sources where this money could come from. And Jeff correct me if I am wrong, but I think we kind of settle on the easy low hanging fruit would be on Hospital Interest, is that correct?

Commissioner Good, That was correct.

Mr. Whitten, How much do we have in hospital interest right now?

Auditor Vicki Urbanik, Four million nine hundred thousand (\$4,900,000) dollars.

Mr. Whitten, How much of that is committed to the budget? How much did we budget against?

Mr. Poparad, Two and a half million (\$2,500,000) dollars?

Auditor Vicki Urbanik, The total budget was \$2.4 million.

Mr. Whitten, Yeah

Auditor Vicki Urbanik, And you got a balance of One million three hundred seventy-four (\$1,374,000) dollars.

Mr. Whitten, Ok

Mr. Biggs, What's the Board's or the Commissioner's opinion about Major Moves money?

Commissioner Jeff Good, I think that could be...I don't know the criteria under Major Moves if that fits within the certain criteria, but it may be another viable alternative as well.

Mr. Biggs, Well if memory serves me right, this project has been waiting in the wings for years that needed to be done.

Ms. Graham, Right

Mr. Biggs, It's not an expansion. It is tantamount to us rebuilding a road that is falling apart.

Mr. Whitten, That is very clever of you...you said waiting in the wings.

Mr. Biggs, I didn't even catch that.

President Paul Chael, Yeah, he kind of holds his breath when you see a large aircraft landing.

Ms. Graham, It's called the Biden project when you come in...when the Vice President came in you had rubble on the...

Mr. Biggs, My point was that you all have been talking about this for years and you have brought it between both boards periodically for years and as Dan touched on ninety percent (90%) of it is funded by other resources and it's kind of a no brainer.

Airport Director Kyle Kuebler, I think it's notable to mention that we were awarded early last year \$4.3 Million dollars to do one half of the runway. We made our case to the FAA and State on the condition of the runway trying to get it improved in one construction season. We actually bid that project for the east end and did three other bids the west end to be able to get whatever extra money the FAA had at the end of the year. There was \$30 Million dollars of discretionary dollars throughout the nation and our Airport competed and we received another \$1.4 Million of that \$30 Million dollars.

Mr. Biggs, And I think that when our County was contemplating getting involved in the RDA it was projects like this that we saw the benefit of and eventually joined the RDA.

Mr. Rivas, Dan did you see this (inaudible)

Mr. Whitten, Oh yeah, I saw it at the time. So the request that is on our agenda and is before us is specific Hospital Interest additional Three hundred and seventeen thousand (\$317,197.00) dollars. What is your pleasure?

Mr. Poparad, I'll make that motion

Mr. Whitten, We have a motion

Mr. Rivas, Second

Mr. Whitten, And a second, further discussion?

Mr. Poparad, That is pending Commissioner's approval?

Mr. Whitten, Of course.

Mr. Biggs, I would if possible I would rather see it come out of Major Moves and here is the reason why. The Hospital Interest taking is out of there...we can use the Hospital Interest for a lot of different things. We cannot say that about Major Move's money.

Ms. Graham, Good point.

Mr. Biggs, I believe that this would qualify for a use for Major Moves. I hate to spend

Mr. Whitten, I understand that and I don't have a problem with that. But in the end it's probable six of one and half a dozen of the other because some of the stuff...

Mr. Jessen, There is plenty of needs for Major Moves as well.

Mr. Whitten, Yeah, well if you are all happy with it then I will roll with you.

Mr. Biggs, If you are comfortable with it I go with it.

Mr. Whitten, Can we get a roll call please

Mr. Poparad moved to approve the additional \$317,197 in Hospital Interest and Mr. Rivas seconded the motion.

Motion carried on the following roll call vote:

Ms. Graham	-	Yes	Mr. Rivas	-	Yes
Mr. Jessen	-	Yes	Mr. Whitten	-	Yes
Mr. Poparad	-	Yes	Mr. Biggs	-	Yes

Auditor Vicki Urbanik, 6-0

President Paul Chael, Thank you
Airport Director Kyle Kuebler, Thank you very much.

Mr. Whitten, Jeff and Laura if you could get this on your Agenda when you get a chance to...

Commissioner Jeff Good, Yeah, we will put it on the March 15th Agenda Paul and Kyle.

Mr. Whitten, Alright, thanks guys

PUBLIC DEFENDER

Public Defender – General Fund 1000-1084-84

Mr. Whitten, Mr. Elwood, will you step up here for your Public Defender budget.

Mr. Rivas, (Inaudible)

Mr. Whitten, Not yet

Attorney Scott McClure, Oh great and powerful OZ

Mr. Whitten, Public Defender General Fund Form 144 there are several things on here \$48,045 to \$43,849 Deputy (Retroactive 2/15/16) \$33,752 to \$34,752 Deputy (Effective 2/23/16) \$28,272.50 to \$31,468.50 Deputy (Effective 2/23/16) Reason: Savings \$4,196 subtract Payroll Increase of \$1,000 and \$3,196 = net change 0.

Mr. Biggs, Motion to approve

Ms. Graham, Second

Mr. Whitten, We have a motion and a second on the floor, any discussion? This is a bit of an reorganization because you have had a vacancy.

Kenneth. Elwood, We've had a vacancy which we have now filled and the person who left had more experience than the person who came in and I dived it up to deputies who are working harder or more than others.

Mr. Whitten, Alright, sounds good no more money you are just kind of restructuring. Motion and a second on the floor for this restructuring request any further discussion?

Mr. Poparad, Yeah, I love the fact that someone comes in at a lower salary. It bothers me that everyone else gets raises, because If you didn't have this vacancy and lower the salary, they would not have gotten raises, would they?

Kenneth Elwood, Well what it equates to is I was...

Mr. Poparad, That's yes or no.

Mr. Whitten, No, I think it's more than that.

Mr. Poparad, I mean he using...

Mr. Whitten, No I think...

Mr. Poparad, I don't disagree with what he is doing. But the fact that someone comes in at a lower salary, instead of that \$5,000 coming back to the General Fund, he divides it by the number of people who are already working there. Now I'm not saying that is right or wrong, but if he did not have this opportunity, they would not have gotten raises. That is all I am saying.

Mr. Whitten, I don't think if he had not had this opportunity he would not have been restructuring. Because I think he wouldn't of had the vacancy. The vacancy created this I think is that correct?

Mr. Poparad, Correct.

Kenneth Elwood, There are two positions; this is one that if frankly being paid more than the others that's because it was set-up under my predecessor. And until those people leave I can't fix it. This is one opportunity to fix it and there is one other opportunity and I will come back to you to ask to do the same thing. That's the only reason this is happening is because certain pay rates were set and to be honest it had to do with duties other than what they are doing. It had to do with them being in his law office so that's not something we want to do going forward. So that's the reason for the pay difference.

Mr. Whitten, I wasn't going to make you say that.

Kenneth Elwood, I understand.

Mr. Whitten, So do you understand that Bob?

Mr. Poparad, I understand all of it, I just don't agree with it that's all.

Mr. Whitten, I guess Bob will be voting no.

Mr. Poparad, Well I will probably vote yes. It is just that every time we turn around someone has a little extra money and instead of giving it back to the General Fund or whatever they give raises. We give raises in August.

Mr. Whitten, No, I think you are right you actually make a valid point and generally speaking as you know I have voted right along that philosophy. Because I am with you I don't like to see raises before budget time. But sometimes there are extenuating circumstances and I have veered off that a time or two.

Mr. Biggs, my philosophy is let the managers manage their department. If the money is there in the department then manage it.

Mr. Whitten, any other questions or concerns? Let's have a roll call please.

Mr. Biggs moved to approve Form 144 Public Defender and Ms. Graham seconded the motion.

Motion carried on the following roll call vote:

Mr. Jessen	-	Yes	Mr. Whitten	-	Yes
Mr. Poparad	-	Yes	Mr. Biggs	-	Yes
Mr. Rivas	-	Yes	Ms. Graham	-	Yes

Auditor Vicki Urbanik, 6-0

Mr. Whitten, Thank you

Kenneth Elwood, Thank you

SHERIFF

General Fund 1000-1005-05 and Over Weight (OVPC) 4000-1000-05

Mr. Whitten, Sheriff General Fund

Mr. Poparad, That's not the Sheriff.

Mr. Whitten, That is not the Sheriff.

Edie Hahn, Oh, I know.

Mr. Biggs, Much better looking.

Mr. Whitten, We have some requests here additional General Fund requests. \$15,537.18 to 1130 Overtime. Special Service Overtime reimbursement from all kinds of acronyms [Agency's OCDETF (6 @ \$4,350), Hidta (2 @ \$5,006.75), MFTF (@139.20), Operation Pull Over (@1,960.58) DEA (5@ \$4,080.65)]. And then there is another one Over Weight, I won't do it to you Scott. Additional \$14,000 to 3630 Equipment Other than Vehicles. To cover the cost to purchase a Speed Alert 18 radar trailer, that's sounds cool and Stat Trak traffic counter, not quite as cool. Then there is another additional, \$20,000 from 4420 Motor Vehicles. For future motor vehicle purchases. What's your pleasure?

Mr. Biggs, Motion to approve.

Mr. Whitten, There is a motion on the floor is there a second?

Mr. Poparad, With all of them?

Mr. Biggs, Yep.

Mr. Jessen, Second

Mr. Whitten, And a second. Discuss.

Mr. Poparad, Did you get a second on that motion?

Mr. Whitten, He did. Councilman Jessen seconded it. But that doesn't mean it will pass.

Mr. Poparad, I guess I am questioning the \$20,000 for the motor vehicle, where is it coming from?

Mrs. Hahn, It's just I am trying to build the account up for hopefully future purchases of vehicles.

Mrs. Graham, How much is in that account now?

Mrs. Hahn, A little under \$54,000 Thousand dollars.

Mr. Whitten, So the request is to...

Mrs. Graham, This is for future.

Mr. Whitten, Hmmm.

Mr. Biggs, You got to have a reserve in there.

Mr. Whitten, I'm not so sure you do. I'm not saying that's the wrong approach but I don't think that you necessarily do. I mean theory, we could say to department heads when you want to make a purchase, come ask us.

Ms. Graham, That's right.

Mr. Biggs, We could do that too.

Mr. Whitten, That the other side. Well any other questions?

Mr. Jessen, Is there a reason these weren't budgeted for in the?

Eddie Hahn, Well the money wasn't in there at the time. This is a new fund from last year the Over Weight for vehicle and that's why the line items were so low.

Mr. Whitten, And this is a fee generated fund right? You are creating fees and fines for overweight...

Mr. Poparad, So the Twenty Thousand (\$20,000) is coming out of the Over Weight fund?

Mrs. Hahn, yes.

Mr. Poparad, I thought you had a budget proposed for salaries and all sorts of stuff.

Mr. Whitten, what is in that fund?

Mr. Poparad, One hundred and Thirty some thousand or something.

Mr. Whitten, How much is coming into that?

Auditor Vicki Urbanik, Ok

Chief Deputy Toni Downing, There \$53,000 available, is that what you are saying Eddie?

Eddie Hahn, \$53,800

Chief Deputy Toni Downing, \$53,800 is the cash balance and currently we have appropriations for \$16,170.

Mr. Biggs, Why don't we do this if you're ok with it. Why don't we...I think Councilman Whitten makes a good point when you need a vehicle come in and we will take this out of there, ok?

Eddie Hahn, No problem.

Mr. Biggs, Thanks

Eddie Hahn, Now the one I do need because we have it on order for the Speed Trak.

Mr. Whitten, Oh yeah, yeah...

Mr. Biggs, No just the Twenty thousand (\$20,000) for the Vehicle.

Mr. Poparad, What did she say? What was her balance?

Chief Deputy Toni Downing, The cash balance is Fifty-three thousand Eight hundred (\$53,800)

Mr. Poparad, Ok, and what did you say after that?

Mr. Whitten, Appropriated...

Chief Deputy Toni Downing, The amount that's already appropriated is \$16,170.

Mr. Poparad, So they appropriated more than they have?

Chief Deputy Toni Downing, No Sixteen is smaller than

Mr. Poparad, Sixty-one thousand?

Mr. Whitten, No, \$16,170.

Mr. Poparad, Oh I couldn't hear.

Chief Deputy Toni Downing, Sorry

Mr. Whitten, Sixteen thousand One hundred Seventy was appropriated.

Mr. Poparad, Ok

Mr. Whitten, So we have a motion and a second on the floor. It sounds like maybe we want to reconsider that a little bit. Would the motion and second consider withdrawing and amending to just consider the first two additional?

Mr. Jessen, Yes.

Mr. Whitten, Jim?

Mr. Biggs, Yes, I already said yes.

Mr. Whitten, Ok, so we have a motion and a second on the floor for the first two additional requests excluding the third for Twenty thousand (\$20,000). Any discussion on that?

Mr. Biggs, Just very quickly, the HITDA the OCDETF...the over time.

Mr. Poparad, All reimbursement isn't it?

Mr. Biggs, There is a lot of activity there, I think we all realize we need that. I know we don't like paying the money but it is for a supper good cause.

Edie Hahn, Well it's money coming back, It's mostly Drug reimbursement.

Mr. Poparad, Yeah, it's reimbursed right?

Mr. Whitten, Yeah, It's getting reimbursed.

Edie Hahn, It's coming back in.

Mr. Whitten, Very good, no further questions let's get a roll call on these two additional.

Mr. Biggs moved to approve all three additional and Mr. Jessen seconded the motion. Then Mr. Biggs amended his motion to the first two additional and Mr. Jessen amended is second too.

Motion carried on the following roll call vote:

Mr. Poparad	-	Yes	Mr. Biggs	-	Yes
Mr. Rivas	-	Yes	Ms. Graham	-	Yes
Mr. Whitten	-	Yes	Mr. Jessen	-	Yes

Auditor Vicki Urbanik, 6-0

Mr. Whitten, That leaves the third additional request out there, what is your pleasure?

Mr. Biggs, Motion to deny

Mr. Poparad, Second

Mr. Whitten, We have a motion on the floor and a second. Roll call please.

Mr. Biggs moved to deny and Mr. Poparad seconded the motion.

Motion carried on the following roll call vote:

Mr. Rivas	-	Yes	Ms. Graham	-	Yes
Mr. Whitten	-	Yes	Mr. Jessen	-	Yes
Mr. Biggs	-	Yes	Mr. Poparad	-	Yes

Auditor Vicki Urbanik, 6-0

Mr. Whitten, Thank you. Would you tell the Sheriff this is a new fund and we kind of want to track it a little closer. So we're not saying no new vehicles...

Ms. Graham , Right.

Mr. Whitten, We just saying when you need a vehicle just come and talk to us. I kind of want to track where the fund is going so that we don't overstep ourselves here.

Eddie Hahn, No problem.

Mr. Whitten, Thanks, take it easy. Ok, now we've done the Airport...let's go to Plan Commission.

PLAN COMMISSION

Planning and Zoning Impact Fund 1180-0000-24

Mr. Whitten, What you have in front of you is a series of requests Planning and Zoning Impact Fund reduction \$16,500 from 1110 Salaries. Reduced Executive Director/County Planner from \$64,000 to \$40,000 we are moving some salaries around here. Reduction \$1,262 from 1210 FICA; Reduction \$1,848 from 1230 PERF; Reduction \$3,000 from 1340 Boards. Form 144 mirrors that reason creation of the Storm Water Management Division this by the way this is going to hedge way into the Stormwater discussion. So what's your pleasure with the Planning Commission requests.

Mr. Biggs, Motion to approve.

Mr. Poparad, Second

Mr. Whitten, We have a motion and a second on the floor, discussion? Seems like we were waiting for this so it kind of makes sense. Any questions? We will probably have some for the next one but...roll call?

Mr. Biggs moved to approve and Mr. Poparad seconded the motion.

Motion carried on the following roll call vote:

Mr. Whitten	-	Yes	Mr. Jessen	-	Yes
Mr. Biggs	-	Yes	Mr. Poparad	-	Yes
Ms. Graham	-	Yes	Mr. Rivas	-	Yes

Auditor Vicki Urbanik, 6-0

Mr. Whitten, Very good, let's get to Stormwater.

STORM WATER

Storm Water – 1182-0000-24

Mr. Whitten, Ready for it...lot's of additional. Creation of the Stormwater Department from the Stormwater loan along with a bunch of 144's accompanying that.

(Additional \$327,500 to 1110 salaries; \$25,055 to 1210 FICA; \$86,900 to 1220 Medical/Life Insurance; \$36,680 to 1230 PERF; \$10,000 to 1340 Boards; \$10,000 to 2110 Office Supplies; \$30,000 to 2210 Gas, Fuel & Lubrication; \$3,000 to 2310 Tire, Tubes, etc.; \$15,000 to 2320 Auto, Truck and Equipment; \$100,000 to 2361 Culverts/Pipes; \$25,000 to 3110 Legal (Inc. pauper, guardians); \$300,000 to 3120 Consultants (Inc. autopsy); \$6,000 to 3130 Training & Education; \$2,000 to 3210 Travel; \$6,000 to 3220 Telephone; \$5,000 to 3310 Printing Other than Office Supply; \$2,000 to 3320 Legal Notices; \$50,000 to 3610 Maintenance Agreements; \$5,000 to Vehicles Repair; \$2,000 to 3710 Equipment; \$2,000 to 3930 Dues and Subscriptions; \$1,700,000 to 3950 Contractual Services; \$25,000 to 3951 Contractual Attorney; \$300,000 to 4210 Buildings; \$10,000 to 4410 Office Equipment over \$100; \$100,000 to 4420 Motor Vehicles; \$75,000 to 4440 Furniture/Fixtures Over \$100; \$50,000 to 4510 Data Processing Equipment; \$75,000 to 4540 Other Equipment.)

(Form 144 – Engineer, P.E. \$0 to \$110,000; Project Manager \$0 to \$50,000; GIS/CAD Tech \$0 to \$40,000; Clerical Specialist \$0 to \$36,000; Director \$0 to \$40,000; Assistant Director \$0 to \$27,500; GIS Coordinator \$0 to 24,000. Part-time (labor, office, etc) up to \$14 per hour. Advisory Board \$100 per meeting.)

Mr. Whitten, I won't read through them all they are there in front of you. What is your pleasure with this?

Mr. Poparad, I'll make the motion

Mr. Biggs, Second

Mr. Whitten, We have a motion and a second on the floor. I know most of us have the opportunity to talk to the Commissioners and the Planning Department and kind of go through our questions preliminarily one on one. But, do you have any trailing questions or concerns?

Mrs. Graham, I do know there are line items down here for medical, life insurance, PERF, etc. But, I want to make certain, are all employees included in the insurance that you are adding?

Director Bob Thompson, Yes, those that are in...I am making the assumptions that the new employees that we hire right away which would be three that we are looking at. The Engineer, Project Manager and Clerical – I did add those provisions in assuming that they are going to want it. So basically with that assumption and what I have for the Plan Commission and everything those employees who have insurance in the Plan Commission...

Mrs. Graham, So, everything is covered right?

Director Bob Thompson, everything is covered, yes.

Commissioner Good, Yeah, they will be offered insurance. Now, whether they choose to take or not it will be up to them, but they will be offered.

Mr. Biggs, And all the costs associated with the Insurance and the Salaries it's all going to be incorporated in that fee?

Director Bob Thompson, It's all going to be incorporated.

Mr. Poparad, You are not going to get your little sticky fingers in the General Fund right Bob?

Director Bob Thompson, Absolutely not.

Ms. Graham, Ok

Mr. Whitten, Alright, I assume the motion contained all of the additional and 144s, is that correct?

Mr. Poparad, Yep.

Mr. Whitten, Any further questions or concerns? I had a lot of them, they have all been answered.

Ms. Graham, Well you know this is something that is long overdue and it's needed. And I think that the main thing is we need to have transparency in this project. People...it's going to be like a one person...when people have questions, they can come in and they'll get answers, right? This will be online a lot of your projects?

Director Bob Thompson, We're are going to put this on line. We're going to have signs up or post it on the projects saying it's with the Stormwater management. We do plan on having a web site with questions and answers on it. The reasons why we are having to do this. Yeah, we are going to be very open and the intent too, is that every year we are actually going to have an annual report posted explaining all of the projects we've done and all of our costs involved.

Mr. Whitten, Plus we'll have an appointment to the Advisory Board

Director Bob Thompson, Yes, correct

Mr. Whitten, Which we're are getting ready to make here in a second as so as we are done with this vote.

Ms. Graham, Right

Mr. Biggs, Well, I think it is wonderful that we are finally approaching this as it should be.

Commissioner Jeff Good, The educational piece I'd like to point out, that is a requirement of the Federal mandate and the State of Indiana. That is part of the program, that is required.

Mr. Whitten, Sylvia, did you have something else? I am sorry I didn't hear you what did you say?

Ms. Graham, Mr. Gutt, did you want to say something? He wanted to make a comment.

Mr. Whitten, Sure, go ahead.

Ms. Graham, He is on the Drainage Board.

Ed Gutt, Hi, my name is Ed Gutt. I live at 165 E. Us Highway 6 in Valparaiso. I have been a member of the drainage board and seen things develop. I think this is developing in the right direction. There are some things I have reservations about. I don't know if there is any redundancy with the Surveyors office and the equipment they have and the equipment that might be in some of the other offices they are going to use? Is this stuff available and it might not need to be purchased. As Sylvia mentioned, I think it behooves the Storm Water Board to have transparency. And as I hear they are going to have some things in place the taxpayers need to know where their money is going. Now I will mention that yesterday we had our meeting and there were several people there, already knowing that this is coming about. They know their tax dollars are going to be paying for this service and they are already coming with their own personal problems to be fixed. I foresee in the coming of this there will be more people wanting to know what their money is paying for and so forth. Some of this is comprehensible and some is frivolous, it doesn't need to be done it has to be settle by neighbors (inaudible)

Mr. Whitten, Well I think all of this is subject to Open Door Law and Proof of Information Act requests and such, right Scott?

Mr. McClure, Correct.

Mr. Whitten, Right.

Ed Gutt, Well there are some things that I don't understand. But I see a budget here that is going from \$200,000 dollars to \$3.5 Million. That is a big budget and it's needed. I am not against fees from the whole County in fact I am for it. It was long overdue. If we had had the monies before a lot more could have been done. I will tell the board this that under the supervision of Mr. Burrus and Mr. Kevin Breitzke, the Board has done four of the ten spots...trouble spots in Porter County area. So things can be done. It's just that I think whatever happens and I am sure they are going to do it the tax payer needs a bang for their buck and need to know what is going on. That's all I have to say.

Mr. Whitten, Thanks Ed, I appreciated that. Yeah, and what I was saying this is all public so its going to be Open Door Law stuff. It's going to be transparent. It is subject to Freedom of Information Act requests. We are going to have an appointment to that Board.

Ms. Graham, Right.

Mr. Whitten, In which I would expect that as we move along, our appointment will report back to us on what is going on; the projects and how things are progressing and moving. But not withstanding that can we get a roll call please?

Mr. Poparad, Are we doing the 144s on the second page?

Mr. Whitten, The motion contains all of that.

Attorney Scott McClure, and the job descriptions.

Mr. Poparad, The job descriptions and the whole thing on the second page.

Mr. Whitten, Yes all the stuff.

Mr. Poparad, I just want to comment on this. This is a long time coming...we've needed this for I won't say decades but...

Mr. Whitten, Right, we have some drainage issues that are needing to be remediated.

Ms. Graham, Absolutely.

Mr. Whitten, Ok, can I get a roll call please?

Mr. Poparad moved to approve additional, 144's and job descriptions as presented. Mr. Biggs seconded the motion.

Motion carried on the following roll call vote:

Mr. Whitten	-	Yes	Mr. Jessen	-	Yes
Mr. Biggs	-	Yes	Mr. Poparad	-	Yes
Ms. Graham	-	Yes	Mr. Rivas	-	Yes

Auditor Vicki Urbanik, 6-0

Mr. Whitten, It is my understanding the we are kind of hitting the ground running here so we need to make our appointment to that Board.

Mr. Poparad, I nominate Mr. Rivas.

Ms. Graham, Second.

Mr. Whitten, We have a nomination and a second. Any other?

Mr. Biggs, That is the best we can do.

Mr. Whitten, Nobody else wanted it. With that in mind all in favor of sending our best foot forward, Mr. Rivas, signify by saying Aye? Opposed? Congratulations Mr. Rivas.

Motion carried with a unanimous voice vote.

Director Bob Thompson, March 7th, at 5:00 p.m. here in room 102 is our first meeting.

Mr. Whitten, Don't tell me you can't make it.

Mr. Biggs, We'll send Sylvia.

Mr. Poparad, Jeremy, can Dan be your proxy?

Commissioner Jeff Good, Jeremy, what we are going to be doing is go over everything with the Board. There is going to be an information packet. It is going to be pretty much an educational meeting about how we are going to move forward and how we are going to get everyone up to speed real quick. So, we look forward to you attending.

Mr. Whitten, Quite frankly, Jeremy is our best choice for this. We all know that one of our big problem areas is in his District with respect to drainage in the South Haven and some of the areas that needed some pretty heavy redress. So Jeremy knows the area.

Mrs. Graham, it is the largest unincorporated area in the State of Indiana.

Mr. Whitten, So, ok thank you very much.

Mr. Rivas, I will do my best.

Mr. Whitten, I am sure you will, we are all counting on you.

PARKS AND RECREATION

Education Center 49-0000-85

Additional \$9,817.10 to 3980 Event Expense. Reason: Bidding and negotiation costs from Architect.

Playground 9102-0000-85

Additional \$2,752 to 3950 Contractual Services. Reason: Curb and engineered wood fiber installation

Pond/Prairie 8153-0000-85

Additional \$13, 942.24 to 3950 Contractual Services. Reason: Installation of dock at Sunset Hill Farm pond (reimbursable).

Mr. Whitten, Parks and Recreation, we have a bunch of stuff in front of us let's start with the Education Center additional \$9,817.10 to 3980 Event Expense for bidding and negotiation costs from Architect. Well before we get into this I just have a question myself. I understand that the Park Board met and I am kind of lost a little bit of how this is trailed and where we are at now. But, I know at one point the Park Board had met and decided to move forward with the request for the Aukiki Park and for the Education Center kind of simultaneously.

Walter Lenckos, Correct.

Mr. Whitten, Is that still the state of things or have they pulled back and decided to do one before the other. Where are we with this Walter?

Walter Lenckos, The Park Board has not met since that February meeting to make that decision. A request was made to start with the Commissioners. We were asked to hold off on that request. It did not make sense to do one and not the other body. So we are pausing to wait for direction from this group and from the Commissioners.

Mr. Whitten, Ok, very good. So let's go through these, what is your pleasure with the first one?

Ms. Graham, Move to approve.

Mr. Whitten, We have a motion.

Mr. Jessen, Second.

Mr. Whitten, Discussion? Questions?

Mr. Biggs, This is all non-General?

Walter Lenckos, Correct. The first four on your...all the additional are Non-General.

Ms. Graham, Actually I'd like too...should we move the first three anyway. I have a question about the fourth one.

Mr. Whitten, Jeremy, do you have a question?

Mr. Rivas, So what is this Educational Center? Is there a price tag on that?

Walter Lenckos, Yes, the bids for the base bid came in just a hair under \$3 Million dollars.

Ms. Graham, And how much was...and you are going to put up how much? I thought our share was \$1.5 Million dollars.

Walter Lenckos, The total amount that the Park Board has available to it between the Park Board and the Foundation is approximately \$700,000 dollars. But the request that we were preparing was \$2.5 Million dollars.

Mr. Whitten, Ok, so this request for the cost from the architect, is this work that has already been done then?

Walter Lenckos, Correct. Yeah, the top three are actually all items that we were hoping to get in for 2015 but we just didn't get the invoice from our contractors.

Mr. Whitten, Alright so let me make a suggestion here. Would the motion and second contemplate amending to include the first three requests so that we can move this along?

Mr. Jessen, Yes

Ms. Graham, I would.

Mr. Whitten, Alright, so we have a motion and second amended to include the first three additional. This is for work that has already been done and this is out of Non-General Fund money. Any further questions?

Mr. Rivas, what is your time frame on this?

Walter Lenckos, For the Education Center we are ready to go as soon as we have funding available. So, if you recall, it was a while ago this Board had asked us to do some work, to sharpen the pencil so to speak and get an exact number. We had an engineering estimate, we were asked to secure some more hard numbers. The Park Board went through that process and we used the funds available to us that we had generated already. We went through an open bidding process; we hired a construction

manager and architect. That is actually what we are paying for here is his work during the bidding negotiation process. Those numbers have come back, so we have those.

Mr. Whitten, And to be honest with you, I wasn't at that Park Board meeting but I did talk with our two appointments to that board...

Walter Lenckos, Yes.

Mr. Whitten, And I asked them...and I actually contacted one or two other members of that Board and I asked them to give me some feel as to what pot of money or revenue source they anticipate asking for that money from. The discussion that I got back or the initial reaction was the thought was to ask for it out of Hospital Interest or part of the \$10 Million dollars that we set aside outside of the Foundation. So at that point I told our appointments to relay to the other Board members if they would, that, that request needs to go before the Commissioners. Because I know that the Commissioners are working on a plan for some Capital Improvement and Projects in the County and I think it involves those same funds. So it makes sense to me that they go to the Commissioners first and see if their request would fit within their plan and then come to us so we are not chasing our tail and sort of retracing the old ground again. Furthermore I have asked the Commissioners that whatever plan they put together for us that involves that \$10 Million dollars, that it doesn't involve all of the \$10 Million dollars because quite frankly we need to hold some of it back and they have agreed to do that. So I think that it made sense and the Commissioners would agree, correct that before the Park would come to us before a capital projects request, particularly since it is coming from funds that the Commissioners are looking at as well that it go to you guys are looking at first? Or how would you rather this be done?

Commissioner Jeff Good, Come to us first.

Mr. Whitten, Done. So that make sense to me and I think it makes sense in the procedure of it all. Ok, we have a motion and a second on the floor. Could we get a roll call vote please?

Ms. Graham moved to approve the first additional on the Education Center and which was seconded by Mr. Jessen. The motion and the second changed it to include the first three additional requests for Educational Center, Playground and Pond/Prairie requests.

Motion carried on the following roll call vote:

Mr. Biggs	-	Yes	Mr. Poparad	-	Yes
Ms. Graham	-	Yes	Mr. Rivas	-	Yes
Mr. Jessen	-	Yes	Mr. Whitten	-	Yes

Auditor Vicki Urbanik, 6-0

Non-reverting 1179-0000-85

Additional \$19,000 to 2250 Other Supplies. Reason: Summer Camp Expenses. Additional \$4,000 to 3120 Consultants (Inc. autopsy). Reason: Fees for contractors who deliver programs for us. Additional \$5,000 to 3620 to Buildings and Structures. Reason: Trail improvements and Cross Country Route Development. Additional \$4,000 to 3980 Event Expenses. Reason: Infrastructure improvements related to Winter Lights display.

Mr. Whitten, What is your pleasure?

Mr. Biggs, Move

Ms. Graham, Vicki, What is the balance in that non-reverting?

Auditor Vicki Urbanik, \$29,751.00.

Ms. Graham, So there is enough money to pay for this.

Auditor Vicki Urbanik, Not right now.

Ms. Graham, Walter are there any of these you can delay until the next meeting? How much are they short?

Auditor Vicki Urbanik, He is asking for \$37,000.

Mr. Whitten, How much is going into that fund monthly? How much is coming out? And what is left?

Walter Lenckos, Any of them can wait. My idea was trying to get these in now rather than come back month after month.

Mr. Biggs, How much is left in there Vicki?

Walter Lenckos, About \$29,000. This Saturday will be our big boost. We have our Open House with Summer Camp registration which represents about 60% of our income for that fund.

Mr. Biggs, Which two can we approve tonight and then you will wait on the other two.

Walter Lenckos, The most important to us is the Summer Camp expenses.

Mr. Whitten, The \$19,000? So we can do the \$19,000 and wait on the other two? Or we can do the \$19,000 and one more?

Mr. Poparad, Why don't we just approve them all pending the availability of funds?

Mr. Whitten, I am not doing that anymore. If the funds are not there, I am voting no.

Ms. Graham, Have you started your expenses yet? You have \$29,000 to spend.

Mr. Whitten, Ok, I will ask the motion and second, pick what you want to pay. He wants the \$19,000. You pick another one.

Walter Lenckos, The infrastructure improvements.

Mr. Whitten, Do the motion and second agree. So the motion is for the \$19,000 Summer Camp expense and \$4,000 for infrastructure improvements. Is that correct motion and second?

Mr. Biggs, Both, yes.

Mr. Biggs, moved to approve. Mr. Whitten seconded for discussion.

Motion carried on the following roll call vote:

Mr. Rivas	-	Yes	Ms. Graham	-	Yes
Mr. Whitten	-	Yes	Mr. Jessen	-	Yes
Mr. Biggs	-	Yes	Mr. Poparad	-	Yes

Mr. Whitten, I want to deal with the other two now.

Attorney Scott McClure, If you continue them until a date certain, you do not have to re-advertise.

Mr. Poparad moved to continue until the next meeting and Ms. Graham seconded the motion.

Motion carried on the following roll call vote:

Mr. Rivas	-	Yes	Ms. Graham	-	Yes
Mr. Whitten	-	Yes	Mr. Jessen	-	Yes
Mr. Biggs	-	Yes	Mr. Poparad	-	Yes

Ms. Graham, I want to compliment you Walter on the tremendous job you are doing with the parks. You grow every year. It is astounding how much you have grown. You are doing a great job.

Walter Lenckos, Thank You. Our Park Board and staff are the reason for this.

Mr. Whitten, Let's go to the General Fund requests.

General Fund – Park Department 1000-1085-85

Transfer \$4,035 from 1110 Salaries to 3950 Contractual Services. Reason: Aukiki Park, playground retaining wall and dock design and Engineering fees carried over from 2015. Transfer \$3, 619.79 from 1110 Salaries to 3980 Event Expenses. Reason: Winter Lights expenses carried over from 2015. Transfer \$254.51 from 1110 Salaries to 2250 Other Supplies. Reason: Program supplies and equipment costs carried over from 2015. Transfer \$514.20 from 1110 Salaries to 3120 Consultants (Inc. autopsy). Reason: Program contractor expense carried over from 2015. Transfer \$1,500 from 1120 Hourly to 3950 Contractual Services. Reason: Hiring of AmeriCorps Service member for 2016.

Ms. Graham, Move.

Mr. Rivas, Second.

Mr. Biggs, What is happening in autopsy.

Mr. Rivas, Aukiki Park. What is going on there? Where is that? South Park?

Walter Lenckos, Just north of the Town of Kouts. Right on 49 and 650.

Mr. Whitten, We are going to have an opportunity to vote on the funding of that park. From a cursory overview I have tried to see where they are going and what is developing. I have seen different thoughts and ideas. I haven't weighed in until it comes before us. I would like to see a south county park of some sort. Am I in favor of a multi-million dollar state of the art facility?– No.

Mr. Rivas, Is this what that location is? The proposal for that massive complex?

Walter Lenckos, It is an active recreational facility. It is not going to be a mega facility like up in Portage.

Mr. Rivas, That is not going to happen.

Walter Lenckos, Well it has been proposed. It is going to have fields for kids and families in that part of the county. East Porter County schools is hopefully going to be a partner with that. Mr. Jessen joined us as did Commissioner Blaney for the presentation. The Town of Kouts is a stake holder. So there are some very dedicated and involved people who have pushed this forward.

Mr. Whitten, I am in favor of a park in south county where kids can go play a little stick ball and families can congregate. I am not, at this time, in favor of a multi-million dollar facility.

Walter Lenckos, It will be more than a million bucks I guarantee. So it will be multi-million. But it will not be the \$30 Million our original consultant proposed. To give you an idea; the engineering estimates we got just for the excavating, grading

things of that nature to get the ground level for seeding. Our original engineer gave us a number north of \$3 Million. When we got the estimates from local contractors for excavation, grading and the parking lot and seeding and the irrigation it was about \$1.5 Million. So the numbers right now are coming in much less. We are very excited about it. We are very excited that East Porter County schools want to be a part and that the Town of Kouts wants to be involved. So things are looking positive about the project.

Mr. Biggs, You have also had several public input discussions.

Walter Lenckos, Yes multiple. The comment made to me was the Kouts Town Council room has never been that filled.

Ms. Graham, Quite frankly it is a good project. It would facilitate three schools and actually possibly four in the south county. But right now we are between a hard place and a rock with the money.

Mr. Whitten, So all those in favor signify by saying Aye. Opposed?

The motion carried with a unanimous voice vote.

Mr. Rivas, So, when the investor up north can't find his money the County is going to jump right in and build this \$70 Million complex?

Ms. Graham, It is not going to be that expensive.

Attorney Scott McClure, Walter do you need to transfer from that additional into Event Expenses? Do you need that transferred to 3950?

Walter Lenckos, Yes. I don't know why that mistake happened.

Attorney Scott McClure, What I would ask is if we can do a transfer of \$9,817.10 from 3980 Event Expenses to 3950 Contractual Services.

Ms. Graham moved to approve. Mr. Poparad seconded the motion.

The motion carried with a unanimous voice vote.

Election Board – General Fund Elections – General Fund 1000-1021-21

Transfer \$66,500 from 1340 Polling Location Boards to 3710 Equipment. \$32,145.55 from 2252 Ballots & Coding to 3710 Equipment. Reason: Transfer to cover E-Pollbook payment to Elections Systems & Software (ES &S) until additional can be acquired.

Mr. Whitten, We have had discussions upon discussions about the E-Pollbooks and the current state of affairs with the E-Pollbooks. I have had the opportunity to talk with the vendor - representatives of Elections Systems & Software (ES&S). I have asked our attorney to have conversations with them. I have talked to Mr. Beng along the way. I have talked to other stake holders in this. Mr. McClure, would you break down definitively what we are being asked to do tonight and what our options are.

Attorney Scott McClure, I was able to talk with Elections Systems & Software (ES&S) corporate counsel. They are the ones that sold us the E-Pollbooks. I want to start off with the two options we have before us tonight. The first option is that we release – and I believe there is something we have to get through in a minute – what has been held to pay some of this stuff. But in the short term do a transfer to allow a \$58,256.99 payment be made to ES&S to bring us current to our 2015 outstanding invoices.

Mr. Whitten, Say that number again.

Attorney Scott McClure, \$58,256.99 would be for the E-Pollbooks. There are two additional invoices that I will get you the exact number but they are around \$2,500.

Mr. Whitten, Together or separate?

Attorney Scott McClure, One is for \$1,134.82 and one is for \$1,000. That would bring us current through 2015. I believe we have already received the 2016 invoices which will closely mirror those numbers I already gave you. So that is option one. I want you to understand that by making that payment we have gotten ourselves out of the woods.

Mr. Whitten, We are current but we are now looking at our 2016 payment.

Attorney Scott McClure, And then 2017.

Mr. Whitten, And 2017 is pretty much the same.

Attorney Scott McClure, 2015, 2016 and 2017 are all pretty much mirrored. The second option I worked with corporate counsel today would be something like payoff the total amount, work out a credit for them to buy back the E-Pollbooks, try to save some money but it would require us sending the E-Pollbooks back. Under that scenario the total of these invoices would be \$153,692.13. That is for all three years.

Mr. Whitten, I know that in the agreement that was done there were finance charges. So if we were to pay the contract in full with the finance charges included, what is that number?

Attorney Scott McClure, For these invoices it would be \$153,692.13.

Mr. Whitten, That would include finance charges?

Attorney Scott McClure, Yes. What ES&S would do at this point, is if we pay them \$140,000 by the end of the week and that would take care of the three invoices for the E-Pollbooks and one year of the on demand printers, that would have around a \$13,692.13 savings. They would also be willing to give us a buy back of the E-Pollbooks. It is my understanding we keep eight and we would get \$125 per pollbook or an extra \$10,500. So at the end of the day the total savings would be about \$23,692.13. Those are our two options.

Mr. Whitten, In my conversations with ES&S I just wanted to know what the state of the technology was, how much the E-Pollbooks might be losing in trade in. And someone indicated to me that the next wave of technology has already come. In a sense what we have is similar to you have an i-phone 5 and people are carrying around an i-phone 6+. Their concern was that in the return of the e-pollbooks, they are not a great value right now and getting worse.

Attorney Scott McClure, I would agree that it was not easy to get any credit back for our current E-Pollbooks. They will service them for another 7-8 years. My understanding is they have moved into something more like an i-pad format. The reason I was attempting to get some sort of a resolution to this is we don't have enough of these to do an election.

Mr. Whitten, So that was going to be my next question. If we keep these E-Pollbooks and we pay the invoices. At some point we are going to need new E-Pollbooks if we are going to run a municipal or presidential year election.

Mr. Beng, We would need additional books if you wanted to run a full 123 precinct boards. That would be without changing any polling locations.

Mr. Poparad, But that is assuming we are using E-Pollbooks.

Mr. Whitten, Right. We are not going to keep the E-Pollbooks and store them in boxes in the back room sort of like it is a lost art and someone can find them in 12 years. We are going to use them or return them. If we return them, we return them.

If we want to keep using E-Pollbooks, it is my understanding it is an all in or all out scenario. So we buy more E-Pollbooks or we consolidate polling locations. And when I say we, I mean They. So those are our options. Option one leads to that. Option 2 leads another direction. If we decide to pay off the contracts, or pay off the invoices and be done with the contract, what happens about returning the E-Pollbooks? It is not up to us. We do not have the authority. We did not sign the contract. We are not the Election Board. Is that correct Scott?

Attorney Scott McClure, Correct.

Mr. Whitten, So that would put it back to the Election Board. What would you do?

Mr. Beng, If we paid them off?

Mr. Whitten, If we paid off the contract. Here is \$120,000 with a \$10,000 credit or deduction for the E-Pollbooks. Has the Election Board had any discussions as to what they would do under those circumstances? Furthermore, has the Election Board had any discussions about if we continue to go down the E-Pollbooks path, about trying to step up to the next phase of technology and what that might cost?

Mr. Beng, For this year's elections E-Pollbooks will not be used. Whether we decide to buy more tonight, it is too late.

Mr. Whitten, And unlikely.

Mr. Beng, Right. So we are going back to the paper books for this year's elections. For the following year, it is an off year. That is when the service contracts will be up with ES&S for software, maintenance on the other machines as well. We have already begun, based on a conference in December where all the vendors are and display their wares etc., we have already looked at different machines. We looked to see if that is something we want to use as replacement for current technology. The M100s are nearing the end of their life span. So instead of purchasing any machines this year, or even additional machines, we decided at our last meeting that we are not going to do any additional purchases. If we are going to use the paper pollbooks, there is no reason to make another contract or lease, or buy something additional when we are not going to use it anyway. If we don't have enough of them to use all electronics, we are not going to buy anything additional. My concern is if we paid the entire balance off, yes it would be a savings, but if we are not buying anything in return it is similar to turning in a used car. If I have nothing to buy, the guy buying my used car has no reason to give me the best price. If I am buying a brand new Cadillac, now he has a reason to give me a good price because he wants to sell me a new car. So you have that issue there. We also have the issue you mentioned. If you don't do a trade in, then you have a storage issue that we are sitting on them. Then we are going in to solicit a new bid at the end of the year after the Presidential election is completed in November. When I say solicit a new bid, that means an entire new contract for software, whatever replacement equipment we have chosen. We still have to get approval through the Council and Commissioners before we decide that is what we are going to bid for. So there is additional funding.

Mr. Whitten, Or you buy them and come to us later.

Mr. Beng, Well we don't want to do that. There are other issues involved. With the E-Pollbooks, yes they are last year's models. But they can still be used with other equipment and other vendors.

Mr. Whitten, What further things do we use ES&S for if we don't have the E-Pollbooks?

Mr. McClure, They are our exclusive vendor for all of our voting stuff.

Mr. Whitten, When you say exclusive vendor, we will have other vendors with the capability to bid?

Attorney Scott McClure, Yes. This year our exclusive contract ends.

Mr. Whitten, so there is no just renewing on its own, or any of that stuff?

Attorney Scott McClure, No.

Mr. Poparad, Are we obligated to buy the 16 and 17 pollbooks?

Attorney Scott McClure, they are the same pollbooks Bob.

Mr. Poparad, I mean are we obligated to buy more?

Attorney Scott McClure, No. Now when I say 16 and 17, when we bought these things, we bought them on three payments. So it is just the 16 and 17 payments.

Mr. Poparad, so we are obligated to pay the whole thing?

Attorney Scott McClure, Yes.

Mr. Whitten, And that is why I sent Scott to try and get the best bang for our buck on a payoff. My other question is, Mr. Beng raises an interesting point. In your conversations with ES&S's counsel, was there any thought or discussion to that. When it comes time to bid on future contract will we be in a position to do better on the trade in value of the e-pollbooks? I got just the converse. I didn't ask it that way. I asked what is the trade in value now and what would the trade in value be then and my answer was they are just dropping like a stone.

Attorney Scott McClure, The counter point to it is this, ES&S isn't going to go down this trail with us again. We are not going to be sitting at the beginning of next year not paying 16's invoice. So before we get to the point where we are sitting and negotiating potentially new issues or a new contract, we are going to have to pay 15 and 16. So we are going to be roughly \$120,000 to \$130,000 into this anyway.

Mr. Whitten, If we were to pay the \$140,000, where would that money come from?

Attorney Scott McClure, What I would ask for you to do tonight is do the transfers within their budget to have that much money available. Give them the assurance from this Board that we will come back at our next meeting and give them the additional to replenish their line items. That is the only way we can do it.

Attorney Scott McClure, And they have sufficient funds in there right now to do that?

Attorney Scott McClure, Yes. What we would have to discuss is they have some encumbered things from 15.

Mr. Whitten, what is the balance?

Auditor Vicki Urbanik, What funds.

Mr. Whitten, I don't know. That is what I am asking you.

Auditor Vicki Urbanik, In Ballots & Coding there is \$82,000. In Contractual there is \$129,000 that is encumbered to ES&S. So you get \$82,000 right there. You just don't know what those invoices are for. Do you want to cancel those purchase orders and delay them until next month?

Attorney Scott McClure, I think they are the same. I don't think we have encumbered amounts here for other stuff. We have encumbered amounts for this stuff.

Mr. Whitten, Is that correct Vicki?

Mr. Beng, As far as I know. There were checks being held and not paid and then all of a sudden we are releasing some payments. I never got a clear picture.

Mr. Poparad, And we have to do this by this Friday?

Attorney Scott McClure, Yes. We have issues with ES&S that need to be resolved.

Mr. Whitten, So which path do you want to follow?

Mr. Jessen, Someone needs to further explain it.

Mr. Whitten, What further explaining? Are you concerned about the funding source?

Mr. Jessen, What I would like to know is what we originally signed on for and where we are with paying that obligation. And if we have any intention, or it is the recommendation of the Election Board, to follow through with that obligation and use the E-Pollbooks.

Mr. Whitten, I think I can answer both of those.

Mr. Jessen, And if we do that, it is my impression there is a total expense that yet needs to be paid of \$154,000. And then we would have E-Pollbooks that work as they originally were planned for and purchased. It is that or Option 2. We pay \$140,000 and get a \$10,000 credit but get nothing. We give back the E-Pollbooks and get nothing.

Attorney Scott McClure, your analysis is correct except the problem is the 84 pollbooks we have aren't enough to do the Presidential election. So if we pick Option 1 and pay the invoices as we should in moving forward, we would have to come back and pay for about another 59 or so.

Mr. Jessen, So the \$154,000 is for 84 which is not enough?

Attorney Scott McClure, Correct.

Mr. Jessen, So that obviously wasn't the original plan of the Election Board. You were obviously going to buy more than that. How much more was that going to be?

Attorney Scott McClure, It was either 54 or 59 to buy.

Mr. Whitten, Right. You wanted a couple of additional ones just in case.

Mr. Jessen, So in addition to the \$154,000 it will be how much more money?

Attorney Scott McClure, About \$100,000.

Mr. Whitten, So Option 1 is to pay off \$154,000. That would be an exercise in futility if we didn't buy another \$100,000 worth of them.

Mr. McClure, And my \$100,000 is an estimate based on what we paid before.

Mr. Biggs, What does a paper ballot cost us per election?

Mr. Beng, The paper ballots this time are about \$80,000.

Mr. Biggs, This just seems like a huge mess.

Mr. Whitten, The E-Pollbooks don't address the ballots. You still need ballots.

Mr. Biggs, I just see a huge expense here and it seems like it grows every time.

Attorney Scott McClure, I did not get confirmation of what ES&S would do or not do until 2:00 this afternoon.

Mr. Whitten, That is alright. I just want to address one quick thing. The white elephant in the room is that these decisions were made before the funding was secured or requested. So by the time we got our seat at the table, the train had left the station. So if you have someone that doesn't buy into the fact the e-pollbooks were a necessary expense and it is going to continue to be an expense, you have been handed a hot mess. And you are starting to think what is our cheapest way to get out of this unnecessary expenditure? However, at the 13th hour if you are someone that thinks – hey, even though the Council said don't make any unnecessary expenditures, I am OK with this expenditure because I think e-pollbooks are the wave of the future, then you are all about we don't want to give these back. We don't want to be left with empty pockets. Let's go on forward and pay the \$100,000 after we pay the \$154,000. And we will have E-Pollbooks. And life will be great. We as a Board have been looking for that sweet spot. Where everything makes sense. The problem is it makes no sense. The cart was before the horse and now we are being asked to put it all back in the right order and neither one of these leads to a great conclusion. So from an individual standpoint I guess we each have to decide as we vote on this, where we individually weigh in on those two philosophies.

Mr. Jessen, I would like to hear what the Election Board proposes we do.

Mr. Beng, My suggestion is we make the payments to bring us current. But Scott has negotiated a better deal that would pay it off in full and we could see some savings there, then that would probably be the better choice. My concern is that trading them in for a credit may be premature.

Attorney Scott McClure, It is a \$10,000 credit. The bottom line is if we give up on the program which it seems may be the answer, then we are throwing away \$140,000.

Mr. Whitten, It is a huge loss either way.

Mr. Jessen, So are we saying throw it all away or go ahead with E-Pollbooks?

Mr. Beng, What I am saying is if you are going to trade it in and seek a credit, I think you seek a credit if you have something to purchase in return. I think if you seek a credit after you just paid them off .

Mr. Whitten, Dave let me ask you. I think what Mike might be asking you, is from the Election Board's standpoint, in your discussions and meetings, have you guys changed what obviously must have been your original plan to have E-Pollbooks at every polling place in this County. Has anything occurred that has led you to believe that perhaps getting away from the E-Pollbook program is the way to go?

Mr. Beng, No. Nothing has changed there. The performance is there. It did everything it was supposed to do. But obviously we don't have the funds to complete the project or the consolidation that was anticipated to go with it. To buy the additional books, that is where it all unraveled.

Mr. Poparad, The problem is, what they bought, the day it was delivered it was outdated.

Mr. Whitten, So does that answer your question Mike? In my conversations with Dave, and with Karen Martin, and with Kathy Kozuszek, and with everyone else that walks in that office, is that they wanted to have E-Pollbooks at every voting location. I think that, depending on who you talk to, there was some indication in some people's minds that by purchasing this amount of E-Pollbooks, would lead the County into voting center consolidation. Not that they were going to be coming back to purchase additional E-Pollbooks but that this would force the discussion about consolidation of voting locations. So as we sit here today, they would still like to have the E-Pollbooks. They don't have the money. It would require an additional \$100,000 commitment from us. My concern about only paying 15 is that Scott has negotiated a credit, although it is not a big one, and that negotiation obviously if we don't pay it in full, would be for naught. Which may be the direction we want to go.

Mr. Poparad, The problem is we are buying obsolete technology and they admit it. So why are we going forward with outdated technology now?

Mr. Jessen, And we have been given no figures on what the cost to maintain this program is moving forward each year.

Mr. Beng, It would be in the service contract we currently have with ES&S.

Mr. Jessen, And what is that annually?

Mr. Beng, That is software. There is a separate contract.

Mr. Jessen, But that covers any replacement books etc. This is messed up backwards, forwards and sideways.

Mr. Whitten, Mike I know where you are going. It is a head scratcher. It is a no win.

Mr. Poparad, We can't just send them back and say – sorry it didn't work and here is \$20,000?

Attorney Scott McClure, No.

Mr. Poparad, Why not? They don't want their stuff back?

Attorney Scott McClure, Well we have only used them for two elections.

Mr. Poparad, And there is a reason for that.

Mr. Whitten, We have talked about this for months. Here we are and we have to do something. So what is your pleasure?

Mr. Biggs, I guess my outlook towards this is a little different. A lot of taxpayer money has already been spent towards this effort. To turn our backs and walk away from it – I don't know how you do that. I think we pay what we owe. Move forward with this and expect the Voter's Registration office to give us an update on how this is progressing so we are on top of it. There is no winning solution here but I am not going to throw away \$140,000 of the taxpayers' money.

Mr. Whitten, But understand in doing so you are committing another \$100,000.

Mr. Rivas, We don't even have time to purchase new E-Pollbooks for this election?

Mr. Beng, No. We are not going to purchase any for this election.

Mr. Rivas, So it doesn't sound like moving forward is even an option Mr. Biggs with these E-Pollbooks.

Mr. Beng, What I anticipate is we use the equipment and trade it in with whatever the new equipment is that we are going to pursue.

Attorney Scott McClure, For clarity purpose - if we pay the invoice for 15 and 16 right now the Election Board's plan would be that we can't use them for this election. We don't have an election next year. So as part of renegotiating our contract with ES&S at that point we would try to work out the trade in value. Right?

Mr. Beng, Right. My thought was if we bring ourselves current, we can't use them. That is where we ran into the obstacle that we can't have enough additional books for an entire election. So when the new contract is negotiated we can't go to just ES&S. We have to publicly bid because this is a big contract of software, servicing and there are other machines. So your dollar value is going to hit the public limit. So you are going to have to solicit bids. Now ES&S is going to have a huge advantage because we are using their software. That is going to make it difficult for

another vendor to come in and replace the software and the machinery and still be less than what ES&S can offer whatever we decide on. So you have that hardware and turn around and trade it in on the next contract. That way we have a better chance of negotiating a trade in.

Mr. Whitten, So I think what Dave is telling you is either way we are not going to be using these E-Pollbooks.

Mr. Jessen, So Dave clarify what your proposal is. You are saying the E-Pollbooks are not useable in the future. But if we had more, would they be as great of an idea as they originally were?

Mr. Beng, We could still use them with the new equipment we purchase if they are compatible. They can be used with several different devices.

Mr. Whitten, What I gathered from ES&S is that the equipment we would be looking at if we wanted to get the state of the art equipment might have a compatibility issue with the E-Pollbooks. We might find ourselves needing some sort of upgrade with the E-Pollbooks to make them compatible with the new equipment. They couldn't tell me if they would be able to do that.

Mr. Jessen, So you are not suggesting that we buy more of them.

Mr. Beng, No. It doesn't do us any good to buy more today because we can't use them this year.

Mr. Jessen, And you are suggesting that we use the ones we have to trade in.

Mr. Beng, Correct.

Mr. Jessen, At some incredibly low value.

Attorney Scott McClure, No his suggestion is to wait until sometime the end of this year when they are redoing their total service contract. There are only four vendors in the whole State. So those four vendors are going to get solicited who are then going to look at it from a service and machine standpoint. What the real issue here is that ES&S will have a leg up on everyone else because we already have their service and equipment. Some of that equipment may need to be changed out but ultimately the dollar amount is going to change and be significantly higher to change from ES&S and go to another vendor. So I think what he is suggesting is we bring them current. And to be clear you are saying pay 15 and 16?

Mr. Beng, Yes. Our lease payment.

Attorney Scott McClure, Pay 15 and 16. Get to the end of the year. When they are re-negotiating that service contract, assuming ES&S is chosen, at that point we work out some sort of buy back credit.

Mr. Rivas, That is my motion. Pay them off and do exactly what he is saying.

Mr. Whitten, That is not what he just said.

Mr. Rivas, Pay \$140,000 and at that point in time is that your job now?

Mr. Beng, To trade them in?

Attorney Scott McClure, If we go that route the agreement would be to pay them \$140,000. There are those two other invoices I talked about. Part of that agreement would be that we get a \$10,500 credit towards future purchases and these E-Pollbooks would have to be returned.

Mr. Poparad, So we are going to pay \$140,000, get a \$10,000 credit and give back 82 pollbooks?

Attorney Scott McClure, Yes. Or, pay roughly \$120,000 which is 15 and 16. Wait until we get to the end of the year. And wait for the Election Board to negotiate whatever buy back is coming back.

Mr. Rivas, Say that again.

Attorney Scott McClure, Pay 15's invoices that are due. Pay 16's invoices that I am sure are in this building. And then when we get towards the end of the year and they go through their process with ES&S and other people, if ES&S is chosen, then negotiate some sort of buy back.

Mr. Rivas, And what does that cost right there that you just said?

Attorney Scott McClure, 15 and 16 invoices are roughly \$120,000. Then we would have to rely on the Election Board to negotiate the buy back.

Mr. Whitten, So right now we have \$58,000 for 15. We have 16 and 17 about the same. So we are talking about \$170,000 over the long haul if we pay these three invoices. What Scott is telling you is that for \$140,000 we are done.

Mr. Jessen, And we have nothing.

Mr. Whitten, Look we can't put the toothpaste back in the tube.

Mr. Poparad, But if we pay off 17 don't we get more pollbooks?

Mr. Whitten, No.

Mr. Poparad, Why not?

Mr. Whitten, Because that is not in the contract.

Mr. Poparad, What was in the contract? Just 82?

Attorney Scott McClure, 84.

Mr. Poparad, 84 spread out over three years.

Attorney Scott McClure, Yes.

Mr. Whitten, They contracted for 84 pollbooks knowing there are 123 polling places.

Mr. Poparad, Ok. Somehow I had it in my mind they negotiated for all of the pollbooks.

Mr. Whitten, Here is the big secrete. They don't want 123 polling places. Whether you believe that or not, that is what their big vision is.

Mr. Poparad, well two years ago they did.

Mr. Whitten, I don't think that is true at all. I think two years ago they wanted less than 80 some.

Mr. Poparad, The plan all along was to go to E-Pollbooks.

Mr. Whitten, Ok so it is a lose, lose. So which lose do you guys want to do?

Attorney Scott McClure, At a bare minimum I need you to do the \$58,000.

Mr. Whitten, We are taking a five minute break.

Mr. Rivas, This needs to be made clear. This is a mess we are given. It is bad. We are losing one way or another. Decisions were made without coming to this Board. Now we have to explain to taxpayers why they are losing probably a couple of hundred

thousand dollars of their hard earned money just because people don't know how to follow the right way.

Mr. Whitten, It is sounding a whole lot like absolute egregious government waste. The problem we have is there is absolutely nothing we can do about it now. Scott, give us a suggestion as to how we might mediate some of that obnoxious waste of taxpayer money that has been done outside of our control.

Attorney Scott McClure, I think Mr. Beng's suggestion is that we pay the 15 invoices. We can do that by transfer tonight. Unencumber those funds or do whatever we need to do to get that payment made. We then allow them to come back to us for the 16 payment. Get that payment made. That brings us current. Let the Election Board deal with whatever happens for 2017 when they deal with their new contract at the end of this year. Mr. Beng seems to think he can do better under those circumstances. At this point give him the opportunity.

Mr. Whitten, So I want to make sure I am clear on this. The thought is that we pay our 15 and 16 invoices. There are a lot of contract negotiations that will be going on because there is other equipment we need to purchase or upgrade. Is that right?

Mr. Beng, There are other contracts that will expire this year. By that I mean our service contracts for the software for the optical scanners, those are all going to expire at the end of this election year. So at the end of the year we will re-bid and re-evaluate what equipment is going to need to be replaced. At that time we would have the opportunity to trade in our existing equipment and E-Pollbooks if ES&S is the chosen vendor.

Mr. Whitten, So is it your thought you think there is a potential to mitigate our losses on the E-Pollbooks better in that situation than in a straight out pay off of the contract right now?

Mr. Beng, At this point I think you are getting a discount but you are getting only a \$10,000 credit for books that are currently being used by other counties throughout the State and country. So to say they are obsolete is not correct.

Mr. Poparad, So a \$10,000 trade in tells me they are obsolete.

Mr. Beng, It tells me that they have us because we owe them money and they are going to take advantage of that opportunity. I probably should not have used that word "to take advantage of that opportunity" but it is what it is. If we are not buying anything in return, there is no reason for them to give you anything more.

Mr. Rivas, A leverage is needed.

Mr. Beng, Yes. We have no leverage right now.

Mr. Whitten, He makes a valid point. We could mitigate our losses.

Mr. Rivas, So what is needed to get us to that point?

Attorney Scott McClure, The only thing I would need tonight is to have the Auditor by the end of the week be able to pay \$58,256.99.

Mr. Rivas, That is it?

Attorney Scott McClure, That is it.

Mr. Beng, That is for 15 because 16 is not due until March.

Mr. Rivas, What will that invoice be?

Mr. Poparad, Roughly the same.

Mr. Rivas, And you are not buying anything. And then you are going into negotiations.

Mr. Beng, We are going to negotiate trade in.

Mr. Poparad, But you are not going to trade them in unless they get the new contract.

Mr. Beng, Correct. They are not the only vendor that can use that.

Mr. Rivas, So what are you saying Scott? You are saying \$58,000 but we have transfers in front of us.

Attorney Scott McClure, Those numbers bounced around. Don't look at that. I am telling you what you need.

Mr. Rivas, We need to transfer what right now?

Attorney Scott McClure, Vicki do we know what is encumbered?

Mr. Poparad, \$129,000 and change.

Auditor Vicki Urbanik, \$32,145.55.

Mr. Poparad, \$129,116

Auditor Vicki Urbanik, \$129,000 is encumbered but it is for ES&S. But we are not clear if it is for this invoice.

Ms. Graham, So you are not certain what we owe?

Mr. Whitten, How long will it take you to figure out how much of that encumbered \$129,000 is for E-Pollbooks?

Auditor Vicki Urbanik, Not until I get the invoice.

Mr. Whitten, Well how did you come up with \$129,000?

Mr. Rivas, We have the 15 invoice right?

Mr. Whitten, You came up with \$129,919.55.

Mr. Beng, \$32,000 is encumbered from last year. It is being held.

Auditor Vicki Urbanik, The \$32,000 is from a PO from last year.

Mr. Whitten, For E-Pollbooks?

Mr. Beng, Right.

Auditor Vicki Urbanik, The PO was really just them saying we have money we want to spend on this appropriation. We don't see the invoice at all until they send it later.

Mr. Whitten, So you can't tell us what the \$129,000 is for?

Mr. Beng, That is also going to include ballots. Like I said they provide other services.

Mr. Whitten, Do you know what those other services amount to?

Mr. Beng, No I do not know.

Auditor Vicki Urbanik, The problem here is that when we get invoices it does not necessarily say this much for E-Pollbooks, this much for these other services. It is a combination of things. So we can't really tell.

Mr. Whitten, Wouldn't you think you want to know that?

Mr. Rivas, If we give you these two transfers right now that is going to give you almost \$100,000 in equipment.

Attorney Scott McClure, And I am not asking you to do that. I am asking you to do \$58,256.59 from 1340 Polling Location Boards to 3710 Equipment to be spent on the 2015 E-Pollbook outstanding invoices.

Mr. Rivas moved to transfer \$58,256.59 from 1340 Polling Location Boards to 3710 Equipment to be spent on the 2015 E-Pollbook outstanding invoices. Mrs. Graham seconded the motion.

Mr. Whitten, I can't imagine there is further discussion.

Mr. Biggs, Well it is just too bad that we can't go back to the elected County officials that made this decision and take it out of their salaries. Because if I could do that I would do it.

Attorney Scott McClure, Can I ask you to amend your motion as follows: \$32,145.55 from 2252 Ballots & Coding to 3710 Equipment. And \$26,111.44 from 1340 E-polling Location Boards to 3710 Equipment.

Mr. Rivas, Moved to amend his motion to reflect those accounts and numbers. The second agreed.

Motion tied on the following roll call vote:

Mr. Rivas	-	Yes	Ms. Graham	-	No
Mr. Whitten	-	No	Mr. Jessen	-	Yes
Mr. Biggs	-	No	Mr. Poparad	-	Yes

Mr. Whitten, Well we have made some progress here. Give me another motion.

Mr. Poparad, Is that deadline of Friday hard and fast Scott?

Attorney Scott McClure, Yes.

Mr. Poparad, And if we don't what happens?

Attorney Scott McClure, Litigation will incur.

Ms. Graham, My question to Mr. Beng is if we pay \$140,000 we get a \$10,000 credit. They know the equipment is already outdated. It is not user friendly. It has had its difficulty. How much do you really feel you are going to get on trade in?

Mr. Rivas, If you are trying to get a really big contract, probably a lot more than \$10,000. I think that is what he is saying.

Mr. Beng, That is what I am saying. Because they are still used.

Mr. Whitten, What do you want to do?

Mr. Biggs, Call for the vote again. I will change my vote.

Mr. Whitten, Jeremy do you want to make that motion again?

Mr. Rivas, No.

Mr. Biggs moved to transfer \$32,145.55 from 2252 Ballots & Coding to 3710 Equipment. And \$26,111.44 from 1340 E-polling Location Boards to 3710 Equipment. Mr. Jessen seconded the motion.

Motion carried on the following roll call vote:

Mr. Rivas	-	Yes	Ms. Graham	-	No
Mr. Whitten	-	No	Mr. Jessen	-	Yes
Mr. Biggs	-	Yes	Mr. Poparad	-	Yes

Mr. Rivas, What is the alternative?

Mr. Whitten, Pay it off in full.

Mr. Jessen, And end up with nothing?

Mr. Whitten, We are going to end up with nothing anyway. I guarantee you the road is going to lead us – I don't disagree with your vote by the way. The road is not going to lead us to pollbooks. The road is going to lead us to a loss and the question is how much? Either way...For me we are going to end up with nothing either way. It is a question now of how much they can negotiate and mitigate that loss. I just wanted to cut our losses. I understand the alternative thinking and it was a close vote for me.

Mr. Poparad, Do you think the Commissioners should be involved in the negotiations?

Mr. Whitten, No. I think the Election Board created it. Let them go out and fix it. Bring it to the Commissioners and us and let us know what is going on.

Mr. Poparad, And if they make another bad deal?

Mr. Whitten, I think we are all on board with the thought that if you enter into things or expenditures or agreements that create liability to the County, and you don't tell the County Council about it, then it is not going to be well received. I assume we all understand that, right? We are the first stop. When you don't do that it creates problems because you have the Commissioners having to deal with contracts after the fact and you have the Council being asked to pay for things we had no involvement in buying and budgeting for. It is just the wrong way for government to work. It is just wrong. And now we are stuck with how bad is it going to hurt the taxpayers. And it just ticks me off. It is the wrong way to do it. I am with you. If we could cut salaries I would. This was a back door way to get around us. They knew if they came to us first they knew what would happen. I would be asking questions, why did you buy 82. Well we want some consolidation of polling places. Well have you talked to anybody about that? No, we are going to force it this way. Why are you obligating the County taxpayers to pay for \$200,000 worth of stuff in the same month I said no unnecessary expenditures. We are tightening our belts. People are cutting their budgets out there. Telling their employees they don't get to have raises and benefits and extras because the County Council asked us to tighten our belts. And in that same month, they went out and they obligated this County not for ballots guys. Don't get pulled in to that argument. This isn't about ballots. This is about a feel good piece of technology for pollbooks. And it makes me angry. Because it is wrong. It is not the way government is supposed to work. It is backwards. And you are right Mike, we end up with nothing when that happens. We end up with having to carry the weight of that horrible decision. But what else are we going to do? But it is not going to happen again. It is not going to happen again. On that happy note, let's get to the serious guy up here.

Mr. Stechly, I am the first one tonight to actually ask you to take some money back. So hopefully this ends on a good note. The invite is on the table for the coming month to schedule a meeting with me and we can go into this as extensive as you want. For now it is just going to be details and we go on from there. I want to give the Council an update as to where we are with facilities. I am on board now for a month and a half. This is a new position with the County; Director of Facilities. So naturally regarding the assets regarding the things in place it has been outside consultants for the bigger stuff and regarding day to day operations it has been non-existent. I have pretty much what I need to know. I want to bring up the deficiencies. There are 14 facilities in the portfolio I am managing. Every one of them is the same as the other. They have all been run to fail. This is an industry term that basically means they were built and then we are going to completely walk away. Every single building in the facility is in run to fail. Some examples are; the Expo Center. Eight of the 10 roof top units are cracked. There is carbon monoxide on one of them. And we have eight of

them. I am glad we didn't make the news or someone got sick. That did not happen overnight.

The juvenile detention center has no air conditioning for the upcoming spring and summer. We have 44 pumps in the ceiling with 37 broken. There is no cooling tower. We need a new cooling tower. The BAS system, which is the building automation system, is how we control the temperature. There are three of them. Two are by Johnson controls and one is an old Seaman system. All three are obsolete and in complete overrun. The entire system needs to be renovated and overhauled to one open protocol system.

The courthouse aesthetically is deteriorating. Outside it might be nice but anyone who has been inside...Every time I show my face over there, every employee whether it is a judge, a senior prosecutor, or a secretary, takes me around and shows me top to bottom you cannot go ten feet without seeing something that is falling apart. It is bad. And unfortunately, that represents the County. The public is in there, the media is in there. That, of all facilities, should show the best. And, it is the worst aesthetically in the whole portfolio. There is nothing being done in house. So if something is hot I have to call a vendor. And this is not just since I have taken over. This has been like this for probably 20-30 years. Hot calls are toilets leaking, a lock needs to be changed. From big to small. You cannot control the spend when you are in that model of 100% vendors. You cannot control. You cannot forecast. You cannot budget. You cannot benchmark. It is anyone's guess. And when the invoices come in that I am approving every week ... And this is an important number to know – since January 1st to two days ago, I have approved \$120,000 just for heating and air conditioning. This is not for any installs. That is not for a new boiler. This is simply calling vendors out to get us through to the next day. And when you use vendors there is no ownership. Vendors naturally, the more work they get the happier they are. So the more band aids, the more we are going to do enough just to get to the next day and then get more calls for them. And there is no preventative maintenance, even of the new equipment. And when I say new equipment, I am going to go to the last slide really quick, a picture is worth 1,000 words. That is your brand new \$300,000 roof top unit here at the end. Those are the filters that are in there. Black as black can be and collapsed. And just this year we have spent \$120,000. I will get into the numbers of what we spent.

Mr. Whitten, I missed that part. Who was contracted to replace those and maintain those?

Mr. Stechly, We will get into that in the end. We will come back to that.

Mr. Whitten, Do you know off the top of your head the answer to my question?

Mr. Stechly, Johnson Controls.

Mr. Whitten, And how much are we paying them to do that.

Mr. Stechly, Councilmember Whitten, I have all of that.

Mr. Whitten, How much are we paying them to do that?

Mr. Stechly, The last two years – just last year alone we paid Johnson Controls \$280,000.

Mr. Whitten, Thank you.

Mr. Stechly, That was for call outs and contractual agreements. So the contracts plus us calling them out totaled \$280,000.

Mr. Rivas, How much was that unit?

Mr. Stechly, That is a roof top unit. I don't have the exact cost.

Mr. Rivas, Guessestimate?

Mr. Stechly, \$300,000

Mr. Rivas, So we spent \$300,000 and paid them \$280,000 to maintain it and they didn't do that?

Mr. Whitten, Go on. I threw you off your game.

Mr. Stechly, Here is the actual spent for two years. You are going to see ranges simply because there are multiple budgets. I was able to pull all of the invoices out of my side but there are other budgets involved. The JDC, the jail and then there are other accounts. I have only been on board a month and a half. I am not familiar with every single budget and what is coming out of each budget. So the minimums are the numbers I can prove. The range going forward is money I know was spent because it was in other budgets. This is contractual and call outs for 2013 to 15 there is your range. Plumbing and Electrical, Doors and Locks, Painting, Consulting Fees, is \$500,000. Grounds which is mulch and cutting down some trees is \$315,000. Snow removal \$315,000.

Mr. Whitten, While this is fresh in my mind; the consulting fees, what is that?

Mr. Stechly, My role never existed. So when you needed a new roof. When you needed a new roof top unit. Any project, you had to have someone who managed that project. Consultants were brought in to take that over and manage the process. They went out to bid and put the scope of work together. I am now on board. I have over 15 years of not only facilities management, but heavy project management. Any and all projects, large or small regarding facilities, I will be taking over in house from start to finish. The only time I will need a consultant is to put together construction drawings and stamp their approval on the engineering piece. So there is going to be a massive savings with me taking over this work.

Mr. Whitten, Ok.

Mr. Rivas, And I would guess DLZ was pretty much doing all of that.

Mr. Stechly, Yes. I mentioned the entire spend is outside vendors. I am putting together, at least for the facilities department, new financial data tracking. All new spread sheets. Going forward we will be able to filter and track what was spent. What did we spend at JDC. What did we spend portfolio wise. What vendors did we use. All that data is going to be there going forward. So the total spend in just two years – just spend – no projects - \$1.6 Million to \$1.8 Million. That comes down to \$800,000 to \$900,000 a year. Seeing the numbers and seeing the pie graph really puts it into perspective of what is going on. I have the best interest of the County and the taxpayers at heart. We are going to lose all of these contracts. Councilmember Whitten and I had a conversation on the phone. I said I would be glad to go over it with you. Talk to me first before you go digging into all of these contracts. We removed a lot of them. I cancelled a lot of them. There are contracts for everything. In fact there are contracts on top of contracts. We are only going to have contracts when we need them. Fire and light safety, elevators, things like that where you have to have vendors certify this stuff. I am taking on \$500,000 worth of work. So we can go from \$500,000- I may do \$50,000 to \$100,000 total over two years when I really need them to get involved. What I am going to do that has never been done, is forecast in the budget. I have bench marks industry wide that say your building is 400,000 sq ft so this is what you should be paying per month for gas etc. All those numbers are out there through organizations such as (inaudible). Obviously a new RFP process. A minimum of three for anything over \$5,000. That is something I am going to put in place. I am not connected to any vendor. I am not connected to anyone in the County. I simply applied for the job and got it. The run to fail model is officially over as of January 4th. Now trying to get on top of it – we are still in run to fail mode but only until we make these changes. I am not asking for One Dollar of your money. After tonight seeing all of the money transferring and giving additional. All I am asking is that you re-direct the funds into different accounts. I don't have the specifics. I am working with auditing and my leadership to come back next month when I am going to ask for a vote on it and then the specific budgets will be in there. What I need your focus on is re-directing the funds.

Mr. Whitten, Between now and the next meeting I will have read through all of those contracts. Then you and I can sit down and go through the contracts you made changes to and then we will put it on the Agenda and go through the budget you are looking for us to approve. In anticipation of that I do want to have a handle not just on where we are going but where we have been in sense of the things we are changing. It sounds like you have some pretty cool ideas here. I just want to make sure I have a handle on where we have been and where we are headed.

Mr. Stechly, Yes everything is changing. Everything is being restructured. Nothing is staying the same. The biggest problem as I mentioned is reactive. Everything was to get through another day. It is all re-active money. We are not getting anything for that \$800,000 to \$900,000 a year. It is just to get us to another day. I need your support.

I am going to be asking the Council for four technicians. Specifically two HVAC, one plumber and one electrician. All four are capable of general maintenance. So those two HVAC are going to also know plumbing, electrical, how to fix a lock, how to fix a door. I was one at one time in my career. There are a lot of really qualified ones out there and they all have a niche. So they are all capable but one is very good at electrical. One is very good at plumbing. That is the team I am going to be building. Fulltime with benefits. The pay is going to be \$60,000 annually plus the benefits. So just the salaries \$240,000. The benefits package which includes PERF, FICA and medical. Everything is in there. That comes to \$27,000 per employee which is \$108,000. I am asking for two service trucks or vans – max of \$20,000 each. I am looking to go used with a max cap of \$20,000 each. The portfolio is small and very close together. Each of these guys does not need a van. The tools and equipment budget for the entire staff of grounds and maintenance of \$15,000. One particular Councilman when we met said you have two on staff and you need to get rid of them. I said oh no I don't and here is what we are going to do. If you look at this pie chart. In Grounds and Snow, there is \$315,000 each for two years. Do you know that we have two brand new F250s in the parking lot, both with plows and salt bins on them? They are only being used at one facility and that is here at the parking garage. So we are paying a vendor to plow the entire portfolio when we have two plows sitting here. My two maintenance guys are excellent. I am talking strictly title, nothing to do with them personally. One was hired to cut grass and the former did an outstanding job as custodian and was moved up to maintenance with no additional training. So I need you to focus. Even though in title they are maintenance techs, they don't have that skill set. Where they are going to be utilized and provide a real resource to the County and benefit to the County is to go into grounds full time. We are going to cut the Grounds that we are spending \$315,000 per year for. They are going to cut all summer. And in spring and fall when the grass is not growing much they are going to mulch. They are going to cut trees and clean the parking lots and the parking garages. They are going to be busy. They are going to be busy non-stop whether they are cutting grass just on the grounds. And even if we were caught up I would still have work for them. And in the winter when they are snow plowing, I am going to get them snow blowers because they are not going to have time to shovel. I may have to reach out to a vendor. When I am going to have to reach out to a vendor it is going to be in the winter. I know with all of these parking lots two plows and two guys is not going to be enough. So in the winter if we are spending \$150,000 a year, I may have to spend \$50,000 or \$60,000 per winter on a vendor. It is still a cost savings. But I know in a heavy snow like is supposed to come, I am going to need some extra help.

Mr. Whitten, And I assume you will put that in your request for our next meeting. Right?

Mr. Stechly, Their pay stays the same. Simply the job description will change. Total investment is \$400,000. Post investment savings is \$4.5 Million annually. I am asking out of that savings to have a 30% variance. You will always need vendors. I am not looking to get rid of vendors. I am looking to minimize them. We are only calling them when we have to. When all four of these techs say I can't figure it out, call a vendor. So with that, and this includes when I will need them for snow, and that is an industry standard, a 30% variance. \$120,000 to \$150,000 I need to retain and manage. And you better believe I will manage to get the best bang for our buck and hopefully have positive variance at the end of each year. But even with that 30% variance we are saving \$280,000 to \$350,000 per year minimum. These numbers are

all conservative. So I have on here 2017 versus 2015 and annual savings. I have 2017 here because this is the year of transition. I have to get the team. They have to learn the buildings. So your return on investment can officially be counted on in 2017. This is the year of transition.

Mr. Whitten, Before we put this on the Agenda for the next meeting, I want to have a handle on what we have been doing on contracts as compared to what we are going to be doing. I hate to say it but this is a little bit of Deja vu. We have been here before. Although we didn't have the power point and the detail that you have, we did sit through a meeting where a proposal was made that all of these savings on vendors was going to be the return on our money. That in fact has not occurred and I would like to know how we can be certain it doesn't happen again.

Mr. Stechly, There are two points I want to make. One, to look at the option of remaining status quo.

Mr. Whitten, That obviously is out.

Mr. Stechly, It is not like we have options. The absence exists. They need maintenance. They break. So we have to do this no matter what. In terms of what I can say to assure you we are going to see those savings, is that I have been doing this for 15 years. I have done it in high rises. I have done it in school districts. I have done it in retail. I have done it in critical environments and data centers. My last portfolio was a commercial portfolio of 50 facilities. I was turn key delivery on everything from the source of the contract, the vendor and the in house techs. This portfolio is 14. The numbers are there. The right model is there. I am going to get the right techs involved. I am going to take over the spend we are doing with DLZ. All of that is there. As far as what guarantee I can give you if you have heard this before is simply you didn't have me. I am not going to toot my own horn. You never had a director of facilities. That is why you have never seen that guarantee or that money.

Ms. Graham, So you are saying we are not going to see a great increase in money because you are going to save us money.

Mr. Stechly, The worst case scenario, we could set this model up and it could be a complete train wreck. Your still worst case scenario is you are going to see \$100,000 to \$200,000 at the end of the year.

Ms. Graham, What really bothers me is that we have come to where we are being shown the shape our 14 buildings are in. Please help get us out of this. It is not good news but I am anxious to see what you can do. You have spoken a very good program here. I am looking forward to you backing it up.

Mr. Stechly, There won't be a problem there. It has been hard this past month and one half. On day one I had to say what the heck is going on? All I can say to try and put this to rest is for years it was very easy to point to fingers. Because there was never a Director of Facilities it was easy to say it was this board, this employee this whatever. My point is now there is accountability. Regardless of what has happened we are here. What matters is I have identified it. I have the skill set to change it. I need your help getting the resources to change it. When we put a roof top in it is going to last 30 years. When we renovate a room or a building it is going to last 20 years. When we put in new carpet it is going to last the 10 years it is supposed to. It is no longer install it and walk away.

Mr. Biggs, I think the Commissioners have done a great job. It is obvious that Commissioner Good coming in at the beginning of last year with Laura's support is one of the difference makers. Councilman Whitten had touched on this, in 2012 before Laura was a Commissioner, we were told, let me hire this individual who wasn't even presented to us and we will be less reliant on the consultants. And it simply wasn't true. You could actually make a case that it accelerated from that point. I like what you and the Commissioners are presenting. In your presentation you showed us one piece of equipment that we purchased and it may not have been taken care of as according to contract. I want to know what we are going to do about that.

Mr. Whitten, I want to make sure I understand Jim's question. Great question by the way. But to you is it how are we going to remediate, get it up to snuff and make sure it is maintained in the future. This can be one form of that question. And what are we going to do legally about it is another question. I think those are two very distinct questions. And I don't think he wants to get into the legalities of that. Are you asking him legality wise or maintenance wise? And then the next question is, Scott, what are we going to do about that?

Mr. Biggs, It probably wasn't right to ask the question of him. I should have asked legal counsel. But this is a question that has to be answered. There are Hundreds of Thousands of Dollars that have been spent here. And Hundreds of it probably inappropriately.

Mr. Stechly, You are looking for an answer and all I will say is I have talked to Scott. The good news is that as of May those contracts should be cancelled.

Auditor Vicki Urbanik, In a nutshell we are dealing with the contracts. Let us deal with the contracts. We are not going to bring back something to this Council if we have contracts hanging over our head. We will be dealing with those before we come back. We will have answers.

Commissioner Good, I would like to point out at our last Commissioners' meeting through the attorney's report Scott presented, we have taken all of our internal procedures, contracts, auto renewals, it is all being flipped upside down and we are taking a totally different approach to that. So going forward we put stop gaps in place to make sure all of the bells and whistles are followed. In the meantime we have a lot of legacy issues we need to work out. I would also like to point out that by going this way it is going to require us to do some more excel spread sheets that we are going to have to do on our own because of the way the accounting systems work here and the way the funds are from all different areas it is almost impossible to track the amount of bills we pay so what we are doing is setting up a system before that. The payment system stays the same but we are going to do spread sheets and we are going to be following each building. What does this mean? It means a lot. Because what we can do now going forward is we can start budgeting much more accurately what our spending is going to be on these things moving forward. But to do that you have to get them the right data. There is a lot to this.

Mr. Whitten, I know Scott has been great looking at the contracts with you guys. And you guys are making some pretty pro active changes and moves to get things in place and get things fixed and stop the blood from flowing. All which is absolutely necessary. I, however, just out of curiosity, am going to look through those contracts. I want to make sure I have an understanding of where things went off track a little bit to make sure we are not there again. It is not my job. You guys as the Commissioners can deal with that. But from a budget standpoint I want to make sure I have a handle on – and that is why I keep saying where we have been – because I want to make sure in a budget moving forward that we are being realistic. I am sure we are. But I really want to know what happened. Just because history has a way of repeating itself. Not that it will now, but I want to make sure I have a handle on what history there really is. Now having said that, we have liaisons to all the different departments. I suggest we have several to this department. I want to be one so I appoint myself and Jim will be the second. As we move forward, before you get on an Agenda, you will need to have a meeting with myself or Jim Biggs and give us a little bit of history. I think there is going to be a lot to consume. I am not saying that because I don't want you to get on our Agenda, I am saying that because I want us to have the opportunity to have all of our questions answered. You don't want to spend hours at every meeting. We want to iron some of that out. It sounds like you have a lot going on the front end and I want to make sure we have a handle on that.

Mr. Stechly, I appreciate that. I wasn't going to throw out a number of a month and a half on the HVAC alone but I ended up bring that up because of you saying before you get on our Agenda. It is simply if we put this up for a vote in one month, two months, whatever, the need is there. It is not stopping this. If there is any hurry from me it is to stop the problem.

Mr. Whitten, We can do it at the next meeting. I am not saying that to delay things. I really want to know what's going on. Then we can call out some of that stuff that doesn't need to be at the meeting.

Mr. Biggs, I commend Jeff and Laura for allowing you to be so forthright about what you found. It would be easy to hide some of this stuff because some of it is egregious.

Mr. Rivas, Was someone being paid to take care of this?

Attorney Scott McClure, Jeremy let me deal with this.

Mr. Rivas, Well the picture is in here.

Attorney Scott McClure, It is more complicated than that. I hate to tell you that. It is not as simple as person A was paid so many dollars to go do a job. It is not as simple as that. If it were I would tell you.

Mr. Biggs, I feel a lot better with the Commissioners having brought someone like you on board. I understand to get this back on track it may cost some. I have been at this a while and I think if this is going to cost a little bit more than what we are made to think right now, then so be it. I know there is a lot to fix here. Not just to maintain but to fix.

Mr. Stechly, This whole presentation is to maintain the assets. The day I have that team aboard, is when we go from reactive to pro active. But you are right, the courthouse needs new floors, lights, windows and walls. The walls themselves are falling apart. The JDC needs new HVAC. There is a lot of money we need. But the whole point is with this new system in place when you spend \$10,000 or \$100,000 on anything, it is now going to last and we are going to maintain it the way it should be.

Mr. Rivas, You said this didn't happen overnight. My question is how did we get here and I appreciate you being here. But where is the other Commissioner. Who has been driving this bus to get us here? We have been allocating money for maybe five years and you are telling me everything is crumbling. Nothing has been maintained. How? I have to answer to the taxpayers as a member of the fiscal body that is allocating money and you are telling me every building is falling apart. We haven't been maintaining shit in this County. And we are just supposed to be happy go lucky moving forward. It is not just ok. Where is the other Commissioner who has to answer these questions too? The one who has been the President of the Board of Commissioners.

Mr. Whitten, Jeremy asked some very valid questions. We need to understand.

Mr. Rivas, There is a theme going on tonight. We just got done voting on equipment from the Election Board that is costing the taxpayers a lot of money. Now we are looking at other things that are going to cost the taxpayers a lot of money. Who is not doing their job?

Mr. Biggs, Well the consistent between the two stories is that this Board was not told the truth then and in 2012. I don't think we are killing the messenger here. I think everyone appreciates what the Commissioners that are sitting in front of us are trying to do. All this Board needs to understand is there is one signature line on that contract. Correct?

Attorney Scott McClure, It has been the process at the Commissioners level that contracts are voted on at a meeting and then only one Commissioner signs.

Mr. Whitten, Ok. So that answers that question. Here is what I suggest we do. I am looking at those contracts. I am not only President of this Board but I also have a law degree. Let me look at those contracts. Let me get a handle on what has been going on. I will work with Scott on trying to figure out from the County's standpoint, what legal action, if any is necessary or appropriate. Just because things can be done better, doesn't mean the way they have been done rises to the level of liability or activity that isn't covered by the law. I don't want to scream and point fingers at these

guys. I did that before. I just want to get a feel for what has happened. I will come back to this Board and tell you what I think happened.

Mr. Biggs, I appreciate the effort but I think I know what happened.

Attorney Scott McClure, Just to make everyone feel a little bit better I want everyone to understand that when we are talking about hundreds of thousands of dollars in contracts being paid, the lion's share of those are not contracts that people are paid to do things here. They are calling vendors out to fix something that is currently broke. I don't want everyone walking away from here thinking that we have spent \$800,000 on vendors that are not showing up or not doing their job. What I want you to take away from this meeting is that a very small portion of it is contracts we had with people that are supposed to be doing things. Whether they were doing them or not is another discussion. 90% of these numbers is that the air conditioning doesn't work. We call someone out. They show up and we get the big bill. I want everyone to understand this number is really big because we are calling people out to fix problems.

Mr. Whitten, I think we have gone far enough down that road. Which is why I really want to look at them because quite honestly I haven't seen them. I don't know. I have heard some of them have auto renewal clauses. That concerns me a bit. We need to look at where we are at. Again, it may be that things have gotten off track for those reasons. People being called out, maybe too much. Maybe they are being called out for things because we didn't have someone in house that could deal with it. And maybe just by virtue of having that now we are going to remediate the problem. I just want to have a handle on that before we get too far down the blame game. I think certainly it is clear to everybody that something needs to be done better on that end. And it sounds like that is where you guys are headed.

Commissioner Good, In order for all of this to work you need to have processes and you need to have systems. And you have to have someone that oversees that and runs it. It does get down to skill sets. It does get down to the type of people you hire. That is why we have been coming before you. You have seen more job descriptions this year than we have seen in this County forever. And that is going to continue. And might I add that is a new Department Head too that we added. An HR person that we have never had. That boggled my mind. With such a large institution and no HR person. So I understand the anger. I am working out of that office. We are trying to make it better. But what everyone needs to understand is you have to have a process. You have to have a pecking order.

Mr. Whitten, We get that. We see what you are doing and we appreciate that. Everyone is 100% on board with what you are doing. It seems you are getting a handle on the looking forward. I am having questions about looking back. We will get through it.

Mr. Rivas, I appreciate what you are doing and I support what you are doing. But I have been one up here who has known where the problem is and have been vocal about it. And it is frustrating now when things are starting to reveal and proving that what I have been saying has been right for years.

Commissioner Good, All I will say Councilmember Rivas, is it would have been easy for us to sit here and cookie coat this. We made a very conscious decision not to do that. We have done a really good job in the last six months to try to develop a relationship with this Board for whatever reason. I am not going to talk about the past. We are talking about the future. We have our hat in our hand but we are going forward.

Mr. Whitten, We need to look at our calendar and let's get a meeting set up.

Mr. Whitten, Let's do second reading.

Auditor Vicki Urbanik,

NOTICE TO TAXPAYERS OF PROPOSED ADDITIONAL APPROPRIATIONS

Notice is hereby given the taxpayers of Porter County, Indiana that the proper legal officers of Porter County, Indiana will meet in the Porter County Government Administration Building located at 155 Indiana Avenue, Valparaiso IN 46383 on February 23, 2016 at 5:00 p.m. to consider the following additional appropriations in excess of the county budgets for the year 2016 and to transact any further business which might come before the Council:

Storm Water Fund (New)

Storm Water Fund	1182-0000-1110-24	Salaries	\$ 327,500.00
Storm Water Fund	1182-0000-1210-24	FICA	\$ 25,055.00
Storm Water Fund	1182-0000-1220-24	Medical/Life Insurance	\$ 86,900.00
Storm Water Fund	1182-0000-1230-24	PERF	\$ 36,680.00
Storm Water Fund	1182-0000-1340-24	Boards	\$ 10,000.00
Storm Water Fund	1182-0000-2110-24	Office Supplies	\$ 10,000.00
Storm Water Fund	1182-0000-2210-24	Gas, Fuel & Lubrication	\$ 30,000.00
Storm Water Fund	1182-0000-2310-24	Tires, Tubes, ect.	\$ 3,000.00
Storm Water Fund	1182-0000-2320-24	Auto, Truck and Equipment	\$ 15,000.00
Storm Water Fund	1182-0000-2361-24	Culverts/Pipes	\$ 100,000.00
Storm Water Fund	1182-0000-3110-24	Legal	\$ 25,000.00
Storm Water Fund	1182-0000-3120-24	Consultants	\$ 300,000.00
Storm Water Fund	1182-0000-3130-24	Training and Education	\$ 6,000.00
Storm Water Fund	1182-0000-3210-24	Travel	\$ 2,000.00
Storm Water Fund	1182-0000-3220-24	Telephone	\$ 6,000.00
Storm Water Fund	1182-0000-3310-24	Printing Other than Office Supply	\$ 5,000.00
Storm Water Fund	1182-0000-3320-24	Legal Notices	\$ 2,000.00
Storm Water Fund	1182-0000-3610-24	Maintenance Agreements	\$ 50,000.00
Storm Water Fund	1182-0000-3650-24	Vehicle Repair	\$ 5,000.00
Storm Water Fund	1182-0000-3710-24	Equipment	\$ 2,000.00
Storm Water Fund	1182-0000-3930-24	Dues and Subscriptions	\$ 2,000.00
Storm Water Fund	1182-0000-3950-24	Contractual Services	\$ 1,700,000.00
Storm Water Fund	1182-0000-3951-24	Contractual Attorney	\$ 25,000.00
Storm Water Fund	1182-0000-4210-24	Buildings	\$ 300,000.00
Storm Water Fund	1182-0000-4410-24	Office Equipment over \$100	\$ 10,000.00
Storm Water Fund	1182-0000-4420-24	Motor Vehicles	\$ 100,000.00
Storm Water Fund	1182-0000-4440-24	Furniture/Fixtures over \$100	\$ 75,000.00
Storm Water Fund	1182-0000-4510-24	Data Processing Equipment	\$ 50,000.00
Storm Water Fund	1182-0000-4540-24	Other Equipment	\$ 75,000.00
			<u>\$ 3,384,135.00</u>

Plan Commission Fund

Planning Commission	1180-0000-1110-24	Salaries	\$ (16,500.00)
Planning Commission	1180-0000-1210-24	FICA	\$ (1,252.00)
Planning Commission	1180-0000-1230-24	PERF	\$ (1,848.00)
Planning Commission	1180-0000-1340-24	Boards	<u>\$ (3,000.00)</u>
			\$ (16,500.00)

CEDIT Special Project – Animal Shelter

CEDIT-Special Projects	1112-2092-3160-30	Vet Services	\$ 2,500.00
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Prosecutor Deferral Fund

Prosecutor Deferral	2500-2501-1110-08	Salaries	\$ 3,000.00
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OWI/Fatal Drugs Fund

LocalGrant/OWI Testing Fund	9114-0000-3950-08	Contractual Services	\$ 11,416.29
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Stop Grant Fund

Stop Grant Fund	8113-0000-1110-08	Salaries	\$ 2,178.00
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Prosecutor Pre-Trial Fund

Prosecutor Pre-Trial Fund	2500-2503-1110-08	Salaries	\$ (2,178.00)
Prosecutor Pre-Trial Fund	2500-2503-1210-08	FICA	\$ 1,874.00
Prosecutor Pre-Trial Fund	2500-2503-1230-08	PERF	<u>\$ 2,744.00</u>
			\$ 2,440.00

VOCA Grant				
Stop Grant Fund	8113-0000-1110-08	Salaries	\$	2,178.00
General Fund				
Sheriff	1000-1005-1130-05	Overtime	\$	15,537.18
Highway/Sheriff Fund				
Overweight Vehicle	4000-1000-3630-05	Equip other than Vehicles	\$	14,000.00
Overweight Vehicle	4000-1000-4420-05	Motor Vehicles	\$	20,000.00
			\$	34,000.00
County User Fees				
Jury Fund/General Court	2500-2506-1350-78	Jury	\$	60,000.00
SHSP SUB Grant Fund				
Homeland Security Grant Fund	8146-0000-3120-47	Consultants	\$	20,000.00
Homeland Security Grant Fund	8146-0000-3130-47	Training and Education	\$	80,000.00
Homeland Security Grant Fund	8146-0000-3630-47	Equip other than Vehicles	\$	40,000.00
			\$	140,000.00
Park Operating Fund				
Park Operating	1179-0000-2250-85	Other Supplies	\$	19,000.00
Park Operating	1179-0000-3980-85	Event Expenses	\$	4,000.00
			\$	23,000.00
Park Grant Fund				
Parks - Playground Grant	9102-0000-3950-85	Contractual Services	\$	2,752.00
Park Grant Fund				
Parks - Pond/Prairie Grant	8153-0000-3950-85	Contractual Services	\$	13,942.24
Park-Sunset Hill Farm Education Center				
Parks - Education Center	4919-0000-3980-85	Event Expenses	\$	9,817.10
Hospital Interest Fund				
Hospital Interest	4902-0000-3950-25	Contractual Services	\$	317,197.00

Mr. Poparad moved to approve. Mrs. Graham seconded the motion.

Motion carried on the following roll call vote:

Mr. Rivas	-	Yes	Ms. Graham	-	Yes
Mr. Whitten	-	Yes	Mr. Jessen	-	Yes
Mr. Biggs	-	Yes	Mr. Poparad	-	Yes

Mr. Whitten, A couple of things, we have the Storm Water Management Board appointment. That is Jeremy. The Storm Water loan do we need to deal with that tonight?

Attorney Scott McClure, I think we do because that will allow that department to be able to start forecasting.

Mr. Poparad moved to approve the \$500,000 loan to the Storm Water Management Board. Mrs. Graham seconded the motion.

Mr. Rivas, Particulars on the loan.

Attorney Scott McClure, We want to get the Storm Water Board running. We want to get them working immediately. This idea is to give them a \$500,000 from the Hospital Interest money. The loan money would be paid back with the first tax issue. In June we would turn around and pay it back. At our next meeting we would do the additionals.

Mr. Whitten, Jeff do you have something?

Commissioner Good, Is that the loan?

Motion carried on the following roll call vote:

Mr. Rivas	-	Yes	Ms. Graham	-	Yes
Mr. Whitten	-	Yes	Mr. Jessen	-	Yes
Mr. Biggs	-	Yes	Mr. Poparad	-	Yes

Mr. Whitten, I was contacted by our ABC appointment Greg Simms. He was unaware the meetings were during the day. He is a teacher so is unable to make the meetings and has asked that we appoint someone else. We can deal with this now or next meeting.

Mr. Poparad, Let's just open it up and vote at our next meeting.

Mr. Whitten, Ok we will get applications out again. As you know I have received applications for our attorney position. There are quite a few of them. My thought, and I am not rushing to judgment, and I have had Scott on projects ES&S not the least of them, so I thought our next move might be to set up interviews with them. There are a few that might be withdrawing their application after discussing with them the compensation model and maybe some conflicts. To be honest with you, I felt that one of the criteria we ought to be contemplating and this is just a philosophical contemplation, with the advent of change in how we handle legal services in this county, meaning Scott is now the County attorney, we undoubtedly will be anticipating a legal department. I don't want our council attorney to be part of that because I don't want our attorney to be beholding to the Commissioner's attorney. If in fact we ever have a disagreement or we need a legal opinion of our attorney, I don't want our attorney to be afraid to give us an opinion that is perhaps adverse to that of the Commissioner's attorney. If we weren't afraid of that, why would we need an attorney? So I think that has to be a criteria. I don't want our attorney to represent half of the boards that come before us. I anticipate a few will be withdrawing and then we interview.

Mr. Poparad, I don't want to rush down this road too fast until the Foundation is established. Scott is the conduit and this thing is running pretty smooth. I don't see a rush.

Mr. Whitten, Let me figure this out. Let me talk to the attorneys. I want them to know what the compensation has been. I think a few of them were thinking Lake County and it came as a surprise when we were not in that ballpark. And if we don't like any of them we bid it out again.

Attorney Scott McClure, At the Commissioner's level one thing we did at our last meeting is the new contractual obligations before Department Heads turn them into the Commissioners. One thing I think is the most enlightening for this Board is that if there is a contract that is not part of a normal routine contract budget, then they have to identify to me where they are going to pay for this for the life of the contract. If that is not identifiable then they have to come to the Council President before they are going to get that contract approved. At that point they are probably going to be sitting here getting that worked out, at least in theory, so there is an understanding before those contracts are entered into which is one of those things I feel this board has had some frustration over. That has already gone out to Department Heads and elected officials.

There being no further business, meeting was adjourned.

**PORTER COUNTY COUNCIL
PORTER COUNTY, INDIANA**

Jim Biggs

Karen Conover

Sylvia Graham

Mike Jessen

Bob Poparad

Jeremy Rivas

Dan Whitten

Attest: _____
Auditor Vicki Urbanik