

CERTIFICATION OF MINUTES

Date April 16, 2024

I, Christina Sriver, duly qualified and acting County Auditor for the County of Fulton, Indiana, do hereby certify with regard to all proceedings of the date above; that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Auditor; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that the minutes of the meeting were in written form and available for public inspection immediately following approval of the body which held the meeting; that all news media requesting notification concerning meetings of said body were provided with advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

Christina Sriver, Fulton County Auditor



FULTON COUNTY COUNCIL
Tuesday, April 16, 2024

Meeting Called to Order at 5:00 PM with Pledge to the Flag. Present: Ron Dittman, Phyl Olinger, Steve Fishburn, Lorie Hurst, Randy Gundrum, Pete Karas, and Auditor Representative Chantal Rensberger. Not present: Chayse Thompson.

KEWANNA LIBRARY – Charlie Rude, Kewanna Library Director, reported on the ARP funds received. The bulk of the funds were used for digital scanning.

HIGHWAY – John Geier states that the guys have been changing culverts and working on Old 31 to get ready for paving for next month. An RFP was put out for paving Old 31 which is fit. There are some issues for the right-of-way at Bridge 161. The county has been awarded \$1.5 million in community crossings grants. John would like to purchase millings at \$5/ton.

SHERIFF – Sheriff Heishman delivered reports prior to the meeting. He has invoiced roughly \$54,000 for housing inmates for the month of March. The jail has a new phone system, part of the transition included a broadcasting TV in the lobby to remove clutter from walls. It also broadcasts to the cell blocks and the booking area to push information to inmates. There are currently 72 inmates: 15 from Wabash County and 8 Federal inmates.

FULTON COUNTY H.O.P.E. – Amy Roe stated that they are looking at having a mobile advocacy unit for domestic violence and sexual assault through Beamon home. The transportation survey has received an extension until the end of April to provide a detailed report to know what resources are needed for transportation. Paper copies of the survey are available at libraries and there is an electronic link on Facebook. The survey will go to IUK and a professional report will be put together to present to the Transpo board so they could apply for additional grants if we are not meeting the needs of Fulton County. There will be a meeting on April 23 at 11:00 a.m. for Project Independence. Project Independence is to help individuals get away from continued assistance.

COMMUNICATIONS/EMA – Gail Karas has ordered the county radios and asks how they will be paid for. Ron Dittman states we will get them paid for but he also wants to be sure there is tracking of the assets at the county level. She attended a meeting with Christian groups to develop a warming and cooling shelter plan for the homeless.

JOB CLASSIFICATION RECOMMENDATION – Lorie Hurst stated that the Job Classification Committee met on April 3rd to discuss changing the amount of dispatcher positions from 9 to 10 effective April 16th with a wage of \$21.99 per hour, no additional funds will be necessary. Steve motioned to approve, Randy seconded; carries 5-0 with Pete abstaining.

JAIL COMMISSARY ORDINANCE – Sheriff Heishman submits an ordinance for Council consideration:

ORDINANCE NO. 04162024

AN ORDINANCE ESTABLISHING THE APPROVED USES OF THE FULTON COUNTY JAIL COMMISSARY FUND

WHEREAS, the Fulton County Council is the fiscal body of Fulton County, State of Indiana; and

WHEREAS the Fulton County Sheriff's Office (hereafter "FCSO") maintains the Fulton County Detention Center (hereinafter "Jail") established pursuant to IC 36-2-2-24 and said Jail operates a commissary for the inmates; and

WHEREAS the Fulton County Council previously established a Commissary Fund under the administration of the FCSO pursuant to IC 36-8-10-21; and

WHEREAS the Sheriff, or the Sheriff's designee, without appropriation by the Fulton County Council, is authorized to disburse money from the Commissary Fund in accordance with the statute and the provisions herein established.

WHEREAS, IC 36-8-10-21(d)(9) permits expenditure of funds on "items which benefit the Sheriff's Office as are mutually agreed upon between the Sheriff and County Council" and

NOW, THEREFORE, BE IT ORDAINED by the Fulton County Council, County of Fulton, State of Indiana that the Commissary Fund may be utilized for the following expenditures:

- A. Commissary operating expenses, to include, but not limited to, obtaining merchandise for resale to inmates, maintenance of FCSO and Jail facilities, and compensation of personnel;
- B. Training for employees;
- C. Equipment purchase and rental, to include but not limited to: vehicles, vehicle titles, storage facilities, computers, computer software, communication devices, office machinery, office furnishings, cameras, photographic equipment, animals, animal training, holding and feeding equipment and supplies for animals, and attire used by and employee in the course of their official duties;
- D. Any activity provided to maintain order and discipline among the inmates;
- E. Any supplies, activities, or programs deemed by the Sheriff to be beneficial to the morale or well-being of inmates;
- F. Replacement of lost or damaged inmate property;
- G. Inmate transit costs;

- H. Postage for indigent inmates;
- I. Shipping costs for equipment and evidence;
- J. Replacement of damaged county employee property;
- K. Investigation and special detail expenses (including controlled drug buys);
- L. Advertising and sponsorship costs;
- M. Matching funds for grants;
- N. Professional, technical, and legal consulting fees;
- O. Expenses associated with hosting trainings events and meetings;
- P. Travel costs for employees attending professional meetings;
- Q. Expenses associated with special events for the inmates or employees such as holiday events, retirement events, service awards/plaques, recognition events, etc. and;
- R. All statutorily authorized uses

Pete motions to approve the first reading, Lorie seconded. Phyl motions to perform the second and third readings by title only, Steve seconded; carries 6-0. Steve motioned to approve the ordinance, Pete seconded; carries 6-0.

AMENDING JAIL AND DETENTION CENTER POPULATION – Sheriff Heishman presents an ordinance for Council consideration:

ORDINANCE # 04162024A

AMENDING JAIL AND DETENTION CENTER POPULATION

GENERAL ORDINANCE # 10192020

WHEREAS, the County Commissioners of Fulton County, Indiana adopted General Ordinance # 10192020: Jail and Detention Center Population Ordinance on November 2nd, 2020, and County Council adopted on November 17th, 2020, to maximize revenues by offering available space to house out-of-county inmates at a negotiated per diem rate per person, per day; and

WHEREAS, Ordinance 10192020 establishes the Fulton County Jail Facility Fund (local fund number 4300) for collected per diem charges for use of unoccupied beds; and

WHEREAS, Ordinance 10192020 directs said funds collected to be placed in specific categories: seventy percent (70%) will be held for debt reduction, fifteen percent (15%) will be held for maintenance of the jail facility, and fifteen percent (15%) will be held for operation of the jail facility; and

WHEREAS, it is necessary for keeping the funds separate for the specified use to create additional local funds to hold the charges collected for housing out-of-county inmates; and

WHEREAS, it is necessary to define the purpose of the three (3) total funds that will hold the charges collected for housing out-of-county inmates.

THEREFORE, be it hereby ordained to create and maintain a total of three (3) funds to hold charges collected for housing out-of-county inmates for use as follows:

1. Fund 4300 Fulton County Jail Facility Fund shall now be used for holding seventy percent (70%) of the charges collected for housing out-of-county inmates for a period of ten years for the purpose of paying down the debt reduction in accordance with applicable Indiana Code and bond trustee guidelines.
2. Fund 4301 Fulton County Jail Maintenance Fund shall be established for holding fifteen percent (15%) of the charges collected for housing out-of-county inmates for maintaining the jail facility, jail facility grounds, equipment to be used for maintaining the facility and/or its grounds, building or maintaining storage space for equipment to be used for maintaining the facility and/or its grounds, or any other purpose the Fulton County Council approves.
3. Fund 4302 Fulton County Jail Operation Fund shall be established for holding fifteen percent (15%) of the charges collected for housing out-of-county inmates for operation of the facility including supporting wages for all Sheriff's department personnel including employees of the jail facility and Sheriff's department employees and merit deputies, benefits, supplemental wages, and training.
These funds may be utilized as requested by the Fulton County Sheriff and appropriated by the Fulton County Council. This ordinance shall be in full force and effect upon passage.

Steve motioned to approve the first reading, Lorie seconded; carries 6-0. Lorie motioned to approve performing the second and third reading by title only, Pete seconded; carries 6-0. Phyl motioned to approve the ordinance, Lorie seconded; carries 6-0.

LOCAL INCOME TAX ORDINANCE – An ordinance adding a local income tax (LIT) for EMS services was read aloud:

ORDINANCE # _____
ORDINANCE MODIFYING LOCAL INCOME TAX RATES
FULTON COUNTY

BE IT ORDAINED by the County Council of Fulton County that a need now exists to modify the local income tax rates imposed in the following way:

| Allocation Rate Category | Existing LIT Rate | Proposed LIT Rate |
|--|-------------------|-------------------|
| Certified Shares (IC 6-3.6-6) | 1.0000% | 1.0000% |
| Public Safety (IC 6-3.6-6) | 0.5500% | 0.5500% |
| Economic Development (IC 6-3.6-6) | 0.2000% | 0.2000% |
| Property Tax Relief Rate ¹ (IC 6-3.6-5) | 0.4800% | 0.4800% |

| | | |
|--|---------|---------|
| Special Purpose Rate ² (IC 6-3.6-7-8.7) | 0.2500% | 0.2500% |
| Correctional or Rehabilitation Facilities ³ (IC 6-3.6-6-2.7) | 0.2000% | 0.2000% |
| Emergency Medical Service ³ (IC 6-3.6-6-2.8) | 0.0000% | 0.2000% |
| Staff Expenses for State Judicial System ³ (IC 6-3.6-6-2.9) | 0.0000% | 0.0000% |

The local income tax rates proposed above will become effective on October 1, 2024.

The public hearing will be held at the meeting on May 21st. Lori motioned to approve the first reading of the ordinance, Phyl seconded, carries 5-1 with Randy Gundrum voting nay.

Ron Dittman stated there was a meeting with Parkview Friday. Council has approved Commissioners to move forward with negotiations for the EMS contract. Lutheran is providing services until end of June 2024. There is a rumor that Lutheran wanted to reenter into negotiations for continuing to provide EMS services, the rumor is false.

PARSONS CONSULTING/US 31 – Tony Pakeltis, Parsons Consulting, is working with Indiana Department of Education on the US 31 PROPEL study. The study has been going on for a year and a half and will continue throughout the remainder of this year and through completion. The study is concentrating on intersection improvements, grade separation, converging intersections and interchanges and ways to improve operations on US 31 at primary intersections (8 total). The study area is within the northern part of Miami County to 700 N in Fulton County. The focus of this portion of the study is concentrating on the primary intersections including: Olson Road, County Road 100 N, 6th Street, State Road 25, Old US 31, County Road 150, Wabash Avenue, County Road 650 S, SR 16, 550 N (Mexico Road). They will make a recommendation to INDOT with potential alternatives; the alternatives will be evaluated in the next phase of the study. Part of the next phase will include breaking it up into sections and looking a potential improvement packages through different alternatives. Recommendations of alternatives will be carried forward into the next phase of project development. The study will be completed with potential alternatives to be further studied later on and will be prioritized based on need by INDOT and funding availability. Overall INDOT is looking at improvements over the next twenty or so years (2045 plan). There is a website (propelus31.com) to review the study document and provide comments and questions so that they can provide feedback.

MINUTES – Lorie motioned to approve minutes of the March 19th meeting, Pete seconded; carries 6-0.

TRANSFERS –

| Department | Fund | From Account | To Account | Amount |
|----------------|----------|------------------------|-----------------|---------|
| Communications | LIT PSAP | Repair and Maintenance | Office Supplies | \$15.00 |

motioned to approve, seconded; carries 5-0 with Pete abstaining.

ADDITIONAL APPROPRIATIONS –

| Department | Fund | For | Amount |
|------------|----------------|-----------------|----------|
| Sheriff | County General | Sheriff Vehicle | \$10,898 |

Steve motioned to approve, Pete seconded; carries 6-0.


| | | | |
|--|------------|-----------------------|----------|
| EMA | LEPC | Training | \$2,825 |
| Steve motioned to approve, Randy seconded; carries 5-0, Pete abstains. | | | |
| Auditor | Plat Book | Preservation Services | \$1,640 |
| Lorie motioned to approve, Randy seconded; carries 6-0. | | | |
| Commissioners | Rainy Day | Contract | \$26,300 |
| Pete motioned to approve, Phyl seconded; carries 6-0. | | | |
| Highway | MVH | Other Charges | \$4,670 |
| Lorie motioned to approve, Phyl seconded; carries 6-0. | | | |
| Highway | Cum Bridge | Bridge #50 | \$16,640 |
| Phyl motioned to approve, Pete seconded; carries 6-0. | | | |
| Highway | Cum Bridge | Bridge #161 | \$29,000 |
| Phyl motioned to approve, Pete seconded; carries 6-0. | | | |

OLD BUSINESS – None

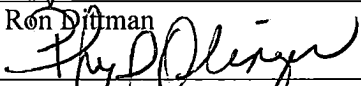
NEW BUSINESS – Phyl reported the revenue to the host fee fund for December 2023 and January 2024. She also stated Habitat for Humanity is having ribbon cutting ceremony on Thursday, May 2nd at 4:00 p.m. at 917 Franklin Avenue for a newly built office and storage building. ARPA funds of \$90,000 allowed it to happen.

ADJOURN – Pete motioned to adjourn at 6:48 p.m., seconded by Randy; carries. 6-0

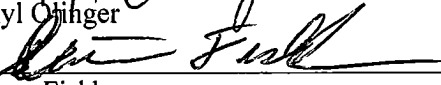
FULTON COUNTY COUNCIL



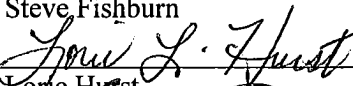
 Ron Dittman




 Phyl Oehnger



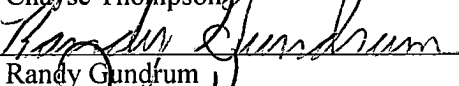
 Steve Fishburn



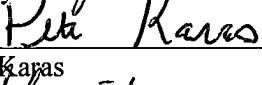
 Lorie Hurst




 Chayse Thompson



 Randy Gundrum



 Pete Karas



 Attest: Christina Sriver, County Auditor

Prepared by: Christina Sriver. I affirm under penalties of perjury, that I have taken reasonable care to redact each social security number in this document, unless required by law: Christina Sriver.