



**MONROE COUNTY COUNCIL**  
**REGULAR SESSION**  
**July 8, 2008 4:30 PM**  
**MONROE COUNTY COURTHOUSE**  
**JUDGE NAT U. HILL MEETING ROOM**

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- I. CALL TO ORDER**
- II. PLEDGE OF ALLEGIANCE**
- III. PUBLIC COMMENT**
- IV. DEPARTMENT UPDATES**
- V. 2008 GENERAL OBLIGATION BOND, *Bill Steger, County Legal Dept.***
  - 1. ORDINANCE 2008-02, An Ordinance of Monroe County, Indiana, Authorizing The Issuance and Sale of Bonds, (1<sup>st</sup> reading 7/1/08, 2<sup>nd</sup> reading 7/8/08).....4-29**
  - 2. ORDINANCE 2008-18, An Ordinance of Monroe County, Indiana, Appropriating the Proceeds of the General Obligation Bonds of 2008, (1<sup>st</sup> reading 7/1/08, 2<sup>nd</sup> reading 7/8/08).....30-32**
- VI. LIBRARY CAPITAL PROJECTS FUND, *Sara Laughlin, Director, MCPL*...33**
- VII. COUNTY ASSESSOR, *Judy Sharp, Monroe County Assessor***
  - Request for Additional Appropriation.....34-39**
  - 0101-008 County General/County Assessor
  - 10.7601 Longevity \$ 5,400.00
- VIII. PROSECUTOR, *JoAnn Vernon and Beth Hamlin, Prosecutor's Office***
  - 1. Request for Creation of New Budget Line Approval.....40-42**
  - 3502-000 Adult Protective Services
  - 30.0006 Outreach
  
  - 2. Request for Appropriation Approval.....43-45**
  - 3502-000 Adult Protective Services
  - 10.0001 APS Director \$ 36,624.00
  - 10.0002 APS Investigator 34,462.00

10.7601 Longevity	2,000.00
10.7901 Part Time Temporary	7,500.00
10.8001 Full Time Fringe	13,520.00
10.8002 Part Time Fringe	420.00
10.8101 FICA	6,165.00
10.8201 PERF	6,212.00
Sub-Total 01s	\$ 106,903.00
30.0001 Travel/Training	\$ 1,284.00
30.0002 Telephone	400.00
30.0006 Outreach	500.00
Sub-Total 03s	\$ 2,184.00
<b>Grand Total</b>	<b>\$ 109,087.00</b>

**IX. HIGHWAY, John Chambers, Superintendent**  
**Request for Additional Appropriation.....46-52**  
0702-531 Highway Maintenance

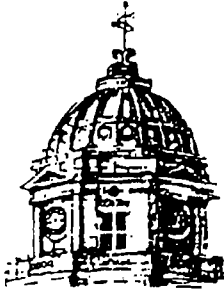
20.0011 Fleet Maintenance	\$ 50,000.00
30.0001 Gas, Oil & Lube	400,000.00
<b>Total</b>	<b>\$ 450,000.00</b>

**X. PROBATION/COMMUNITY CORRECTIONS, Tom Rhodes, Asst Chief PO**  
**Request for Salary Ordinance Approval (1<sup>st</sup> reading 7/1/08, 2<sup>nd</sup> reading 7/8/08)..53**  
3252-000 Community Corrections Program Grant (State Fiscal Year 2008-2009)

	<u>Present Salary</u>	<u>Requested Salary</u>
10.0001 Director	\$ 40,800.00	\$ 57,515.00
10.0003 Office Manager	\$ 22,440.00	\$ 31,595.20
10.0004 CASP Field Officer	\$ 22,440.00	\$ 26,924.80
10.0005 Juvenile Case Mgr.	\$ 22,440.00	\$ 39,269.00
10.0006 CASP Field Officer	\$ 22,440.00	\$ 26,924.80
10.0007 CASP Supervisor	\$ 40,800.00	\$ 52,515.00
10.0009 Floater Field Officer	\$ 22,440.00	\$ 26,924.80
10.0010 CASP Case Mgr	\$ 22,440.00	\$ 49,891.00
10.0011 CASP Field Officer	\$ 22,440.00	\$ 26,924.80
10.0012 Spe Prog Supervisor	\$ 40,800.00	\$ 50,604.00
10.0013 Receptionist	\$ 22,440.00	\$ 28,728.00
10.0014 JAMS Coordinator	\$ 22,440.00	\$ 41,232.00
10.0015 Juvenile Facilitator	\$ -0-	\$ 30,587.00
10.0016 CASP Field Officer	\$ 22,440.00	\$ 26,924.80
10.0017 Day Reporting Crd	\$ 22,440.00	\$ 39,269.00
10.0018 Juvenile Field Officer	\$ 22,440.00	\$ 38,029.00
10.0020 Hourly	\$7.75-\$26.09	\$7.75-\$28.72

10.0020 Little 500 Gap Time	\$7.75-\$28.72
	Per Hour
10.0020 Little 500 Overtime	\$7.75-\$28.72
	Per Hour @ time
	And a half

- XI. EMERGENCY MANAGEMENT, *John Hooker, Coordinator***  
**Request for Additional Appropriation.....62-71**  
0101-361 County General/Emergency Management  
30.0005 Radios & CD Sirens \$ 2,500.00  
40.0004 Radios \$ 5,500.00  
**Total \$ 8,000.00**
- XII. COMMISSIONERS, *Iris Kiesling, Monroe County Commissioner***  
**Request for Additional Appropriation.....72-76**  
2385-000 County/COIT/Capital  
40.0007 Assessor's Office Remodeling \$ 350,000.00
- XIII. RICHLAND TOWNSHIP TIF, *Aaron Platt, Commissioners' Office***  
**Request for Additional Appropriation.....77-84**  
9903-000 Richland TIF  
30.0002 Disbursement to Bank-US Bank \$ 268,000.00  
30.0002 Disbursement to Bank-Old National \$ 324,188.00  
30.0002 Disbursement to Bank-US Bank \$ 121,987.93  
**Total \$ 714,175.93**
- XIV. DEPARTMENT OF CHILD SERVICES, *Steven Vaughn, Director, and John Arnold, Controller***  
**RESOLUTION 2008-43, A Resolution Approving the Temporary Transfer of Funds Between Budget Accounts.....85-87**
- XV. EMERGENCY MANAGEMENT, *Jeff Cockerill, County Legal, or Jim Davis***  
**1. Request to Create New Job Description for Emergency Management Coordinator.....88-103**  
**2. Request to Create New Job Description for Emergency Operations Center Coordinator.....104-108**
- XVI. APPROVAL OF THE MINUTES FROM THE REGULAR SESSION OF THE COUNCIL HELD 04/08/2008 (*sent 5/5/2008*)**
- XVII. PUBLIC COMMENT**
- XVIII. COUNCIL COMMENT**



**MONROE COUNTY COUNCIL**  
**REQUESTED AGENDA INFORMATION FOR THE COUNCIL MEETING**

TITLE OF ITEM THAT APPEARS ON THE COUNCIL'S AGENDA: Ordinance 2008-2, authorizing the sale of bonds

DATE ITEM WILL APPEAR ON THE COUNCIL AGENDA: Introduction July 1, 2008  
Vote July 8, 2008

CONTACT PERSON: William Steger PHONE NUMBER: 349-2525

Presenter at Council Meeting if other than Contact Person: \_\_\_\_\_

OFFICE/DEPARTMENT: Legal

HAS THE MONROE COUNTY LEGAL DEPARTMENT REVIEWED ITEM? Yes X No \_\_\_\_\_

**INFORMATION PERTAINING TO A GRANT**

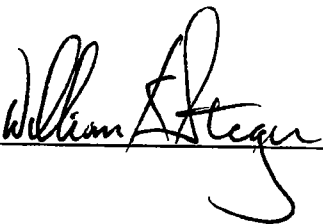
1. CURRENT STATUS OF GRANT REQUESTED: *(new or renewal)*

2. AMOUNT OF GRANT MONIES THAT WILL BE AWARDED:

Federal ? / State ? \$ \_\_\_\_\_  
 Local Match \$ \_\_\_\_\_ Source: \_\_\_\_\_  
 Total \$ \_\_\_\_\_

**EXECUTIVE SUMMARY:** *(Please write information for the Monroe County Council in ten sentences or less, relating how this agenda item will benefit or be used in the community.)*

*Ordinance 2008-2 authorizes the issuance and sale of general obligation bonds in an amount not to exceed 2 million Dollars for remodeling and equipping of the Curry Building. If there are proceeds remaining after completion of that project, they may be used for a variety of other County purposes.*

Signed 

Date June 18, 2008

ORDINANCE NO. 2008 - 02

An Ordinance of Monroe County, Indiana, authorizing the issuance and sale of bonds of the County for the purpose of providing funds to be used for the costs of remodeling and equipping the Curry Building, together with all necessary appurtenances, related improvements, equipment and incidental expenses in connection therewith and, if any proceeds are remaining, acquisition of land, buildings, vehicles, highway equipment, computer, security, emergency alert and communications systems, infrastructure improvements and remodeling and equipping of other county buildings

WHEREAS, Monroe County, Indiana ("County") is authorized by IC 36-2-6-18 ("Act") to issue bonds to procure moneys to be used in the exercise of the powers of the County; and

WHEREAS, the County Council of the County ("Council"), now determines that it is necessary and a proper exercise of the powers of the County to finance the costs of remodeling and equipping the Curry Building, together with all necessary appurtenances, related improvements, equipment and incidental expenses in connection therewith in accordance with plans and specifications now on file with the Issuer and, if any proceeds are remaining, acquisition of land, buildings, vehicles, highway equipment, computer, security, emergency alert and communications systems, infrastructure improvements and remodeling and equipping of other county buildings (collectively, "Projects"); and

WHEREAS, based upon the advice of the consultants for the County for the Projects, the Council has determined that the estimated cost of the Projects and the incidental expenses necessary to be incurred in connection with the Projects and with the issuance of the bonds to finance the Projects will be in an amount not to exceed Two Million Dollars (\$2,000,000); and

WHEREAS, the Council finds that there are no funds on hand available to be applied on the cost of the Projects which will be financed by the issuance of the County bonds in an amount

not to exceed Two Million Dollars (\$2,000,000) for the purpose of providing funds to be applied to the Projects, and that the bonds in such amount should now be authorized;

WHEREAS, the Council has been advised that the total cost of the Projects authorized herein will be less than Two Million Dollars (\$2,000,000) and, therefore, the bonds will not be issued to fund a controlled project as defined in IC 6-1.1-20-1.1; and

WHEREAS, the net assessed valuation of taxable property in the County, as shown in the last final and complete assessment which was made in the year 2007 for state and county taxes collectible in the year 2008 is \$7,175,947,531 and there is outstanding indebtedness in the amount of \$2,000,000 counting towards the County's two percent constitutional debt limit, excluding the bonds authorized herein; such assessment and outstanding indebtedness amounts shall be verified at the time of the payment for and delivery of the bonds;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COUNCIL OF MONROE COUNTY, INDIANA, THAT:

Section 1. Determination to Proceed; Authorization and Details of Bonds. (a) The Council shall proceed to undertake the Projects.

(b) In order to procure funds with which to pay the costs of the Projects, including the costs of issuance of the bonds on account of the Projects, the Auditor is authorized and directed to have prepared and to issue and sell the bonds of the County, to be designated as "General Obligation Bonds of 2008," in an aggregate principal amount not to exceed Two Million Dollars (\$2,000,000) ("Bonds") in accordance with the Act.

(c) The Bonds shall be sold at a price of not less than 99.75% of the par value thereof, and issued in fully registered form in denominations of \$5,000 or integral multiples thereof, numbered consecutively from 1 upward, dated as of the issue date, and shall bear interest

at a rate or rates not to exceed six percent (6%) per annum (the exact rate or rates to be determined by bidding), which interest shall be payable semiannually on January 1 and July 1 of each year, commencing on the first January 1 or the first July 1 after the date of issuance of the Bonds. Interest on the Bonds shall be calculated according to a 360-day year containing twelve 30-day months. The Bonds shall mature semiannually, or shall be subject to mandatory sinking fund redemption if term bonds are issued, on January 1 and July 1 of each year with a final maturity date no later than January 1, 2010 and in such amounts which will produce as level debt service payments as practicable with \$5,000 denominations.

All or a portion of the Bonds may be issued as one or more term bonds, upon election of the successful bidder. Such term bonds shall have a stated maturity or maturities of January 1 or July 1 on the dates as determined by the successful bidder, but in no event later than the last serial date of the Bonds as determined in accordance with the above paragraph. The term bonds shall be subject to mandatory sinking fund redemption and final payment(s) at maturity at 100% of the principal amount thereof, plus accrued interest to the redemption date, on dates and in the amounts hereinafter determined in accordance with the above paragraph.

(d) The Board of Commissioners and the Auditor are authorized and directed to appoint a qualified banking institution to serve as Registrar and Paying Agent ("Registrar" or "Paying Agent") for the Bonds, which shall be charged with the responsibility of authenticating the Bonds. The Auditor is hereby authorized to enter into such agreements or understandings with such bank as will enable the bank to perform the services required of a Registrar and Paying Agent. The Auditor is further authorized to pay such fees as the bank may charge for the services it provides as Registrar and Paying Agent, and such fees may be paid from the bond fund established to pay the principal of and interest on the Bonds. Upon agreement between the

County and the successful bidder for the Bonds, the Auditor may be designated as the Registrar and Paying Agent, and, in that case, shall be charged with all responsibilities of a Registrar and Paying Agent.

(e) The principal of the Bonds shall be payable at the principal corporate trust office of the Paying Agent. Interest on the Bonds shall be paid by check mailed by first class mail one business day prior to the interest payment date to the registered owner, as of the fifteenth day of the month immediately preceding the interest payment date ("Record Date"), to the address as it appears on the registration books kept by the Registrar or at such other address as is provided to the Paying Agent in writing by such registered owner. If payment of principal or interest is made to a depository, payment shall be made by wire transfer on the payment date in same-day funds. If the payment date occurs on a date when financial institutions are not open for business, the wire transfer shall be made on the next succeeding business day. The Paying Agent shall be instructed to wire transfer payments by 1:00 p.m. (New York City time) so such payments are received at the depository by 2:30 p.m. (New York City time). All payments on the Bonds shall be made in any lawful money of the United States of America, which on the date of such payment shall be legal tender for the payment of public and private debts.

(f) Each Bond shall be transferable or exchangeable only upon the books of the County kept for that purpose at the principal corporate trust office of the Registrar by the registered owner or by its attorney duly authorized in writing, upon surrender of such Bond together with a written instrument of transfer or exchange satisfactory to the Registrar duly executed by the registered owner or its attorney duly authorized in writing, and thereupon a new fully registered Bond or Bonds in the same aggregate principal amount and of the same maturity, shall be executed and delivered in the name of the transferee or transferees or the registered

owner, as the case may be, in exchange therefor. The County and the Registrar and Paying Agent for the Bonds may treat and consider the person in whose name such Bonds are registered as the absolute owner thereof for all purposes including for the purpose of receiving payment of, or on account of, the principal thereof and interest due thereon.

(g) The Bonds shall bear an original date which shall be the first day of the month in which the Bonds are sold or issued or their issue date, as determined by the Auditor, and each Bond shall also bear the date of its authentication. Bonds authenticated on or before the Record Date immediately preceding the first interest payment date shall be paid interest from the original date. Bonds authenticated thereafter shall be paid interest from the interest payment date to which interest has been paid next preceding the date of authentication of such Bonds unless the Bonds are authenticated after the Record Date and on or before the corresponding interest payment date, in which case interest thereon shall be paid from such interest payment date. If at the time of authentication of any Bond interest is in default thereon, that Bond shall bear interest from the date to which interest has been paid in full.

(h) The Bonds shall be signed in the name of the County by the manual or facsimile signature of the Board of Commissioners, and the seal of the County shall be affixed, imprinted, engraved or otherwise reproduced thereon and attested by the manual or facsimile signature of the Auditor. The Bonds shall be authenticated with the manual signature of an authorized representative of the Registrar, and no Bond shall be valid or become obligatory for any purpose until the certificate of authentication thereon shall have been so executed. Subject to registration provisions, the Bonds shall be negotiable under the laws of the State of Indiana.

(i) The Bonds are not subject to optional redemption prior to maturity.

Any Bonds issued as term bonds, upon election of the successful bidder, shall be subject to mandatory sinking fund redemption on January 1 and July 1 at 100% of face value in accordance with the maturity schedule hereinafter determined in accordance with paragraph (c). The Registrar shall credit against the mandatory sinking fund requirement for any term bonds, and any corresponding mandatory redemption obligation, in the order determined by the County, any term bonds maturing on the same date which have previously been redeemed (otherwise than as a result of a previous mandatory redemption requirement) or delivered to the Registrar for cancellation or purchased for cancellation by the County and not theretofore applied as a credit against any redemption obligation. Each term bond so delivered or canceled shall be credited by the Registrar at 100% of the principal amount thereof against the mandatory sinking fund obligation on such mandatory redemption date for that term bond. Any excess of such amount shall be credited on future redemption obligations, and the principal amount of that term bond to be redeemed by operation of the mandatory sinking fund requirement shall be accordingly reduced.

Each Five Thousand Dollars (\$5,000) principal amount shall be considered a separate Bond for purposes of redemption.

Notice of redemption shall be mailed to the address of the registered owner as shown on the registration records of the Registrar, as of the date which is forty-five (45) days prior to the date fixed for redemption, not less than thirty (30) days prior to such redemption date, unless notice is waived by the owner of the Bond or Bonds redeemed. The notice shall specify the date and place of redemption and sufficient identification of the Bonds called for redemption. The place of redemption may be determined by the County. Interest on the Bonds so called for redemption shall cease and the Bonds will no longer be deemed outstanding under this ordinance

on the redemption date fixed in such notice if sufficient funds are available at the place of redemption to pay the redemption price, including accrued interest and redemption premium, if any, to the redemption date, on the date so named. Failure to give such notice by mailing, or any defect in such notice, with respect to any Bond shall not affect the validity of any proceedings for redemption of other Bonds.

If the Bonds are not presented for payment or redemption on the date fixed therefor, the County may deposit in trust with the Paying Agent, an amount sufficient to pay such Bond or the redemption price, as the case may be, including accrued interest to the date of such payment or redemption, and thereafter the registered owner shall look only to the funds so deposited in trust with the Paying Agent for payment, and the County shall have no further obligation or liability in respect thereto.

(j) The County has determined that it may be beneficial to the County to have the Bonds held by a central depository system pursuant to an agreement between the County and The Depository Trust Company, New York, New York ("Depository Trust Company") and have transfers of the Bonds effected by book-entry on the books of the central depository system ("Book Entry System"). The Bonds may be initially issued in the form of a separate single authenticated fully registered Bond for the aggregate principal amount of each separate maturity of the Bonds. In such case, upon initial issuance, the ownership of such Bonds shall be registered in the register kept by the Registrar in the name of CEDE & CO., as nominee of the Depository Trust Company.

With respect to the Bonds registered in the register kept by the Registrar in the name of CEDE & CO., as nominee of the Depository Trust Company, the County and the Paying Agent shall have no responsibility or obligation to any other holders or owners (including any

beneficial owner ("Beneficial Owner")) of the Bonds with respect to (i) the accuracy of the records of the Depository Trust Company, CEDE & CO., or any Beneficial Owner with respect to ownership questions, (ii) the delivery to any bondholder (including any Beneficial Owner) or any other person, other than the Depository Trust Company, of any notice with respect to the Bonds including any notice of redemption, or (iii) the payment to any bondholder (including any Beneficial Owner) or any other person, other than the Depository Trust Company, of any amount with respect to the principal of, or premium, if any, or interest on the Bonds except as otherwise provided herein.

No person other than the Depository Trust Company shall receive an authenticated Bond evidencing an obligation of the County to make payments of the principal of and premium, if any, and interest on the Bonds pursuant to this ordinance. The County and the Registrar and Paying Agent may treat as and deem the Depository Trust Company or CEDE & CO. to be the absolute bondholder of each of the Bonds for the purpose of (i) payment of the principal of and premium, if any, and interest on such Bonds; (ii) giving notices of redemption and other notices permitted to be given to bondholders with respect to such Bonds; (iii) registering transfers with respect to such Bonds; (iv) obtaining any consent or other action required or permitted to be taken of or by bondholders; (v) voting; and (vi) for all other purposes whatsoever. The Paying Agent shall pay all principal of and premium, if any, and interest on the Bonds only to or upon the order of the Depository Trust Company, and all such payments shall be valid and effective fully to satisfy and discharge the County's and the Paying Agent's obligations with respect to principal of and premium, if any, and interest on the Bonds to the extent of the sum or sums so paid. Upon delivery by the Depository Trust Company to the County of written notice to the effect that the Depository Trust Company has determined to substitute a new nominee in place of

