

THE SHELBY COUNTY COUNCIL MET ON TUESDAY DECEMBER 19, 2017 AT 6:00 P.M. PRESENT WAS COUNCIL MEMBERS, SMITH, CLAXTON, TITUS, ASHER, SANDERS, FISCHER, LANGKABEL, COUNTY COUNCIL ATTORNEY, AND THE COUNTY AUDITOR.

MINUTES:

MOTION TO APPROVE MINUTES FROM NOVEMBER 21, 2017 MEETING WAS MADE BY ASHER, SECONDED BY LANGKABEL, APPROVED 7-0

TRANSFERS & ADDITIONALS:

AT THIS TIME A MOTION WAS MADE BY CLAXTON TO APPROVE ALL TRANSFERS AS PRESENTED, SECONDED BY ASHER, APPROVED 7-0

AUDITOR:

REQUEST FOR TO TRANSFER \$1,500.00 FROM 1000-12170-0002 (CLERICAL DEPUTY) TO 1000-21100-0002 (OFFICE SUPPLIES)

EMERGENCY MANAGEMENT:

REQUESTED TO TRANSFER \$1,261.59 FROM 1000-32100-0302 (TELEPHONES) TO 1000-21100-0302 (OFFICE SUPPLIES) \$800.00 FROM 1000-36100-0302 (MAINT. CONTRACTS) TO 1000-21100-0302 (OFFICE SUPPLIES), \$298.09 FROM 1000-32202-0302 (MILE/GAS/VEHICLE) TO 1000-32200-0302 (MILEAGE & TRAVEL), \$41.76 FROM 1000-18250-0302 (WORKMAN COMP) TO 1000-18230-0302 (GROUP INSURANCE AND \$414.00 FROM 1000-36100-0302 (MAINT CONTRACTS) TO 1000-34100-0302 (AUTO INSURANCE)

EXTENSION OFFICE:

REQUEST TO TRANSFER \$845.00 FROM 1000-15190-0011 (INTERPRETER/TRANSLATOR) TO 1000-15180-0011 (SUMMER ASSISTANT)

HIGHWAY:

REQUEST TO TRANSFER \$963.78 FROM 1176-12127-0533 (EQUIPMENT / GRADE ALL) TO 1176-12158-0533 (DISPATCH), \$99.93 FROM 1176-12127-0533 (EQUIPMENT / GRADE ALL) TO 1176-12401-0533 (TRUCK DRIVER),

PROSECUTOR:

REQUEST TO TRANSFER \$33.15 FROM 1000-12204-9601 (CASEWORKER) TO 1000-12165-9601 (CASEWORKER), \$2,444.54 FROM 1000-12211-0009 (INVESTIGATOR) TO 1000-12222-0009 (DEPUTY PROSECUTOR 2)

ADDITIONAL APPROPRIATIONS:

GAL:

REQUEST FOR AN ADDITIONAL APPROPRIATION IN FUND 1211-31102-0000 (STATE FUNDS) IN THE AMOUNT OF \$3,987.76, MOTION TO APPROVE WAS MADE BY ASHER, SECONDED BY SANDERS, APPROVED 7-0

JURY FUND:

SUPERIOR COURT 1 IS REQUESTING AN ADDITIONAL APPROPRIATION IN FUND 2507-30101-0000 (JURY FUND) IN THE AMOUNT OF \$3,548.50 MOTION TO APPROVE WAS MADE BY CLAXTON, SECONDED BY SANDERS, APPROVED 7-0

SHERIFF:

REQUEST FOR AN ADDITIONAL APPROPRIATION IN FUND 1110-31107-0380 (PHYSICIAN) IN THE AMOUNT OF \$16,000.00, MOTION TO APPROVE WAS MADE BY ASHER, SECONDED BY LANGKABEL, APPROVED 7-0

FUND 1110-24101-0380 (JAIL FOOD) IN THE AMOUNT OF \$55,121.20, MOTION TO APPROVE WAS MADE BY ASHER, SECONDED BY LANGKABEL, APPROVED 7-0

FUND 4203-51100-0000 (COMMUNITY CORRECTIONS) IN THE AMOUNT OF \$14,640.00, MOTION TO APPROVE WAS MADE BY ASHER, SECONDED BY LANGKABEL, APPROVED 7-0

MISCELLANEOUS:

PREMIER AG, CO-OP, INC. / ABATEMENT REQUEST:

ERIC GLASCO WITH MCNEELY STEPHENSON LAW FIRM PRESENTED THE COUNCIL WITH THE FOLLOW UP ON THE ABATEMENT FOR PREMIER AG CO-OP, THEY DID SAY THEY MADE A MISTAKE ON THEIR PROJECTED COST, THEY INCLUDED THE REAL ESTATE, SO INSTEAD OF \$7,065.000.00 THEY WILL PROBABLY BE CLOSER TO \$6.4 MILLION.

AT THIS TIME THE FLOOR WAS OPENED FOR THE PUBLIC TO SPEAK.

1. ATTORNEY RAY BASILE REPRESENTING SHELBY COUNTY CO-OP, THEY ARE OPPOSED TO THE ABATEMENT, THEY ARE NOT OPPOSED TO THE COMPETITION, BUT THEY FEEL ABATEMENTS ARE NOT AN EFFECTIVE WAY TO BRING BUSINESS TO YOUR COUNTY.
2. THE LOCATION ISN'T GOING TO SUPPORT THE TRAFFIC, THERE ARE GOING TO BE MORE ACCIDENTS AND THE ROAD ISN'T WIDE ENOUGH, THIS IS PROBABLY GOING TO COST THE COUNTY TO FIX THE ROADS
3. UNFAIR PLAYING FIELD
4. THEY ARE GOING TO CLOSE THEIR JOHNSON COUNTY & OTHER FACILITIES, SO MORE THAN LIKELY THEIR EMPLOYEES WILL TRANSFER TO THIS PLANT, SO THEY WON'T BE HIRING NEW PEOPLE.

KEVIN CARSON:

1. ABATEMENTS ARE FOR ATTRACTING COMPANIES, THIS COMPANY IS ALREADY COMING TO COUNTY
2. AT THE PLAN COMMISSION IT WAS DISCUSSED THAT GOOD CITIZENS PAY THEIR WAY

DENNY FREY:

1. CONCERNED ABOUT THE ROAD PROBLEMS, IT'S A SAFETY ISSUE, THEY WILL HAVE LOTS OF LARGE EQUIPMENT. AND THE ROAD TRAFFIC WILL INCREASE.

2. ALSO OF THE FACILITY THEY ARE BUILDING, HOW MUCH IS ALREADY GOING TO BE EXEMPT WITH THE NEW STATE CONTAINMENT EXEMPTION.

IN CLOSING ERIC GLASCO ADVISED THE COUNCIL THEY HAVE NEVER DONE A HUGE FACILITY LIKE THIS, IT HAS ALWAYS BEEN A STEP BY STEP BUILD, NOT ALL AT ONCE. MARK CANARY WITH PREMIER AG SAID THEY PROBABLY WON'T HAVE ANY OF THE BARN EXEMPT, IT IS SO HARD TO GET THE EXEMPT STATUS. THE FERTILIZER BARN WHICH WILL COST \$3.5 MILLION WILL NOT BE EXEMPT. THE SEED WAREHOUSE WILL HAVE CONTAINMENT, BUT NOT SURE THEY WILL GO THROUGH THE TROUBLE

AT THIS TIME A MOTION TO APPROVE WAS MADE BY FISCHER, SECONDED BY ASHER, APPROVED 6-0-1 (TITUS)

YOUTH ASSISTANCE PROGRAM:

MELISSA O'CONNOR PRESENTED THE COUNCIL WITH AN UPDATE ON THEIR PROGRAM AND HOW WELL IT IS DOING. THEY HAVE HAD 160 REFERRALS AND CURRENTLY THEY HAVE 100 CLIENTS, MAJORITY OF THE REFERRALS ARE ELEMENTARY AGE. THEY ARE RECEIVING REFERRALS FROM ALL COUNTY SCHOOLS. THIS WAS INFORMATION ONLY.

COUNTY SHERIFF / RETIREMENT PLAN AMENDMENT:

SHERIFF PARKS PRESENTED THE COUNCIL WITH TWO AMENDMENTS TO THE SHERIFF'S DEPARTMENT RETIREMENT PLAN, STAN BROWN WITH MCCREADY AND KEENE, INC. WAS HERE TO EXPLAIN THE CHANGES TO THE PLAN. THESE CHANGES HAVE NO EFFECT ON THE COST OF THE PROGRAM AND WILL HAVE NO COST TO THE COUNTY, THESE ARE MAINTENANCE CHANGES ONLY.

1. WILL CHANGE THE WAY THE SHERIFF'S RETIREMENT IS CALCULATED, THEY WILL CHANGE FROM THE NEUTRAL CALCULATION AND START USING THE MARKET-BASED CALCULATION.
2. THEY WILL CHANGE THE WAY RETIREMENT CAN BE DRAWN THEIR DISABILITY CAN TRANSFER OVER AT 50 YEARS OF AGE, THEY JUST CHANGED SOME OF THE WORDING AND WAYS TO MAKE IT EASIER.

PARKS ADVISED THE MERIT BOARD APPROVED THE CHANGES AT THE NOVEMBER 8, 2017 MEETING. THE COUNCIL ADVISED SINCE THEY HADN'T SEEN THIS THEY WILL NEED TO TABLE THIS UNTIL THE JANUARY MEETING. PARKS ADVISED HE HAD EMAILED IT TO TITUS AND ASHER, THEY BOTH ADVISED THEY DIDN'T RECEIVE IT. MOTION TO TABLE UNTIL JANUARY 2018 MEETING WAS MADE BY ASHER, SECONDED BY SMITH, APPROVED 7-0

COUNTY RECORDER / FIRST DEPUTY POSITION:

TAWNIA PRESENTED TO THE COUNCIL TONIGHT THAT ACCORDING TO STATUTE SHE IS ALLOWED TO HAVE A FIRST DEPUTY, THEY HAVE NOT HAD A FIRST DEPUTY SINCE SHE CAME INTO THAT OFFICE AND WITH ONLY HAVING THREE EMPLOYEES IN THE OFFICE INCLUDING HER, AND ONE BEING PART-TIME, SHE FEELS THAT THE FULL TIME EMPLOYEE SHOULD BE THE FIRST DEPUTY. THIS POSITION DOES A LOT OF WHAT A FIRST DEPUTY WOULD DO. TAWNIA IS REQUESTING THE COUNCIL TO APPROVE HER TO MOVE HER FULL TIME EMPLOYEE TO HER FIRST DEPUTY AND SHE WILL PAY THE DIFFERENCE OF \$3,325.00 OUT OF HER PERPETUATION BUDGET THIS YEAR. MOTION TO APPROVE WAS MADE BY LANGKABEL, SECONDED BY SMITH, APPROVED 7-0

LANGKABEL OUT AT THIS TIME

2018 SALARY ORDINANCE:

DONNA PRESENTED THE COUNCIL WITH THE 2018 SALARY ORDINANCE FOR APPROVAL, MOTION TO APPROVE WAS MADE BY FISCHER, SECONDED BY CLAXTON, APPROVED 6-0

2018 MILEAGE RATE:

THE AUDITOR PRESENTED THE COUNCIL WITH THE NEW MILEAGE RATE FOR 2018. THE IRS HAS RELEASED THEIR NEW RATE FOR 2018 @ .545, MOTION TO APPROVE WAS MADE BY SMITH, SECONDED BY SANDERS, APPROVED 6-0

MOTION TO ADJOURN WAS MADE BY SMITH SECONDED BY FISCHER
APPROVED 6-0

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ATTEST:

MARY JO PHARES
SHELBY COUNTY AUDITOR