

STATE OF INDIANA)
SS)
COUNTY OF CLAY)

NOVEMBER 4, 2024

The November 4, 2024 Regular Meeting of the Clay County Council was called to order by President Larry Moss at 6:00 p.m. Council members present were Larry Moss, Jason Thomas, John Nicoson, Jackie Mitchell, Pat Heffner, and Dave Amerman. Jason Britton was not present. Auditor Patricia Foxx made a record of the proceedings, to wit:

Jason Thomas led the Pledge of Allegiance followed by the opening prayer by Larry Moss.

A motion to approve October 7, 2024, Regular Meeting minutes was made by Jackie Mitchell and seconded by Jason Thomas. Motion carried 6-0.

IN THE MATTER OF ADDITIONAL APPROPRIATION

Larry Moss read the following:

COUNTY EMERGENCY APPROPRIATION ORDINANCE

Whereas, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget; now, therefore:

Sec.1. Be it ordained by the County Council of Clay (Taxing Unit), Clay (County), that for the expenses of the taxing unit the following additional sums of money are hereby appropriated out of the funds named and for the specified, subject to laws governing the same:

	AMOUNT REQUESTED	AYE	NAY
Fund Name: <u>County General</u>			
Major Budget Classification:			
Personal Services	\$ <u>101,481.00</u>	<u>6</u>	_____
Other Services and Charges	\$ <u>5,000.00</u>	<u>6</u>	_____
Fund Name: <u>County Highway</u>			
Major Budget Classification:			
Supplies	\$ <u>1,976.00</u>	<u>6</u>	_____
Fund Name: <u>County Riverboat</u>			
Major Budget Classification:			
Personal Services	\$ <u>35,000.00</u>	<u>6</u>	_____

Patti Foxx, Auditor, stated the \$35,000.00 will cover the increase of the County insurance that came in higher than normal with the increase of employees.

Brison stated that the Federal Equitable fund of \$17,750.00 will be used to purchase fitness equipment per the guidelines of law enforcement equipment.

Motion was made to approve total of \$161,207.00 for additional appropriations as presented by Dave Amerman and seconded by Pat Heffner. Motion carried 6-0.

IN THE MATTER OF TRANSFERS

TRANSFER

WHEREAS, It has been shown that certain existing appropriations now have unobligated balances which will not be needed for the purpose for which appropriated and;

It Is Therefore Ordained by the aforesaid County Council that such unnecessary existing appropriations are now reduced and the money transferred to the necessary and proper appropriations in amounts as follows:

		Aye	Nay
COUNTY GENERAL			
AUDITOR			
From 1000-11400-0002 (Clerical)			
To 1000-21100-0002 (Supplies)	\$600.00	<u>7</u>	_____
From 1000-11400-0002 (Clerical)			
To 1000-36200-0002 (Copier lease)	<u>\$600.00</u>	<u>7</u>	_____
JAIL			
From 1000-21104-0032 (Supplies Equip Purchase)			
To 1000-37200-0032 (Garage & Motors)	\$ 17,000.00	<u>7</u>	_____
 ELECTION OFFICE			
From 1000-39204-0021 (E Pollbook)			
To 1000-15600-0021 (Absentee/Travel Board)	\$2,500.00	<u>7</u>	_____
From 1000-39204-0021 (E Pollbook)			
To 1000-16000-0021 (Election Board Members)	\$1,700.00	<u>7</u>	_____
From 1000-39108-0021 (E Pollbook)			
To 1000-16500-0021 (Precinct Election Workers)	\$2,700.00	<u>7</u>	_____

From 1000-333501-0021 (Polling Place)
 To 1000-16500-0021 (Precinct Election Workers) \$ 500.00 7 _____

From 1000-33300-0021 (Printing Etc)
 To 1000-16500-0021 (Precinct Election Workers) \$ 800.00 7 _____

From 1000-33200-0021 (Legal Notices)
 To 1000-16500-0021 (Precinct Election Workers) \$ 790.00 7 _____

From 1000-32601-0021 (Meeting Reg & Exp)
 To 1000-16500-0021 (Precinct Election Workers) \$ 4,790.00 7 _____

From ~~1000-333200-0021 (Printing Etc)~~
 To ~~1000-16500-0021 (Precinct Election Workers)~~ \$ ~~800.00~~ duplicate entry

From 1000-22900-0021 (Election Kits)
 To 1000-16500-0021 (Precinct Election Workers) \$ 700.00 7 _____

From 1000-32406-0021 (Hot Spot Data Plan)
 To 1000-11413-0021 (Registration Clerk) \$ 375.00 7 _____

PRESENTED to the Clay Council, read in full and adopted this 4th day of November, 2024.

A YE	N AY
<u>Jason C Thomas /s/</u>	_____
<u>Larry Moss /s/</u>	_____
_____	_____
<u>Jackie Mitchell /s/</u>	_____
<u>John Nicoson /s/</u>	_____
<u>Dave Amerman /s/</u>	_____
<u>Pat Heffner /s/</u>	_____
Members of the Clay County Council	

ATTEST: Patricia A Foxx /s/
 Patricia A Foxx, Clay County Auditor

Dave Amerman /s/ _____

Jason Britton /s/ _____

Members of the Clay County Council

ATTEST: _____ Patricia A Foxx /s/

Patricia A Foxx, Clay County Auditor

Emily Clarke, Prosecutor, explained the increase in the salaries to be paid for the remaining of the year to keep the current employees in the child support department.

The Council amended the Salary ordinance 2024-21 to less than what was requested for 2024. To ask for additional appropriation next year to cover the increase for the 2025 salary.

Motion to suspend the rules was made by Dave Amerman and seconded by John Nicoson. Motion carried 6-0.

Motion to approve Ordinance 2024-21 was made by Jackie Mitchell and seconded by Jason Thomas. Motion carried 6-0.

IN THE MATTER OF AMENDED SALARY ORDINANCE

ORDINANCE 2024-17

AMENDED SALARY ORDINANCE

An ordinance setting compensation for certain County Employees for the fiscal year 2024.

Be it ordained by the County Council of Clay County, Indiana as follows:

WIC GRANT

WIC

WIC Coordinator/Dietician \$34.86 Per Hour Full Time

Clinic Assistant \$17.47 Per Hour Full Time

WIC CPA \$29.40 Per Hour Full Time

Effective October 1st, 2024. Presented to the Clay County Council this 4th day of November, 2024.

Approved by the following aye and nay vote.

AYE

NAY

Larry Moss /s/ _____

Pat Heffner /s/ _____

Jackie Mitchell /s/

John Nicoson /s/

Dave Amerman /s/

Jason Britton /s/

Members of the Clay County Council

ATTEST: _____ Patricia A Foxx /s/
Patricia A Foxx, Clay County Auditor

Rachael Dickerson, WIC Coordinator, presented State approved salaries for the 2024-2025 WIC grant cycle.

Motion to suspend the rules was made by Dave Amerman and seconded by John Nicoson. Motion carried 6-0.

Motion to approve Ordinance 2024-18 was made by Jackie Mitchell and seconded by Jason Thomas. Motion carried 6-0.

IN MATTER FOR WIC GRANT RENEWAL

Rachael Dickerson, WIC Coordinator, presented WIC grant renewal for October 1, 2024 thru September 30, 2025. This year the grant request is for \$213,533.82. The dollar amount is based on last year's data and the number of people that are eligible for WIC. There is no County match.

Motion to approve the WIC grant as presented was made by Jackie Mitchell and seconded by Dave Amerman. Motion carried 6-0.

IN MATTER FOR CASA GRANT RENEWAL

Dawn Creech, presented CASA grant renewal for January 1, 2025 thru December 31, 2025. This year the grant request is for \$113,822.74. The County match is \$83,347.74.

Motion to approve the CASA grant as presented was made by Dave Amerman and seconded by John Nicoson. Motion carried 6-0.

IN MATTER FOR EMA SALARY GRANT RENEWAL

Rob Gambill, EMA Director, presented the 2024 EMPG Salary Reimbursement Grant where the state pays half the salary. The grant is for October 1, 2024 thru September 30, 2025 for the amount of \$23,791.00. The County pays the other half plus the fringe benefits.

ORDINANCE NO. 2024-19

ORDINANCE APPROVING REQUEST OF CLAY COUNTY RECORDER
TO PAY EXPENSES OF THE CLAY COUNTY RECORDER'S OFFICE
FOR THE 2025 CALENDAR YEAR FROM THE
CLAY COUNTY RECORDER'S RECORDS PERPETUATION FUND

WHEREAS on November 4, 2024 Patricia Nichole Keller, in her capacity as Clay County Recorder, presented her Affidavit of Recorder of Clay County, Indiana, to the Clay County Council for review and approval;

WHEREAS said Affidavit was submitted to the Clay County Council pursuant to I.C. 36-2-7-10.2, which specifically sets forth the statutory requirements for an Indiana county recorder to request approval to pay all or a portion of the expenses of the county recorder's office for the following calendar year from the county recorder's records perpetuation fund;

WHEREAS said Affidavit specifically requested the Clay County Council to approve payment of the expenses of the Clay County Recorder's Office for the 2025 calendar year from the Clay County Recorder's Records Perpetuation Fund in an amount not to exceed Ninety Thousand Dollars and No Cents (\$90,000.00);

WHEREAS the Clay County Council found that said Affidavit complies with the statutory requirements of I.C. 36-2-7-10.2 and no reason exists for the request set forth in said Affidavit to be denied.

NOW THEREFORE BE IT ORDAINED AS FOLLOWS:

The Clay County Council approves the request of Patricia Nichole Keller, in her capacity as Clay County Recorder, to pay the expenses of the Clay County Recorder's Office for the 2025 calendar year from the Clay County Recorder's Records Perpetuation Fund in an amount not to exceed Ninety Thousand Dollars and No Cents (\$90,000.00).

APPROVED and ESTABLISHED this November 4, 2024.

Larry J. Moss, President /s/
Larry J. Moss, President

Jason Thomas /s/
Jason Thomas

Jackie Mitchell /s/
Jackie Mitchell

David Amerman /s/
David Amerman

Jason Britton
Jason Britton

Pat Heffner /s/
Patricia Heffner

John Nicon /s/
John Nicoson

Patricia Foxx /s/
Patricia Foxx
Auditor, Clay County, Indiana

Susan Maesch, Recorder Deputy, presented the Recorder perpetuation ordinance 2024-19 which to cover the salaries for 2025

Motion to approve Recorder perpetuation ordinance 2024-19 as presented was made by Jason Thomas and seconded by Dave Amerman. Motion carried 6-0.

IN THE MATTER OF CLERK PERPETUATION ORDINANCE 2024-20

STATE OF INDIANA)
) SS:
COUNTY OF CLAY)

AFFIDAVIT OF
CLERK OF CLAY COUNTY, INDIANA

Comes now the undersigned Affiant, Amy E. Jordan, in her capacity as Clay County Clerk, and pursuant to I.C. 33-37-5-2(b), who being first duly sworn upon her oath, deposes and states as follows:

1. Affiant desires to pay all or a portion of the expenses of the Clay County Clerk’s Office for the 2025 calendar year from the Clay County Clerk’s Records Perpetuation Fund (hereinafter, the “Fund”) in accordance with the provisions of I.C. 33-37-5-2(b).

2. Affiant represents to the Clay County Council that:
 - a. The current revenue to the Fund is sufficient to fulfill the statutory purpose of the Fund.
 - b. The technology of the Clay County Clerk’s Office is presently updated and at a level to sufficiently meet the statutory purposes of the fund and the Clay County Clerk’s Office;
 - c. The Fund has a sufficient reserve, consistent with the Clay County Clerk’s plan, to capitalize the next technology or other records management upgrade necessary to fulfill the statutory purpose of the Fund and the Clay County Clerk’s Office: and
 - d. The Affiant, in her capacity as Clay County Clerk, specifically requests that all or a specific, identifiable portion of the fund be used to pay the expenses of the Clay County Clerk’s Office for the 2025 calendar year.

3. Affiant specifically requests the Clay County Council to approve payment of the expenses of the Clay County Clerk’s Office for the 2025 calendar year from the Fund in an amount not to exceed Seventy-Five Thousand and No Cents (\$75,000.00).

4. Affiant desires the Clay County Council to adopt an ordinance approving Affiant’s request as set forth herein.

FURTHER AFFIANT SAYETH NOT.

I, the undersigned Affiant, hereby affirm under penalties for perjury that the statements contained in this Affidavit are true and correct to the best of my knowledge and belief.

Amy E Jordan /s/
Amy E. Jordan
Clay County Clerk

STATE OF INDIANA)
) SS:
COUNTY OF CLAY)

Before me, a Notary Public in and for said County and State, personally appeared Amy E. Jordan, who acknowledged the execution of the foregoing Affidavit, and who, have been duly sworn, stated that any representations therein contained are true.

WITNESS my hand and Notarial Seal this 4 day of November, 2024.

Patricia A Foxx /s/

_____, Notary Public

Resident of Clay, County, IN

My Commission Expires: March 29, 2031

This instrument was prepared by: Amy E. Jordan **I AFFIRM, UNDER THE PENALTIES FOR PERJURY, THAT I HAVE TAKEN A REASONABLE CARE TO REDACT EACH SOCIAL SECURITY NUMBER IN THIS DOCUMENT, UNLESS REQUIRED BY LAW.** Amy E. Jordan

ORDINANCE NO. 2024-20

ORDINANCE APPROVING REQUEST OF CLAY COUNTY CLERK TO PAY
EXPENSES OF THE CLAY COUNTY CLERK'S OFFICE
FOR THE 2025 CALENDAR YEAR FROM THE
CLAY COUNTY CLERK'S RECORD PERPETUATION FUND

WHEREAS on November 4, 2024, Amy E. Jordan, in her capacity as Clay County Clerk, presented her Affidavit of Clerk of Clay County, Indiana, to the Clay County Council for review and approval;

WHEREAS said Affidavit was submitted to the Clay County Council pursuant to I.C. 33-37-5-2(b), which specifically sets forth the statutory requirements for an Indiana County Clerk to request approval to pay all or a portion of the expenses of the County Clerk's Office for the following calendar year from the County Clerk's Records Perpetuation Fund;

WHEREAS said Affidavit specifically requested the Clay County Council to approve payment of the expenses of the Clay County Clerk's Office for the 2025 calendar year from the Clay County Clerk's Records Perpetuation Fund in the amount not to exceed Seventy-Five Thousand Dollars and No Cents (\$75,000.00)

WHEREAS the Clay County Council found that said Affidavit complies with the statutory requirements of I.C. 33-37-5-2(b) and no reason exists for the request set forth in said Affidavit to be denied.

NOW THEREFORE BE IT ORDAINED AS FOLLOWS:

The Clay County Council approves the request of Amy E. Jordan, in her capacity as Clay County Clerk, to pay the expenses of the Clay County Clerk's Office for the 2025 calendar year for the Clay County Clerk's Record Perpetuation Fund in an amount not to exceed Seventy-Five Thousand Dollars and No Cents (\$75,000.00).

APPROVED and ESTABLISHED this November 4, 2024.

Larry J> Moss President /s/
Larry J. Moss, President

Jason Thomas /s/
Jason Thomas

Jackie Mitchell /s/
Jackie Mitchell

David Amerman /s/
David Amerman

Jason Britton

Pat Heffner /s/
Patricia Heffner

John Niconson /s/
John Nicoson

Patricia Foxx /s/
Patricia Foxx
Auditor, Clay County, Indiana

Amy Jordan, Clerk, presented the Clerk perpetuation ordinance 2024-20 which is to cover the position of the Scanner Clerk for 2025

Motion to approve Clerk perpetuation ordinance 2024-20 as presented was made by Jackie Mitchell and seconded by Jason Thomas. Motion carried 6-0.

IN THE MATTER OF PUBLIC COMMENTS

No public comments.

IN THE MATTER OF ADJOURNMENT

There being no further business, Dave Amerman made a motion to adjourn, seconded by Pat Heffner. Motion carried 6-0.

Members of the Clay County Council

Attest:

Patricia A Foxx, Clay County Auditor