

**DECEMBER 3, 2012**

Pursuant to adjournment comes now the Starke County Council and meet in Special session at 5:30PM in the Annex meeting room, Knox Indiana and the following proceedings were held to wit:

Present: Councilmen Dave Pearman, Mitch Semans, Bob Sims, Tony Radkiewicz, and Mark Smith. Absent: Councilmen Judy Benninghoff and Marvin McLaughlin.

President Dave Pearman called the meeting to order at 5:30PM. He advised the purpose of the meeting was to consider the creation of the ordinance appropriating funds of the Rainy Day Fund, and approving the resolution allowing the County to move forward with the purchase of property as the proposed jail site. But first there were a couple of issues presented to the Council: filling the open Starke County Library Board position, and a transfer request by the County Surveyor. President Pearman advised he had received a letter from Nancy Edwards stating her interest in serving on the Library Board. Councilman Smith made a motion to approve the appointment, seconded by Councilman Semans. The motion passed with all ayes. Councilman Semans made a motion to approve the transfer request of the County Surveyor, Dennis Estok, to transfer \$191.00 from the legal notices budget line item, of the County General Fund, Drainage Board Department, budget account number 31700, into the County General Fund, Surveyor’s Department, cell phone expense line item, 31202. Councilman Semans made a motion to approve the transfer, seconded by Councilman Radkiewicz. The motion passed with all ayes.

The next issue addressed was the creation of the Starke County Council Resolution 2012-7C, Expression of Interest in Purchasing Real Property. County Attorney, Marty Lucas, advised the resolution would allow the County to move forward with the purchasing of the property as the new jail site. The purchase of the land would require two independent appraisals and a land survey prior to the actual purchase. Councilman Smith made a motion to approve the resolution, seconded by Councilman Radkiewicz. The motion passed with all ayes. Commissioner President Norem advised presently they are looking at the Mark Bailey property at the corner of SR8 & CR550E, approximately 12 acres, with an asking price of \$542,000.00. She also advised, as part of the procedure, the County is required to collect signatures of taxpayers of Starke County petitioning the Count to obtain the lease of a county jail facility to be constructed by the Starke County Building Corporation. Attorney Lucas noted the county taxpayers should be property owners who also reside in the County, and only one signature per parcel is allowed therefore not a Mr. & Mrs. should both sign the petition. President Norem advised the individuals that will make up the Starke County Building Corporation are yet to be named.

Ordinance No. 2012-06C was presented to the Council by Attorney Lucas. He noted the paperwork was completed with advice from Lisa Lee of Ice Miller. The ordinance, An Ordinance of Starke County, IN Appropriating Funds From Its Rainy Day Fund, the ordinance allows for the appropriation of 1.25 million dollars of the Rainy Day Fund, to be applied to the cost of certain preliminary expenses of the Jail Project incurred or to be incurred by the County. As this was a public meeting, properly advertised in the Leader on November 22, 2012, as is required by the DLGF, and there were no comments from the public, Councilman Semans made a motion to approve the Ordinance, seconded by Councilman Radkiewicz. The motion passed with all ayes. The Auditor requested a new fund be established to keep the accounting separate from the Rainy Day Fund, noting that the appropriated monies would be transferred from the Rainy Day Fund, to the newly establish fund. Councilman Smith made a motion to authorize the Auditor to establish the new fund, and transfer the monies to that fund. The motion was seconded by Councilman Semans. President Pearman advised, since a super majority is required to appropriate monies of the Rainy Day Fund, he requested a roll call of the vote. Councilman Radkiewicz—aye, Councilman Semans—aye, President Pearman—aye, Councilman Smith—aye, and Councilman Sims—aye. Since five of the seven man board is considered a super majority, the motion passed with all ayes. Attorney Lucas advised the monies borrowed from the Rainy Day Fund will be paid back with the revenue from the sale of the jail bond proceeds, which should occur during 2013. With there being no further business, Councilman Semans made a motion to adjourn the meeting, seconded by Councilman Smith. The motion passed with all ayes, and the meeting was adjourned at 5:50PM.

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Dave Pearman, President

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Mitch Semans, Vice President

ABSENT \_\_\_\_\_  
Judy Benninghoff

ABSENT \_\_\_\_\_  
Marvin McLaughlin

\_\_\_\_\_  
Mark Smith

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Tony Radkiewicz

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Robert Sims

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Katherine Chaffins, Starke Co. Auditor &  
Council Secretary

