

WARRICK COUNTY ORDINANCE NO. 2012- 01
Regarding Vacant County Employee Positions for 2012-2013

WHEREAS, I.C. 36-2-5-3 authorizes the county fiscal body, the Warrick County Council, to establish and fix the number, classification and compensation of officers, deputies and other employees, and

WHEREAS, I.C. 36-2-5-13 provides that the compensation or the number of county officers, deputies, and employees may be changed at any time on the application of the county fiscal body; and

WHEREAS, the funding of county government has been restricted, by state and federal mandates, regulations and laws, specifically, H.B. 1001; and

WHEREAS, throughout 2012 and 2013 certain positions in Warrick County government will become vacant and if not filled, the respective appropriations will revert to the operating balance of the County's General Fund for 2012 and 2013.

NOW, THEREFORE, BE IT RESOLVED by the Warrick County Council as follows:

1. In order to reduce expenditures, all County offices and departments are restricted from hiring new employees or current employees to fill (1) presently vacant full-time positions; or (2) full-time positions which may become vacant. This prohibition shall remain until this ordinance is terminated by a majority of the County Council or January 1, 2014, whichever is sooner.

2. Notwithstanding, paragraph 1, this Ordinance shall not apply to the following:

(a) Positions controlled by mandate (Indiana Trial Rule 60.5), positions required by State or Federal laws or by a Grant, provided that the office holder informed the Council of such hiring with supporting documentation supporting the mandate order, State or Federal law or Grant requirement.

(b) Position of Chief Deputy, if allowed by statute;

(c) Position vacancy's controlled by collective bargaining agreements;

(d) Attorneys employed by the Warrick County Prosecutor's Office as Deputy Prosecuting Attorneys.

3. Notwithstanding paragraph 1, an office holder may petition the Warrick County Council to fill a vacated position for good cause.

4. For the purposes of this Ordinance, the term "vacancy" does not include the transfer of employees from positions where the employees are being laterally transferred to

different positions or being demoted and the net result of the transfers is revenue cost neutral, or an overall cost reduction.

THIS ORDINANCE SHALL BE DEEMED EFFECTIVE AFTER ITS ADOPTION AND EXECUTION THIS 6 DAY OF SEPTEMBER , 2012.

WARRICK COUNTY COUNCIL

Gary Meyer
Gary Meyer, Member

David Hachmeister
David Hachmeister, Member

Greg Richmond
Greg Richmond, Member

Nova Conner
Nova Conner, Member

Joe Schitter
Joe Schitter, Member

Paul C. Rudolph
Paul Rudolph, Member

Brad Overton
Brad Overton, Member

ATTEST: *Allan Dugan, First Deputy Auditor*
L. B. Dugan, Auditor
Warrick County, Indiana