


CR 20184225
CR 20193484
See Attachment A, B & C

20232175 ORDIN \$0.00
07/12/2023 10:37:14A 8 PGS
Carolyn C Bertsch
Wells County Recorder IN
Recorded as Presented


WELLS COUNTY COUNCIL ORDINANCE NO. 2023-08

**An Ordinance To Repeal Wells County Council Ordinance 85-2
Establishing Salary Policy For New, Full-Time,
Non-elected Employees**

WHEREAS, I.C. 36-2-5-3 authorizes the County Council of Wells County, Indiana ("County Council"), as the county's fiscal body, to fix the compensation of officers, deputies, and other employees of Wells County whose compensation is payable from the county general fund, county highway fund, county health fund, county park and recreation fund, aviation fund, or any other fund from which the County Auditor issues warrants for compensation.

WHEREAS, the County Council, on April 2, 1985, enacted Wells County Council Ordinance 85-2, to establish a policy covering the salary of all new, full-time officers, deputies and other employees, who are employed in a non-elective position; and

WHEREAS, the County Council, on June 6, 2023 approved a new pay matrix for new, full-time officers, deputies and other employees, who are employed in a non-elective position to take effect on July 1, 2023, and now desires to repeal Ordinance No. 85-2 as the purposes that supported the policy and statements for the creation and enactment of Wells County Council Ordinance 85-2 are no longer in existence or relevant; and

WHEREAS, the County Council desires an efficient County government.

NOW, THEREFORE, BE IT ORDAINED by the County Council of Wells County, Indiana, that:

1. Wells County Council Ordinance 85-2, and any amendments thereto, are hereby repealed in their entirety.
2. This Ordinance shall become effective on July 1, 2023, and, if necessary, the Employee Handbook of Wells County, Indiana, shall be revised accordingly.
3. No part of this ordinance shall be interpreted to conflict with any local, state, or federal laws, and all reasonable efforts should be made to harmonize same. Should any section or part thereof of this ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the ordinance as a whole, or any other portion thereof other than that portion so declared to be invalid, and for this purpose the provisions of this ordinance are hereby declared to be severable.

Adopted by the Wells County Council, this 11th day of July, 2023, by the following vote:

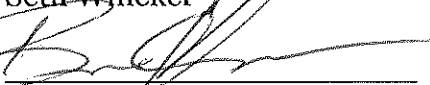
Ayes


Nays

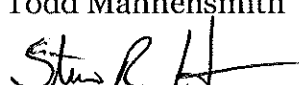
Absent


Vicki S. Andrews


Seth Whicker


Brandon Harnish


Todd Mahnensmith

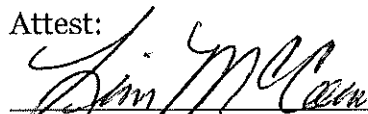

Steve Huggins


Brian Lambert


Scott Elzey

Presented to me, the President of the Wells County Council and approved this 11th day of July, 2023.


Seth Whicker
President, Wells County Council

Attest:

Lisa McCormick, Auditor

This instrument was prepared by the Wells County Attorney, Theodore T. Storer, Attorney No. 17576-02, 110 W. Berry St., Ste. 1100, Fort Wayne, IN 46802. *I affirm, under penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law. Lisa McCormick*

WELLS COUNTY COUNCIL ORDINANCE NO. 85- 2

ORDINANCE ESTABLISHING SALARY POLICY
FOR NEW, FULL-TIME, NONELECTED EMPLOYEES

WHEREAS, I.C. 36-2-5-3 authorizes the County Council of Wells County, Indiana, to set salaries of officers and employees of Wells County; and

WHEREAS, it is the desire of said County Council to establish a policy covering the salary of all new, full-time officers, deputies and other employees, who are employed in a nonelective position, which policy is to remain in effect until amended or revoked by the County Council.

NOW, THEREFORE, BE IT ORDAINED by the County Council of Wells County, State of Indiana, that:

All new full-time county officers, deputies and other employees who are employed by Wells County in a nonelective position shall be remunerated at a salary rate \$500.00 below the position's base rate as established by the County Council for a period of one year from the date of hire. For the purposes of this Ordinance, prior experience in another county position shall not be credited toward the one-year period. A break in employment and return to the position previously held shall be subject to the \$500.00 and one-year provisions of this Ordinance.

Passed by the members of the County Council of Wells County, Indiana, this 2nd day of April, 1985, by the following vote:

AYES:

NAYS:

Peter M. Cole
John McKee
John W. Elzy
James E. Van Winkle
Ed L. Ellis
Randy L. McNeal

Attachment B

20184225 MISC \$0.00
11/08/2018 11:33:18A 3 PGS
Carolyn C Bertsch
Wells County Recorder IN
Recorded as Presented

WELLS COUNTY COUNCIL ORDINANCE NO. 2018- 10

**An Ordinance To Amend Wells County Council Ordinance 85-2
Establishing Salary Policy For New, Full-Time, Non-elected Employees**

WHEREAS, I.C. 36-2-5-3 authorizes the County Council of Wells County, Indiana, as the county fiscal body, to fix the compensation of officers, deputies, and other employees of Wells County whose compensation is payable from the county general fund, county highway fund, county health fund, county park and recreation fund, aviation fund, or any other fund from which the County Auditor issues warrants for compensation. This includes the power to:

- (1) fix the number of officers, deputies, and other employees;
- (2) describe and classify positions and services;
- (3) adopt schedules of compensation; and
- (4) hire or contract with persons to assist in the development of schedules of compensation; and

WHEREAS, the County Council of Wells County, Indiana, on April 2, 1985, enacted Wells County Council Ordinance 85-2 to establish a policy covering the salary of all new, full-time officers, deputies and other employees, who are employed in a non-elective position, which policy is to remain in effect until amended or revoked by the County Council; and

WHEREAS, the County Council of Wells County, Indiana, on September 21, 2018, approved a new pay matrix for sworn deputies of the Wells County Sheriff's Department to take effect on January 1, 2019, that sets the salary for all sworn deputies of the Wells County Sheriff's Department starting with year one, and now desires to amend Ordinance No. 85-2 to exclude sworn deputies of the Wells County Sheriff's Department from this policy.

NOW, THEREFORE, BE IT ORDAINED by the County Council of Wells County, Indiana, that:


1. Sworn deputies of the Wells County Sheriff's Department are hereby excluded from the policy that all new full-time county officers, deputies and other employees who are employed by Wells County in a non-elective position shall be remunerated at a salary rate \$500.00 below the position's base rate as established by the County Council for a period of one year from the date of hire. For the purposes of this Ordinance, prior experience in another county position shall not be credited toward the one-year period. A break in employment and return to the position previously held shall be subject to the \$500.00 and one-year provisions of this Ordinance.

2. This Ordinance shall become effective on January 1, 2019, and the Employee Handbook of Wells County, Indiana, Section 3.2 shall be revised accordingly.

Adopted by the Wells County Council, this 7th day of November, 2018, by the following vote:

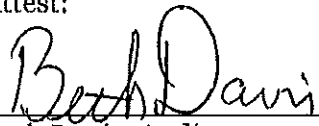
Ayes	Nays	Absent
<hr/>	<hr/>	<u>Seth Whicker</u>
<u>St R H</u>	<hr/>	<hr/>
<u>[Signature]</u>	<hr/>	<hr/>
<u>[Signature]</u>	<hr/>	<hr/>
<u>Vicki Andrews</u>	<hr/>	<hr/>
<u>Chuck King</u>	<hr/>	<hr/>
<u>[Signature]</u>	<hr/>	<hr/>

Presented to me, the President of the Wells County Council and approved this
7th day of November, 2018.



Todd Mahnensmith
Presiding Officer, Wells County Council

Attest:



Beth Davis, Auditor

This instrument was prepared by the Wells County Attorney, Roy R. Johnson, Attorney No. 4937-90, 222 West Market St., P.O. Box 295, Bluffton, IN 46714. *I affirm, under penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law. Beth Davis*

Attachment C

20193484 MISC \$0.00
10/09/2019 09:47:27A 3 PGS
Carolyn C Bertsch
Wells County Recorder IN
Recorded as Presented

WELLS COUNTY COUNCIL ORDINANCE NO. 2019- 17

**An Ordinance To Amend Wells County Council Ordinances 85-2
and 2018-10 Establishing Salary Policy For New, Full-Time,
Non-elected Employees**

WHEREAS, I.C. 36-2-5-3 authorizes the County Council of Wells County, Indiana, as the county's fiscal body, to fix the compensation of officers, deputies, and other employees of Wells County whose compensation is payable from the county general fund, county highway fund, county health fund, county park and recreation fund, aviation fund, or any other fund from which the County Auditor issues warrants for compensation. This includes the power to:

- (1) fix the number of officers, deputies, and other employees;
- (2) describe and classify positions and services;
- (3) adopt schedules of compensation; and
- (4) hire or contract with persons to assist in the development of schedules of compensation; and

WHEREAS, the County Council of Wells County, Indiana, on April 2, 1985, enacted Wells County Council Ordinance 85-2, and on November 7, 2018, enacted Wells County Council Ordinance 2018-10 to amend said Ordinance No. 85-2, to establish a policy covering the salary of all new, full-time officers, deputies and other employees, who are employed in a non-elective position, which policy is to remain in effect until amended or revoked by the County Council; and

WHEREAS, the County Council of Wells County, Indiana, on October 8, 2019, approved a new pay matrix for sworn deputies of the Wells County Sheriff's Department and for the jail staff of the Wells County Jail to take effect on January 1, 2020, that sets the salary for all sworn deputies of the Wells County Sheriff's Department and for the jail staff of the Wells County Jail starting with year one, and now desires to amend Ordinance No. 85-2 and Ordinance No. 2018-10 to exclude sworn deputies of the Wells County Sheriff's Department and the jail staff of the Wells County Jail from this policy.


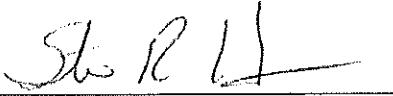
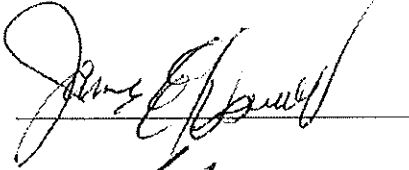

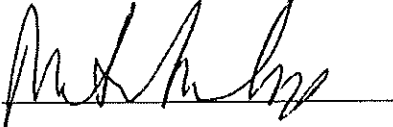
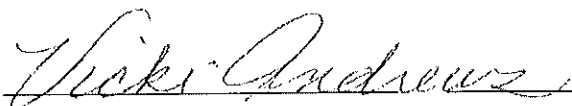
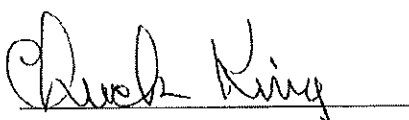
NOW, THEREFORE, BE IT ORDAINED by the County Council of Wells County, Indiana, that:

1. Sworn deputies of the Wells County Sheriff's Department and the jail staff of the Wells County Jail are hereby excluded from the policy that all new full-time county officers, deputies and other employees who are employed by Wells County in a non-elective position shall be remunerated at a salary rate \$500.00 below the position's base rate as established by the County Council for a period of one year from the date of hire.


For the purposes of this Ordinance, prior experience in another county position shall not be credited toward the one-year period. A break in employment and return to the position previously held shall be subject to the \$500.00 and one-year provisions of this Ordinance.

2. This Ordinance shall become effective on January 1, 2020, and the Employee Handbook of Wells County, Indiana, Section 3.2 shall be revised accordingly.

Adopted by the Wells County Council, this 8th day of October, 2019, by the following vote:

Ayes	Nays	Absent
		
		
		
		
		
		
		

8-11 Presented to me, the President of the Wells County Council and approved this day of October, 2019.



Todd Mahnensmith
Presiding Officer, Wells County Council

Attest:



Lisa McCormick, Auditor

This instrument was prepared by the Wells County Attorney, Roy R. Johnson, Attorney No. 4937-90, 116 South Main St., P.O. Box 295, Bluffton, IN 46714. *I affirm, under penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law. Lisa McCormick*