TOWN OF SELLERSBURG
REGULAR TOWN COUNCIL MEETING
316 E. UTICA STREET SELLERSBURG, INDIANA 47172

Agenda for
July 22, 2024 at 6:00 p.m.

CALL TO ORDER AND ROLL CALL OF MEMBERS:

PRAYER:

PLEDGE OF ALLEGIANCE: All Present.

MOTION TO AMEND/ADOPT THE AGENDA AS PRESENTED:

APPROVAL OF MINUTES:
Approval of minutes as submitted by the Clerk-Treasurer.

APPROVAL OF ALLOWANCE CLAIMS:

COMMENTS FROM PUBLIC ON AGENDA ITEMS (time limit of 5 minutes per person):

ORDINANCES AND RESOLUTIONS:
1. ORDINANCE NO. 2024 – OR – 010: An Ordinance Amending Overtime Pay for Police Officers Specific to Indiana Criminal Justice Institute Traffic Safety Related Grants.

UNFINISHED BUSINESS:
1. Community Award Survey

NEW BUSINESS:
1. Clark County Animal Shelter Interlocal Cooperation Agreement

GENERAL COMMENTS FROM THE PUBLIC (limited to 15 minutes total):

RECEIPT OF STAFF REPORTS:
Charlie Smith, Town Manager
Chief Russ Whelan
Mike Harris (Jacobi, Toombs, & Lanz)
Jacob "Jake" Elder, Town Attorney

COMMENTS FROM COUNCIL MEMBERSHIP (Good of the order):
Randall Mobley, District 2
Terry Langford, District 4
Brad J. Amos, District 3
Scott McVoy, District 1
Matthew Czarnecki, At-Large
Michelle Miller, Clerk-Treasurer

ADJOURN:

STATE OF INDIANA

BEFORE THE TOWN COUNCIL OF SELLERSBURG, INDIANA

ORDINANCE NO. 2024 – OR – 010

AN ORDINANCE AMENDING OVERTIME PAY FOR POLICE OFFICERS SPECIFIC TO INDIANA CRIMINAL JUSTICE INSTITUTE TRAFFIC SAFETY RELATED GRANTS.

WHEREAS, pursuant to Ind. Code § 36-5-2 *et seq.*, this Town Council of Sellersburg, Indiana (this "Council") is the town legislative body for Sellersburg, Indiana (the "Town") and the President of this Council is the Town Executive; and,

WHEREAS, pursuant to Ind. Code § 36-5-2-9, the legislative body may adopt ordinances and resolutions for the performance of functions of the Town; and,

WHEREAS, the Indiana Criminal Justice Institute ("ICJI") provides certain grants to law enforcement agencies throughout the state of Indiana; and,

WHEREAS, ICJI has acknowledged that "many law enforcement agencies have had difficulties in recent years getting officers to sign up to work traffic safety grants, due to other opportunities that may have higher pay." *(See Attached Exhibit A)*; and,

WHEREAS, in order to combat this shortage of officers, ICJI has permitted law enforcement agencies to pay their officers double their base rate when working traffic safety related grants issued by ICJI; and,

WHEREAS, this Council, upon the recommendation of the Chief of Police and in support of its police department and the community, now desires to amend the overtime policy for police officers specifically related to traffic safety grants.

NOW THEREFORE BE IT ORDAINED by this Town Council of Sellersburg, Indiana as follows:

1. Sellersburg Police Officers working traffic safety related grants controlled by the ICJI shall be paid two times their base rate per hour as permitted and recommended by the ICJI.

2. This ordinance shall be in full force and effect upon its passage and promulgation as evidenced by the affirmative signatures of the undersigned as the majority of the duly elected and serving members of this Council.

So Ordained this ____ day of _____, 20____.

"Aye"	"Nay"
_____	_____
Brad Amos Council President	Brad Amos Council President
_____	_____
Terry Langford Council Vice President	Terry Langford Council Vice President
_____	_____
Scott McVoy Council 2nd Vice President	Scott McVoy Council 2nd Vice President
_____	_____
Matthew Czarnecki Council Member	Matthew Czarnecki Council Member
_____	_____
Randall Mobley Council Member	Randall Mobley Council Member

_____
Attested by: Michelle Miller
Sellersburg Clerk-Treasurer

FIRST READING DATE:_____

MOTION:_____ SECOND:_____

VOTE: _____AYE _____ NAY _____ ABSTAIN

SECOND READING DATE:_____

MOTION:_____ SECOND:_____

VOTE: _____AYE _____ NAY _____ ABSTAIN

Town of Sellersburg
Police Department

Wm. Russ Whelan
Chief of Police
Matthew R. Adams
Deputy Chief

8757 Old State Rd 60 P.O. Box 507 Sellersburg, Indiana 47172
(812) 246-4491 Fax (812) 246-3658

GRANT FUNDED TRAFFIC SAFETY ACTIVTIES

This General Order shall govern, outline, and describe the Sellersburg Police Department's policy regarding the participation of officer(s) while working grant funded traffic safety activities outside the normal course of duty. The purpose of this policy is to provide uniform guidelines for the enforcement and education of Indiana laws and overtime patrols during any and all grant funded traffic safety activities. The following procedures have been implemented to reduce traffic fatalities and serious injuries. This will increase public safety, awareness, and education to help make the Town of Sellersburg a safer community.

1. The Sellersburg Police Department's involvement with grant funded traffic safety activities shall be managed by an officer, designated by the Chief of Police, and titled "Department Coordinator".

2. Officers permitted to participate in grant funded traffic safety activities, must meet the following criteria:
    a. Be an active full time Sellersburg Police Officer.
    b. Graduated from the Indiana Law Enforcement Academy
    c. NHTSA Standardized Field Sobriety Testing (SFST) certified.
    d. Recommended but not required is:
        i. Trained in ARIDE (Advanced Roadside Impaired Driving Enforcement)
        ii. Traffic Occupant Protection Strategies (TOPS),

3. Officers working grant funded traffic safety activities shall be paid a minimum rate of double times the respective officer's regular hourly pay rate.

4. Example: If an officer's regular rate of pay is $25 per hour normally, then during grant funded traffic safety activities they shall be compensated at a rate of $50 per hour.

5. Participating officers must adhere to the program patrol or detail guidelines and restrictions, as set forth by the program being worked. All program paperwork, completion, and submission shall be the sole responsibility of the respective officer.

6. Participating officers must make arrangements in advance, according to Department policy regarding the utilization of benefit time off in place of regularly scheduled duty for purposes of program participation. For purposes of this section, officers on-duty for program participation DO NOT satisfy shift manpower requirements.

7. Any traffic safety program being worked that focuses on traffic safety should be completed by the rules of the program they are working.

Chief of Police, W.R. Whelan

6-21-24
DATE

Double-Time

Wittl, Michael <MWittl@cji.IN.gov>
Tue 6/25/2024 11:59 AM
To:Jarin Dodds <jdodds@sellersburg-in.gov>

Jarin,

As we discussed on the phone earlier, the Indiana Criminal Justice Institute does not set overtime rates for agencies. Rather, our responsibility as the managing agency for Federal grant funds is to make sure subgrantees are within the National Highway Traffic Safety Administration's (NHTSA) guidelines. When it come to expenditures, NHTSA states they must be "allowable, reasonable, and necessary." That is for ICJI to determine.

Many Law Enforcement agencies have had difficulty in recent years getting officers to sign up to work traffic safety grants, due to other opportunities that have higher pay rates. To combat this, agencies have begun changing their overtime policies for traffic safety-related grants, increasing the pay rates to double their base pay rate. In **every** case where this has been presented to ICJI (approximately half of the 119 subgrantee agencies to date), it has been approved. In your own Clark County TSP, both Charlestown PD and the Clark County Sheriff's Office have already adopted double-time policies that has been approved/accepted by the ICJI.

If you have other questions, let me know and I will be happy to assist you.

INDIANA CRIMINAL JUSTICE INSTITUTE

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Southeast Region
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