

**STATE BOARD OF ACCOUNTS**  
**302 West Washington Street**  
**Room E418**  
**INDIANAPOLIS, INDIANA 46204-2769**

EXAMINATION REPORT  
OF  
GILLIAM TOWNSHIP  
JASPER COUNTY, INDIANA  
January 1, 2010 to December 31, 2010



**FILED**  
09/16/2011



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OFFICIALS

| <u>Office</u>                     | <u>Official</u>               | <u>Term</u>                                  |
|-----------------------------------|-------------------------------|--|
| Trustee                           | Dennis Wireman                | 01-01-07 to 12-31-14                         |
| Chairman of the<br>Township Board | Virginia Delgado<br>Roy Reece | 01-01-10 to 12-31-10<br>01-01-11 to 12-31-11 |



**STATE OF INDIANA**  
AN EQUAL OPPORTUNITY EMPLOYER

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INDEPENDENT ACCOUNTANT'S REPORT

TO: THE OFFICIALS OF GILLIAM TOWNSHIP, JASPER COUNTY, INDIANA

We have examined the financial Statement of Gilliam Township (Township), for the period of January 1, 2010 to December 31, 2010. The Township's management is responsible for the financial statement. Our responsibility is to express an opinion based on our examination.

Our examination was conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants and, accordingly, included examining, on a test basis, evidence supporting the financial statement and performing such other procedures as we considered necessary in the circumstances. We believe that our examination provides a reasonable basis for our opinion.

As discussed in Note 1, the Township prepares its financial statement on the prescribed basis of accounting that demonstrates compliance with the reporting requirements established by the State Board of Accounts as allowed by state statute (IC 5-11-1-6), which is a comprehensive basis of accounting other than accounting principles generally accepted in the United States of America. The basis noted above is a different basis than that used in the prior year.

In our opinion, the financial statement referred to above presents fairly, in all material respects, the financial position and results of operations of the Township for the year ended December 31, 2010, on the basis of accounting described in Note 1.

The Combining Schedule of Receipts, Disbursements, and Cash and Investment Balances – Regulatory Basis, as listed in the Table of Contents, is presented for additional analysis and is not a required part of the financial statement. It has not been subjected to the examination procedures applied to the financial statement and, accordingly, we express no opinion on it.

This report is intended solely for the information and use of the Township's management, Township Board, and is not intended to be and should not be used by anyone other than these specified parties. In accordance with Indiana Code 5-11-5-1, this report is a part of the public records of the State Board of Accounts and of the office examined.

STATE BOARD OF ACCOUNTS

August 18, 2011

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FINANCIAL STATEMENT

GILLAM TOWNSHIP, JASPER COUNTY  
STATEMENT OF RECEIPTS, DISBURSEMENTS, AND CASH AND INVESTMENT BALANCES -  
REGULATORY BASIS  
For The Year Ended December 31, 2010

|                     | Cash and<br>Investments<br>01-01-10 | Receipts         | Disbursements    | Cash and<br>Investments<br>12-31-10 |
|---------------------|-------------------------------------|------------------|------------------|-------------------------------------|
| Township            | \$ 234,664                          | \$ 37,796        | \$ 26,585        | \$ 245,875                          |
| Township Assistance | 48,425                              | 3,266            | 1,124            | 50,567                              |
| Fire Fighting       | 65,042                              | 12,181           | 16,674           | 60,549                              |
| Levy Excess         | 607                                 | 630              | -                | 1,237                               |
| Rainy Day           | 6,675                               | 6,706            | -                | 13,381                              |
|                     | <u>        </u>                     | <u>        </u>  | <u>        </u>  | <u>        </u>                     |
| Totals              | <u>\$ 355,413</u>                   | <u>\$ 60,579</u> | <u>\$ 44,383</u> | <u>\$ 371,609</u>                   |

GILLAM TOWNSHIP, JASPER COUNTY  
NOTES TO FINANCIAL STATEMENT

**Note 1. Summary of Significant Accounting Policies**

*A. Reporting Entity*

The Township was established under the laws of the State of Indiana. The Township operates under a township trustee/township board form of government and provides some or all of the following services: public safety (fire), health and social services (township assistance), and general administrative services.

The accompanying financial statement presents the financial information for the Township (primary government), and does not include financial information for any of the Township's legally separate component units, which accounting principles generally accepted in the United States of America require to be reported with the financial information of the Township (primary government).

*B. Basis of Accounting*

The financial statement is reported on a regulatory basis of accounting prescribed by the State Board of Accounts in accordance with state statute (IC 5-11-1-6), which is a comprehensive basis of accounting other than accounting principles generally accepted in the United States of America. Receipts are recorded when received and disbursements are recorded when paid.

The regulatory basis of accounting differs from accounting principles generally accepted in the United States of America in that receipts are recognized when received in cash, rather than when earned, and disbursements are recognized when paid, rather than when a liability is incurred.

*C. Cash and Investments*

Investments are stated at cost. Any changes in fair value of the investments are reported as receipts in the year of the sale of the investment.

*D. Receipts*

Receipts are presented in the aggregate on the face of the financial statement. The aggregate receipts may include, but are not limited to, the following sources:

Taxes which can include one or more of the following: property taxes, certified shares (local option tax), property tax replacement credit (local option tax), county option income tax, wheel tax, innkeepers tax, food and beverage tax, county economic development income tax, boat and trailer excise tax, county adjusted gross income tax, and other taxes that are set by the Township.

Licenses and permits which include amounts received from businesses, occupations, or nonbusinesses that must be licensed before doing business within the government's jurisdiction or permits levied according to the benefits presumably conferred by the permit. Examples of licenses and permits include: peddler licenses, dog tax licenses, auctioneer license, building and planning permits, demolition permits, electrical permits, sign permits, and gun permits.

GILLAM TOWNSHIP, JASPER COUNTY  
NOTES TO FINANCIAL STATEMENT  
(Continued)

Intergovernmental receipts which include receipts from other governments in the form of operating grants, entitlements, or payments in lieu of taxes. Examples of this type of receipts include, but are not limited to: federal grants, state grants, cigarette tax distributions received from the state, motor vehicle highway distribution received from the state, local road and street distribution received from the state, financial institution tax received from the state, auto excise surtax received from the state, commercial vehicle excise tax received from the state, major moves distributions received from the state, and riverboat receipts received from the county.

Charges for services which can include, but are not limited to the following: planning commission charges, building department charges, copies of public records, copy machine charges, accident report copies, gun permit applications, 911 telephone services, recycling fees, dog pound fees, emergency medical service fees, park rental fees, swimming pool receipts, cable tv receipts, ordinance violations, fines and fees, bond forfeitures, court costs, and court receipts.

Fines and forfeits which include receipts derived from fines and penalties imposed for the commission of statutory offenses, violation of lawful administrative rules and regulations (fines), and for the neglect of official duty and monies derived from confiscating deposits held as performance guarantees (forfeitures).

Other receipts which include amounts received from various sources which can include, but are not limited to the following: net proceeds from borrowings; interfund loan activity; transfers authorized by statute, ordinance, resolution or court order; internal service receipts; and fiduciary receipts.

*E. Disbursements*

Disbursements are presented in the aggregate on the face of the financial statement. The aggregate disbursements may include, but are not limited to, the following uses:

Personal services include outflows for salaries, wages, and related employee benefits provided for all persons employed. In those units where sick leave, vacation leave, overtime compensation, and other such benefits are appropriated separately, such payments would also be included.

Supplies which include articles and commodities that are entirely consumed and materially altered when used and/or show rapid depreciation after use for a short period of time. Examples of supplies include office supplies, operating supplies, and repair and maintenance supplies.

Other services and charges which include, but are not limited to: professional services, communication and transportation, printing and advertising, insurance, utility services, repairs and maintenance, and rental charges.

Debt service principal and interest which include fixed obligations resulting from financial transactions previously entered into by the Township. It includes all expenditures for the reduction of the principal and interest of the Township's general obligation indebtedness.

GILLAM TOWNSHIP, JASPER COUNTY  
NOTES TO FINANCIAL STATEMENT  
(Continued)

Capital outlay which include all outflows for land, infrastructure, buildings, improvements, and machinery and equipment having an appreciable and calculable period of usefulness.

Other disbursements which include, but are not limited to the following: interfund loan payments, loans made to other funds, internal service disbursements, and transfers out that are authorized by statute, ordinance, resolution, or court order.

*F. Interfund Transfers*

The Township may, from time to time, transfer money from one fund to another. These transfers, if any, are included as a part of the receipts and disbursements of the affected funds and as a part of total receipts and disbursements. The transfers are used for cash flow purposes as provided by various statutory provisions.

*G. Fund Accounting*

Separate funds are established, maintained, and reported by the Township. Each fund is used to account for money received from and used for specific sources and uses as determined by various regulations. Restrictions on some funds are set by statute while other funds are internally restricted by the Township. The money accounted for in a specific fund may only be available for use for certain, legally restricted purposes. Additionally, some funds are used to account for assets held by the Township in a trustee capacity as an agent of individuals, private organizations, other funds, or other governmental units and therefore the funds cannot be used for any expenditures of the unit itself.

**Note 2. Budgets**

The operating budget is initially prepared and approved at the local level. The fiscal officer of the Township submits a proposed operating budget to the governing board for the following calendar year. The budget is advertised as required by law. Prior to adopting the budget, the governing board conducts public hearings and obtains taxpayer comments. Prior to November 1, the governing board approves the budget for the next year. The budget for funds for which property taxes are levied is subject to final approval by the Indiana Department of Local Government Finance.

**Note 3. Property Taxes**

Property taxes levied are collected by the County Treasurer and are scheduled to be distributed to the Township in June and December; however, situations can arise which would delay the distributions. State statute (IC 6-1.1-17-16) requires the Indiana Department of Local Government Finance to establish property tax rates and levies by February 15. These rates were based upon the preceding year's March 1 (lien date) assessed valuations adjusted for various tax credits. Taxable property is assessed at 100 percent of the true tax value (determined in accordance with rules and regulations adopted by the Indiana Department of Local Government Finance). Taxes may be paid in two equal installments which normally become delinquent if not paid by May 10 and November 10, respectively.

GILLAM TOWNSHIP, JASPER COUNTY  
NOTES TO FINANCIAL STATEMENT  
(Continued)

**Note 4. *Deposits and Investments***

Deposits, made in accordance with state statute (IC 5-13), with financial institutions in the State of Indiana at year end should be entirely insured by the Federal Depository Insurance Corporation or by the Indiana Public Deposit Insurance Fund. This includes any deposit accounts issued or offered by a qualifying financial institution.

State statutes authorize the Township to invest in securities including, but not limited to, federal government securities, repurchase agreements, and certain money market mutual funds. Certain other statutory restrictions apply to all investments made by local governmental units.

**Note 5. *Risk Management***

The Township may be exposed to various risks of loss related to torts; theft of, damage to, and destruction of assets; errors and omissions; job related illnesses or injuries to employees; medical benefits to employees, retirees, and dependents; and natural disasters.

These risks can be mitigated through the purchase of insurance, establishment of a self-insurance fund, and/or participation in a risk pool. The purchase of insurance transfers the risk to an independent third party. The establishment of a self-insurance fund allows the Township to set aside money for claim settlements. The self-insurance fund would be included in the financial statements. The purpose of participation in a risk pool is to provide a medium for the funding and administration of the risks. These risks may also be mitigated by the Township by recording as a disbursement any replacement items purchased.

SUPPLEMENTARY INFORMATION – UNAUDITED

For additional financial information, the Township's Annual Report can be found on the Indiana Transparency Portal website: [www.in.gov/itp/annual\\_reports/](http://www.in.gov/itp/annual_reports/).

GILLAM TOWNSHIP, JASPER COUNTY  
 COMBINING SCHEDULE OF RECEIPTS, DISBURSEMENTS, AND  
 CASH AND INVESTMENT BALANCES - REGULATORY BASIS  
 For The Year Ended December 31, 2010

|  | <u>Township</u>   | <u>Township<br/>Assistance</u> | <u>Fire<br/>Fighting</u> | <u>Levy<br/>Excess</u> | <u>Rainy<br/>Day</u> | <u>Totals</u>     |
|--|-------------------|--------------------------------|--------------------------|------------------------|----------------------|-------------------|
| Cash and investments - beginning                   | \$ 234,664        | \$ 48,425                      | \$ 65,042                | \$ 607                 | \$ 6,675             | \$ 355,413        |
| Receipts:  |                   |                                |                          |                        |                      |                   |
| Taxes  | 35,132            | 3,266                          | 12,181                   | 630                    | 6,706                | 57,915            |
| Charges for services                               | 1,800             | -                              | -                        | -                      | -                    | 1,800             |
| Other receipts                                     | <u>864</u>        | <u>-</u>                       | <u>-</u>                 | <u>-</u>               | <u>-</u>             | <u>864</u>        |
| Total receipts                                     | <u>37,796</u>     | <u>3,266</u>                   | <u>12,181</u>            | <u>630</u>             | <u>6,706</u>         | <u>60,579</u>     |
| Disbursements:                                     |                   |                                |                          |                        |                      |                   |
| Personal services                                  | 20,052            | -                              | 16,674                   | -                      | -                    | 36,726            |
| Supplies   | 256               | -                              | -                        | -                      | -                    | 256               |
| Other services and charges                         | <u>6,277</u>      | <u>1,124</u>                   | <u>-</u>                 | <u>-</u>               | <u>-</u>             | <u>7,401</u>      |
| Total disbursements                                | <u>26,585</u>     | <u>1,124</u>                   | <u>16,674</u>            | <u>-</u>               | <u>-</u>             | <u>44,383</u>     |
| Excess (deficiency) of receipts over disbursements | <u>11,211</u>     | <u>2,142</u>                   | <u>(4,493)</u>           | <u>630</u>             | <u>6,706</u>         | <u>16,196</u>     |
| Cash and investments - ending                      | <u>\$ 245,875</u> | <u>\$ 50,567</u>               | <u>\$ 60,549</u>         | <u>\$ 1,237</u>        | <u>\$ 13,381</u>     | <u>\$ 371,609</u> |

GILLIAM TOWNSHIP, JASPER COUNTY  
EXAMINATION RESULTS AND COMMENTS

**ANNUAL REPORT**

The Township's electronic annual report contained errors in the Schedule of Receipts, Disbursements and Balances, Detailed Schedule of Receipts and the Detailed Schedule of Disbursements.

Indiana Code 5-11-1-4 states:

"(a) The state examiner shall require from every municipality and every state or local governmental unit, entity, or instrumentality financial reports covering the full period of each fiscal year. These reports shall be prepared, verified, and filed with the state examiner not later than (60) days after the close of the fiscal year. The reports must be filed electronically, in a manner prescribed by the state examiner that is compatible with the technology employed by the political subdivision."

**CONFLICT OF INTEREST DISCLOSURE**

Shirley Wireman, Clerk, is the spouse of Dennis Wireman, Trustee. A Township cemetery contract with Shirley Wireman states: "This is a binding contract between Gilliam township and Shirley Wireman for Mowing, Trimming, snow plowing and maintenance of the Cemeteries in Gilliam Township approved by the Trustee and Board members. It has been agreed upon and approved for the amount of 285.00 per mowing and extra for trimming and snow removal". The contract is dated January 1, 2010, and is signed by the Trustee and Shirley Wireman. There was no documentation within the Township Board minutes to verify the ratification of this contract by the Township Board. The total payments to Shirley Wireman under this contract were \$8,375 for 2010. A Uniform Conflict of Interest Disclosure Statement does not appear to have been filed.

Indiana Code 35-44-1-3 in effect during the audit period stated in part:

"(a) A public servant who knowingly or intentionally: (1) has a pecuniary interest in; or (2) derives a profit from; a contract or purchase connected with an action by the governmental entity served by the public servant commits conflict of interest, a Class D felony . . .

(c) This section does not prohibit a public servant from having a pecuniary interest in or deriving a profit from a contract or purchase connected with the governmental entity served . . . (3) if the public servant; (A) is an elected public servant . . . and (B) makes a disclosure under subsection (d)(1) through (d)(6).

(d) A disclosure required by this section must: (1) be in writing; (2) describe the contract or purchase to be made by the governmental entity; (3) describe the pecuniary interest that the public servant has in the contract or purchase; (4) be affirmed under penalty of perjury; (5) be submitted to the governmental entity and be accepted by the governmental entity in a public meeting of the governmental entity prior to final action on the contract or purchase; (6) be filed within fifteen (15) days after final action on the contract or purchase with: (A) the state board of accounts; and (B) . . . the clerk of the circuit court in the county where the governmental entity takes final action on the contract or purchase . . .

(g) A public servant has a pecuniary interest in a contract or purchase if the contract or purchase will result or is intended to result in an ascertainable increase in the income or net worth of: (1) the public servant; or (2) a dependent of the public servant who: (A) is under the direct or indirect administrative control of the public servant; or (B) receives a contract or purchase order that is reviewed, approved, or directly or indirectly administered by the public servant . . .

GILLIAM TOWNSHIP, JASPER COUNTY  
EXAMINATION RESULTS AND COMMENTS

(k) As used in this section, 'dependent' means any of the following: (1) The spouse of a public servant. (2) A child, stepchild, or adoptee (as defined in IC 31-3-4-1) of a public servant who is: (A) unemancipated; and (B) less than eighteen (18) years of age. (3) Any individual more than one-half (2) of whose support is provided during a year by the public servant.

**PENALTIES, INTEREST, AND OTHER CHARGES**

Penalties and interest totaling \$46.80 were paid to the Internal Revenue Service on November 8, 2010, for the period ending June 30, 2010.

Officials and employees have the duty to pay claims and remit taxes in a timely fashion. Failure to pay claims or remit taxes in a timely manner could be an indicator of serious financial problems which should be investigated by the governmental unit.

Additionally, officials and employees have a responsibility to perform duties in a manner which would not result in any unreasonable fees being assessed against the governmental unit.

Any penalties, interest or other charges paid by the governmental unit may be the personal obligation of the responsible official or employee. (Accounting and Uniform Compliance Guidelines Manual for Townships, Chapter 13)

**OFFICE RENT AND MOWING PAYMENTS NOT INCLUDED ON 1099'S – COMPLIANCE REQUIREMENTS**

The Township did not comply with directives of the Internal Revenue Service by not reporting miscellaneous income for office rent and mowing fees received by the Township Clerk totaling \$10,175 on Form 1099MISC.

Each governmental unit is responsible for compliance with all rules, regulations, guidelines, and directives of the Internal Revenue Service and the Indiana Department of Revenue. All questions concerning taxes should be directed to these agencies. (Accounting and Uniform Compliance Guidelines Manual for Townships, Chapter 13)

**APPROPRIATION**

The records presented for examination indicated the following expenditures in excess of budgeted appropriation:

| <u>Fund</u>  | <u>Year</u> | <u>Excess<br/>Amount<br/>Expended</u> |
|--------------|-------------|---------------------------------------|
| Firefighting | 2010        | <u>\$ 1,674</u>                       |

Indiana Code 6-1.1-18-4 states in part: ". . . the proper officers of a political subdivision shall appropriate funds in such a manner that the expenditures for a year do not exceed its budget for that year as finally determined under this article."

GILLIAM TOWNSHIP, JASPER COUNTY  
EXIT CONFERENCE

The contents of this report were discussed on August 18, 2011, with Dennis Wireman, Trustee.  
The official concurred with our findings.