

HOWARD COUNTY BOARD OF COMMISSIONERS MEETING MAY 1, 2006

The Howard County Board of Commissioners met in Regular Session on Monday, May 1, 2006, at 8:30 a.m. in Hearing Room No. 338 of the Howard County Administration Center. Those in attendance included Board of Commissioner Vice President Paul J. Raver and Member John B. Harbaugh. Also in attendance were County Attorney Larry Murrell and Auditor Ann Wells.

In the absence of President Bradley J. Bagwell, Vice President Paul J. Raver vacated the chair, when necessary, to complete the County's business.

The meeting was called to order by Sheriff Marshall Talbert. In the absence of President Bagwell, Vice President Paul Raver conducted the meeting.

Before beginning the business of the morning, Mr. Raver called Howard County Clerk Mona Myers to the podium. Ms. Myers expressed appreciation to the Board of Commissioners, the County Council, Attorney Murrell, Mr. Fross and the Maintenance Department, Mr. Tribby and the Information Systems, and Auditor Wells, and thanked them all for their help and cooperation preparing the County for the Primary Elections in such a timely manner. Vice President Raver thanked Ms. Myers for her fine leadership, going beyond the call of duty in complying with the HAVA Act in preparation for County elections.

IN THE MATTER OF APPROVAL OF MINUTES:

The minutes of the April 17, 2006 Regular Meeting, having been previously submitted and reviewed, were approved on a motion made by Mr. Harbaugh and seconded by Mr. Raver.

IN THE MATTER OF HIGHWAY ISSUES:

Highway Engineer / Supervisor Ted Cain submitted the Annual Operational Report for Board review and signatures.

IN THE MATTER OF SHERIFF DEPARTMENT ISSUES:

Sheriff Marshall Talbert submitted the following issues for Board information and approval:

1. **Jail Population:** The current jail population is 298 inmates.
2. **Canine Funding:** At the April 17th, meeting, Mr. Talbert informed the Board of Commissioners that he had contacted Prosecutor James Fleming concerning possible funds to Local Law Enforcement from the Prosecutor's Office (*please refer to page one, item number three of the Regular Meeting Minutes dated April 17, 2006*). Mr. Talbert and Mr. Fleming are still in the review process.
3. **Opening of Sheriff Vehicle Bids:** The following bids were received and opened by the Board of Commissioners:
 - a. Eric's Chevrolet: Five vehicles at \$99,250.00 less \$7,500.00 trade in.
 - b. Bloomington Ford: Five vehicles at \$109,939.00 less \$7,000.00 trade in.
 - c. Kokomo Auto World: Five vehicles at \$114,000.00 less \$9,500.00 trade in.

On a motion made by Mr. Harbaugh and seconded by Mr. Raver, the bids were taken under advisement and referred to Sheriff Talbert for review and recommendation.

IN THE MATTER OF PLAN COMMISSION ISSUES:

Plan Commission Director Glen Boise presented the following issues for Board information and approval:

1. **Unsafe Buildings:** An Invitation to Quote was submitted and approved at the April 17th meeting for the demolition of the Myers' property located at 3904 South 350 West (*please refer to page two, item two, "In The Matter Of Plan Commission Issues", of the Regular meeting minutes dated April 17, 2006*).

To date, four bid packages have been distributed. The bids will be opened at 9:00 a.m. on Monday, May 15, 2006.

2. **Flood Mitigation Property:** Stephens Bulldozing is currently working on the demolition of the driveway on property located at 3258 West 250 South. At the conclusion of the demolition project, Mr. Boise and Attorney Larry Murrell will draft a license agreement for neighboring property owners interested in using the land.
3. **Employee Retires:** Plan Commission employee, Jim Hunter, retired the end of April. The City will post the job opening and forward that information to the County's Personnel Office. Mr. Boise and the Conference Committee will choose the new employee.

IN THE MATTER OF MAINTENANCE ISSUES:

Buildings and Grounds Supervisor Art Fross presented the following issues for Commissioner information and approval:

1. **Courthouse Drive and Sidewalk Project:** At the April 3rd Commissioner meeting, the Board authorized Mr. Fross to proceed with an Additional Appropriation Request for the West Side Drive and Sidewalk Project (*please see page two, item five, "In The Matter Of Maintenance Issues" of the Regular Meeting minutes dated April 3, 2006*). Mr. Fross informed the Board that paperwork for the Additional Appropriation requests has been prepared and the project has been scheduled with B & H Construction.
2. **Service Agreement with Trane:** Mr. Christopher Phillips from Trane Company submitted copies of a Service Agreement for the Courthouse HVAC system. Attorney Larry Murrell clarified requested changes to the agreement as follows:
 - a. Page three, under **Preferential Service Agreement Rate:** a discount of **20%** in lieu of 0%.
 - b. Page four Under **Area Served:** changed from Building to **Courthouse.**
 - c. Page thirteen: The Service Fee of \$7,245.00 for the year beginning May 1, 2006 to April 30, 2007, was prorated to **\$4,830.00 to reflect a calendar date of May 1, 2006 to December 31, 2006.**
 - d. Page thirteen, the last line of the **Pricing and Acceptance** page: changed to read, **This agreement is subject to the attached Trane Terms and Conditions and approval by the Howard County Council.**

A motion was made by Mr. Harbaugh, seconded by Mr. Raver and carried to authorize the Maintenance Department to enter into the Service Agreement with Trane for the Courthouse HVAC System with the aforementioned changes, and to authorize Vice President Raver to sign on behalf of the Board.

On a motion made by Mr. Harbaugh and seconded by Mr. Raver it was approved to recommend an appropriation of \$6,000.00 to the Howard County Council.

3. **Permission For Use of Courthouse Public Area:** A request was received, from the New Life Church, to use the Courthouse East Side steps, sidewalk and electricity, for a Battle Cry Youth Rally at 4:00 p.m. on Friday, May 12, 2006. On a motion made by Mr. Harbaugh and seconded by Mr. Raver, the New Life Church was granted permission to use the Courthouse East Side steps, sidewalk and electricity for a Battle Cry Youth Rally at 4:00 p.m. on Friday, May 12, 2006.
4. **Vintage Archonics Bid Package:** Mr. Fross informed the Board that Vintage Archonics will be ready to present a bid specification package for the Administration Center HVAC System Project.

IN THE MATTER OF INFORMATION SYSTEMS ISSUES:

Mr. Terry Tribby submitted the following issues for Commissioner information and approval:

1. **Primary Election Process:** Mr. Tribby is staying in close contact with Clerk Mona Myers concerning the Elections to take place on Tuesday, May 2nd. His crew will be on call on Tuesday and they are still working on the County's website to make election results available.
2. **2005/2006 Homeland Security Grant:** At the March 20th Commissioner meeting, Mr. Tribby informed the Board of the Homeland Security Grant that he was writing, with the help of Larry Smith, EMA Director (*please refer to page four, item one, "In The Matter of Information Systems Issues", of the Regular Meeting minutes dated March 20, 2006*). Mr. Tribby's office has received confirmation from the State concerning their acceptance of the Grant. He also received notice that Howard County's was the first grant to be confirmed in the state. This grant will help with the securing of City Hall, purchasing radios compatible with the statewide Hoosier Safe-T Emergency Communication program, and completing the "Hot Spot" coverage portion of the Inter-operability Project.
3. **Verizon Wireless Accounts:** Mr. Tribby will be meeting with representatives of Verizon Wireless to discuss our current cell phone accounts and the wireless CDMA accounts.
4. **GIS Website:** The Information Systems department is working with a different Website provider that will make the site more user friendly, combining tax and assessment data with Arial maps and other pertinent information on the same page.
5. **Wireless Inter-Operability Project:** The whole Wireless Project has been difficult and Mr. Tribby informed the Board that forty-three Emergency Radios went off-line, last Friday. Information Systems Department technicians Jeremy Stevens and Chris Taylor addressed the problem and had the radios back on line. The Dispatch Center remained on line throughout the process.

IN THE MATTER OF RESOLUTION NO. 2006-BCC-09:

Attorney Larry Murrell submitted Resolution No. 2006-BCC-09, a resolution of the Howard County Board of Commissioners, fixing charges for care and maintenance of Residents of Howard Haven Residential Center as follows:

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| (a) | Private pay, per day: | \$33.62 |
| (b) | ARCH (Assistance for Residents in County Homes), per month: | The sum of the ARCH payment plus the Resident's monthly income, less \$52.00. |

At the conclusion of discussion, a motion was made by Mr. Harbaugh, seconded by Mr. Raver and carried to approve Resolution No. 2006-BCC-09.

IN THE MATTER OF CLAIMS AND REPORTS:

Auditor Ann Wells presented the following issues for Commissioner information and approval:

1. **Commissioner Salary Claims:** Salary, Hourly, part time and overtime claims payable May 5th and May 12th, 2006, in the amount of \$296,420.05 were submitted. Ms. Wells asked for approval of the docket with exception of the E911 Director Salary and overtime voucher, as there was a verification issue that needed to be clarified. A motion was made by Mr. Harbaugh, seconded by Mr. Raver and carried to approve the Salary Claims payable May 5 and May 12, 2006 with the exception of the Salary and Overtime voucher for the E911 Director. That voucher will be released for payment only upon approval of the Auditor.
2. **Commissioner Operating Claims:** Operating Claims in the amount of \$484,778.23, payable May 1, 2006, were approved on a motion made by Mr. Harbaugh and seconded by Mr. Raver.
3. **SWCD Minutes:** The Soil and Water Conservancy District minutes were submitted to the Board of Commissioners.

4. **Township Hearings:** Auditor Wells and Mr. Raver presented the following Township Hearing requests.

Harrison Township: No action was taken for the appeal of Crystal A. McDaniel. It was remanded back to the Township Trustee.

Center Township: On a motion made by Mr. Harbaugh and seconded by Mr. Raver it was approved to uphold the denial for the Kimberly J. Klumpp appeal.
5. **Cum Bridge Tax Levy Public Hearing Notice:** Howard County Highway Engineer/Supervisor Ted Cain asked that the Cum Bridge Fund tax levy be reinstated. Ms. Wells has prepared a Public Hearing Notice for a Public Hearing on May 15, 2006. Mr. Murrell will review the Notice for Publication.
6. **2006 Cost Allocation Plan With Maximus:** Maximus Inc. provides services to return supporting and administering costs from Federal and State Grants, to the County. Howard County has used their services for many years and in 2005, Maximus was able to return \$51,542.99 to Howard County. The maximum cost to the County would be \$9,500.00 per year. Mr. Murrell has reviewed the contract and recommends the three-year term, under paragraph twenty-three, page five. At the conclusion of discussion, a motion was made by Mr. Harbaugh to approve the contract with Maximus, Inc. for a term of three years and authorize the Vice President to sign on behalf of the Board. The motion was seconded by Mr. Raver and carried.

IN THE MATTER OF COUNTY ATTORNEY ISSUES:

County Attorney Larry Murrell presented a request from Key Bank to approve the replacement of the present ATM located in the south west entry lobby of the Administration Center. The replacement will be completed "in accordance with the terms and provisions of the Lease, and KeyBank will bear all costs in connection with the work". The work is scheduled to begin no sooner than late May of 2006. A motion was made by Mr. Harbaugh, seconded by Mr. Raver and carried to approve KeyBank's request to replace the ATM machine located on the first floor and authorize the Vice President to sign the consent on behalf of the Board of Commissioners.

IN THE MATTER OF COMMISSIONER ISSUES:

Mr. Raver presented the Weights and Measures Report for the month of March 15 to April 15, 2006. On a motion made by Mr. Harbaugh and seconded by Mr. Raver, the monthly Weights and Measures Report was accepted.

There being no further action to come before the Board at this time, the meeting was adjourned at 10:10 a.m. on a motion made by Mr. Harbaugh and seconded by Mr. Raver.

HOWARD COUNTY BOARD OF COMMISSIONERS:

BRADLEY J. BAGWELL, PRESIDENT

PAUL J. RAVEN, VICE PRESIDENT

JOHN B. HARBAUGH, MEMBER

ATTEST:

ANN WELLS, AUDITOR
 Commissioner Meeting Minutes May 1, 2006