

## **HOWARD COUNTY BOARD OF COMMISSIONERS MEETING APRIL 2, 2007**

The Howard County Board of Commissioners met in Regular Session on Monday, April 2, 2007 at 8:30 a.m. in Hearing Room No. 338 of the Howard County Administration Center. Those in attendance included Board of Commissioner President Paul J. Raver, Vice President Bradley J. Bagwell, and Member David A. Trine. Also in attendance were County Attorney Larry Murrell and Auditor Ann Wells.

The meeting was called to order by Sheriff Marshall Talbert and conducted by President Raver.

### **IN THE MATTER OF THE APPROVAL OF MINUTES:**

The minutes of the March 19, 2007 meeting, having been previously submitted and reviewed, were approved on a motion made by Mr. Bagwell and seconded by Mr. Trine.

### **IN THE MATTER OF HIGHWAY DEPARTMENT ISSUES:**

Highway Department Supervisor / Engineer Ted Cain submitted the following issues for Commissioner information and approval:

1. **Agreement For School Bus Turn Around:** Mr. Cain submitted an Agreement for a School Bus Turn Around for Northwestern School Corporation, to be constructed on property located at 3229 West 100 North, Kokomo. The property is owned by Pat Richards. A motion was made by Mr. Bagwell, seconded by Mr. Trine and carried to approve the Agreement for School Bus Turn Around for Northwestern School.
2. **Additional Appropriation Request:** The following are the Additional Appropriation requests that Mr. Cain will take to the April Council Meeting.

Highway Overtime	\$ 18,000.00
Gas & Oil	\$ 35,000.00
Bituminous	\$560,000.00
Utilities	\$ 7,000.00
Cumulative Bridge Repair by Contract for needed concrete work / Albright Rd shut down for one week	\$160,000.00
Local Road & Street Bituminous	\$570,000.00
Goyer Rd to New Bypass	\$ 10,000.00

On a motion made by Mr. Trine and seconded by Mr. Bagwell, the requests were approved to forward to the County Council.

3. **Historic Bridge Inventory:** President Raver is in receipt of a Historic Bridge Inventory Report and submitted it to Mr. Cain for his review.
4. **Limb Disposal:** Concerning the process of transporting limbs and trees to the transfer site then hauling away the chips, the Board would like Mr. Cain to work with the City, as he has in the past.
5. **Snow Emergency:** Mr. Cain informed the Board of Commissioners that as of late Friday afternoon (March 30), the State has added Howard County to the list of Counties designated to receive Federal funds because of the recent State of Emergency (*please refer to page one, "In The Matter Of Highway Department Issues" of the Regular Meeting Minutes dated March 19, 2007*). Mr. Cain stated that the total costs for that Emergency were about \$30,000.00 and 75% would be reimbursed. This would include Russiaville, Greentown and the Sheriff's Department, and will reimburse costs associated with overtime and equipment hours. Emergency Management will conduct a meeting and only those agencies that are in the meeting will receive the funds. This meeting will be held on Wednesday, April 11, 2007 at 10:00 a.m. in the basement room #6, of the Government Center.

## **IN THE MATTER OF SHERIFF DEPARTMENT ISSUES:**

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

1. **Inmate Population:** The present Inmate population at the Criminal Justice Center is three hundred and nine (309) prisoners; forty three of those are women.
2. **Bomb-Sniffing K-9:** Sheriff Talbert reported that he has received donations for the Bomb-sniffing K-9 in the amount of \$3,800.00. There is a \$4,000.00 grant pending from The Department of Homeland Security, as well as possible help from other agencies and counties. He hopes to have all funding available in four to six weeks.
3. **Employee Update:** The newest Officer is ready for street patrol, after completing the FTO phase. Sheriff Talbert has three employees on long-term FMLA, one of them being a Merit Deputy.
4. **Jail Painting Project:** The painting of the jail is almost complete. The Inmate Work Crew has been doing a great job and is saving the County money.
5. **County Facility Tour:** Sheriff Talbert and Buildings & Grounds Supervisor Art Fross toured the Marshall County lock up facility as it is in its construction phase. They viewed the steel cells that were set and welded together. It is very similar to the Brown County Facility. He would like several of the County Officials to tour the facility upon completion.
6. **New Mower:** Officer Don Leffert purchased a new 0 turn mower for the Inmate Work Crew to help with their lawn mowing projects. They were able to receive \$2,158.00 from the old mower to help offset the cost. The Center Township Trustee has already called, wanting to utilize and pay for the Work Crew's services.
7. **VINE Program:** Sheriff Talbert informed the Board of Commissioners and Information Systems Director Terry Tribby that the State has mandated a special Victims Notification Program through the Department of Corrections. The DOC will be marrying into County Sheriffs' Departments records' systems and notifying victims when an inmate is released. Sheriff Talbert has a preliminary questionnaire that needs to be completed by the Information Systems Department, concerning the Jail Management Systems currently in use.
8. **Request to Donate Unused Vehicle Light Bars:** The Sheriff has had requests from other public agencies, for donations of vehicle halogen light bars, no longer used by the Department, and that cannot be made accessible in a public auction or sale. He would suggest that the monetary value is less than \$5,000.00. A motion was made by Mr. Bagwell to deem the value of the collection of unused light bars to be less than \$5,000.00 and to authorize Sheriff Talbert to dispose of them as he sees fit. The motion was seconded by Mr. Trine and carried.
9. **Keefe Commissary Network Presentation:** At the March 19<sup>th</sup> meeting, Sheriff Talbert had informed the Board concerning the loss of phone commissions, and the DOC phone contract that must be complied with, as reasons for an expected loss in Commissary revenue (*please refer to page two, item six of the Regular Meeting minutes dated March 19, 2007*). Sheriff Talbert and his department have been discussing other sources of revenue for the Commissary Account. One of those sources could be through Keefe Commissary Network. Sheriff Talbert introduced Senior Account Manager Mike Pohle and Regional Manager Keith Johns to the Commissioners. Mr. Phole and Mr. Johns presented options to increase commissary revenue through an increase in commissary items offered to the inmates as well as a modest price increase (current prices have been in effect for two years). Keefe Commissary offers technology (on-site Kiosk) to help track inmate orders and banking reconciliations, as well as inventory control. Keefe partners with JPay, a company that provides electronic deposits, allowing payment options credit/debit card, checking account or cash. Those who wish to put money into an inmate's commissary account can make a payment through a secure website, a 24-hour call center, Jail lobby kiosk, or cash payment through any Wal-Mart, Albertson's or ACE Cash Express location. This can eliminate the need for correction officers to manually process payments onsite and decrease administrative handling of cash and the processing of paper transactions. Except for a user convenience fee, this service is free and saves the agency money. This service can also reduce the number of grievances.
10. **Pay Phone Presentations:** Because A T & T wants to get out of the pay telephone market completely, the Sheriff has listened to five different pay phone company presentations to date (*please refer to page two, item six of the Regular Meeting minutes dated March 19, 2007*). Sheriff Talbert reported that because of cell phone

accessibility, 44% of households no longer have a land line. At the present time, inmates do not have the capability to make a collect call to a cell phone. That prevents the jail in reaping the revenue from that call. It is possible to use pre-paid cards, but Sheriff Talbert would like to make cards available that can be used outside the jail facility as well as inside. Other services offered would be inmate e-mail and voice-mail, considering the jail is not equipped to take and deliver messages. These services would add fees to the commissary revenue as well as help the inmate. Sheriff Talbert understands that there will be some initial fees in order to install needed equipment if the Board decides to proceed with any of these options, but feels they will help recoup lost funds as well as help the Criminal Justice Center operate more efficiently.

11. **Sheriff Vehicle Bids:** The following bids for the new Sheriff Patrol cars were opened and listed as follows:

Button Dodge	\$114,000.00 (with trade-in)
Riedman Ford, Connersville	\$134,806.00 (with trade-in)
Bloomington Ford	\$122,647.50 (with trade-in)

A motion was made by Mr. Bagwell, seconded by Mr. Trine and carried to take the bids under advisement for Sheriff Talbert and Attorney Murrell to review.

12. **Courthouse Security Equipment Delivered:** Sheriff Talbert informed the Commissioners that the Security equipment for the Courthouse has been delivered and two officers will be attending special training in Ohio the week of April 10<sup>th</sup>.

*At this time the Regular Meeting was recessed to hold a  
previously scheduled Public Hearing for a Petition to Vacate a Dedicated Right Of Way*

Mr. Sidney P. Culp presented a Petition to Vacate a Dedicated Easement for property located on the east ½ of vacant Locust Street to the east and west and between County Road 164 South to the south and vacant ½ of Third Street, Jerome, to the North. The Petition has been advertised and certified notifications have been received. The utility companies have no objections. The Commissioners had some question concerning the location and the original plat. Mr. Boise answered questions and offered to make clarification after a brief period of investigation in the Auditor's Office. President Raver opened the floor for public comment.

*There being no public comment or question, the Public Hearing was recessed  
to allow Mr. Boise time to research, and the  
Regular Meeting reconvened.*

#### **IN THE MATTER OF RESOLUTION NO. 2007 BCCR-09:**

E-911 Coordinator Tony Ramsey informed the Board that April 8 - 14, 2007 is National Public Safety Telecommunicators Week and he has asked the Board of Commissioners to proclaim the week as National Public Safety Telecommunicators Week for Howard County. The proposed proclamation was read in full by Mr. Ramsey. Resolution No. 2007-BCCR-09, a Proclamation to set the week of April 8 - 14, 2007 as National Public Safety Telecommunicators Week, was approved on a motion made by Mr. Bagwell and seconded by Mr. Trine. A group picture was then taken with Howard County Telecommunicators and the Board of Commissioners.

#### **IN THE MATTER OF MAINTENANCE DEPARTMENT ISSUES:**

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

1. **Courthouse Phone Upgrade A T & T Contract:** Mr. Fross introduced Ms. Lorene Argyris from A T & T to clarify the proposed contract concerning the phone upgrade for the Courthouse (*please refer to page two, item six of the Regular Meeting minutes dated March 19, 2007*). The Commissioners asked questions concerning the current Centrex contract we now hold with A T & T and, specifically, how this replacement PRI service for the Courthouse affects the Centrex lines for the remaining County Buildings. Ms. Argyris confirmed that the PRI service would be a replacement for the Centrex lines at the Courthouse facility only. The 124 Centrex lines to the Courthouse would be disconnected after the system is switched to PRI, affording the County a savings of

about \$384.00 a month compared to the current cost. She continued to explain the concept of the PRI System. The conversion will take about four to six weeks. The current Centrex contract will need to be rewritten to terminate the Centrex System for the Courthouse and include the PRI System, as well as changing the termination clause. A motion was made by Mr. Bagwell to approve the contract for the Courthouse Upgrade to the PRI System and authorize the President to sign the Order for the Installation on behalf of the Board of Commissioners, with the understanding that A T & T will provide the Centrex termination contract at the next Commissioner meeting. The motion was seconded by Mr. Trine and carried.

2. **Building and Generator Delivery To New Tower Site:** On Thursday morning, the new building and generator are scheduled to be delivered to the new Tower site behind the Highway Department Garage.
3. **Emergency Repair To Pumps And Grinders In Government Center:** Mr. Fross contacted President Raver concerning the problems with the pumps and grinders in the system located at the Government Center. Mr. Raver declared the situation to be an emergency and authorized Mr. Fross to order the needed equipment to make repairs. The replacement equipment costs are \$6,296.00. Mr. Fross has enough funds to pay the bill but would like to request a reimbursement from the Cumulative Capital Fund. A motion was made by Mr. Bagwell to declare the repair to be an emergency, authorize the order of the equipment, and recommend that an Additional Appropriation request in the amount of \$6,296.00 be submitted to the County Council for approval, to reimburse the Maintenance Fund. The motion was seconded by Mr. Trine and carried.

***The Regular Meeting is recessed to continue the Public Hearing to  
Vacate a Dedicated Right of Way***

Mr. Boise presented the results of his research to the Board of Commissioners. This dedicated easement is not an approved street but is included in the town's limit and is owned by the County. The next step for Mr. Culp to follow would be to prepare an Ordinance to vacate the Right of Way and submit it for approval at the next Commissioner Meeting. The floor was opened for question or comment. There being no further question or comment, the Public Hearing is continued on a motion made by Mr. Bagwell and seconded by Mr. Trine.

***The Public Hearing is closed and the Regular Meeting is reconvened.***

A motion is made by Mr. Bagwell and seconded by Mr. Trine to continue the Public Hearing to such a date when the Ordinance to Vacate a Dedicated Right of Way has been prepared and submitted to the Auditor's Office.

**IN THE MATTER OF PLAN COMMISSION ISSUES:**

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

1. **Case 3-CP-07:** Two lots in Sycamore West Subdivision located at 3108 West Sycamore are approved on a motion made by Mr. Trine and seconded by Mr. Bagwell.
2. **Case 17-CP-06:** One lot in Rockey Hills Subdivision located at 80 North County Road 980 West is approved on a motion made by Mr. Bagwell and seconded by Mr. Trine.
3. **Case 2-CP-07:** One lot in Deardorff Landing Subdivision located at 5622 West County Road 80 South is approved on a motion made by Mr. Trine and seconded by Mr. Bagwell.
4. **Ordinance No. 2007-BCCO-14:** This ordinance is to rezone property located at 4974 West County Road 250 South from A-1 (Agricultural) to B-1 (Local Business). The Plan Commission heard the request and gave an unfavorable recommendation. President Raver invited the property owner, Mr. Matt Heaton to take the floor to direct comment or answer questions. Mr. Heaton originally brought this request to the Plan Commission in 2004 and was denied because the parcel was too large. It was suggested he shrink the parcel request to the salon, septic area and parking lot only, and he resubmitted the request for .56 acres. He continued to inform the Board of commercial properties around this parcel, in West Middleton. This request is to enable him to add an extra chair to the salon. He does have one neighbor who is in opposition and attorney David Baird was in attendance to represent him. Discussion ensued concerning "spot zoning" and traffic issues. Mr. Raver opened the floor for Public Comment and their response is the following:

Attorney David Baird: Represents the neighbor to the south of the property, Mr. Mordock. Mr. Mordock has safety issues concerning the traffic, as well as surrounding property value concerns. He believes the first request was spot zoning, and it is "spot zoning now".

Dennis Heaton: He is the property owner to the west and north of the property owned by Mr. Matt Heaton, as well as his father. He commented that a traffic count was done with the City Engineer. The count was 6,000 vehicles a day. This business will generate 30 - 32 vehicles per day, concluding it would not be an issue. He also stated that the Plan Commission has not confirmed West Middleton's town limits with Mr. Heaton; Mr. Heaton feels he is part of the town. He's also helping to create employment and improve property.

Steve Maus: He lives in the area and drives by that property during the day and night and has never experienced a traffic problem. He would not have a problem with the rezoning request.

Terry Tribby: He lives west of West Middleton and travels that road frequently. He agrees with Mr. Matt Heaton and appreciates the pride Mr. Heaton has taken, evidenced by the improvements to the property. He stated, "One more business, one more job".

Jamie Shepherd: She drives down Alto Road every day on her way home, and has never experienced an issue with the traffic. They have fixed the property up quite substantially for that business.

Mr. Matt Heaton commented that he can only put one extra chair in, on his present septic system. Any more than that would require a new septic system.

Commissioner Bagwell had several issues that concerned him about this request. The first concern is, if the property is rezoned, what business could go in, next, if Mr. Heaton decides to sell the property. Presently a Contingent Use permit exists. The other concern would be, if the property was sold separately from the property south, there would be no entrance to the south property.

At the conclusion of further discussion, a motion was made by Mr. Bagwell to continue this issue for two weeks, allowing the Board an opportunity to review the case. It will be addressed during Plan Commission Issues of the Commissioner Meeting dated April 16, 2007. The motion was seconded by Mr. Trine and carried.

5. **Darrough Chapel Project:** Mr. Boise, Health Department Director Kris Conyers and consultant John Caton have been meeting to discuss finance options for installing septic improvements in the Darrough Chapel area. Mr. Boise submitted the following ideas that were discussed: 1) Redevelopment Commission to establish a TIF (Tax Increment Financing) District, possibly in conjunction with the 31-Freeway Project improvement of the interchange area; 2) State Revolving Fund Loan that needs to be requested by a government agency; 3) establish a Regional Sewer District. Ms. Conyers informed the Commissioners that there are severe drainage issues for several families in that area. Tying into the City's system is cost prohibitive. Regional Sewer Districts have been established but are having trouble collecting the fees needed to establish and operate the District. Attorney Larry Murrell reminded the Board that Russiaville is taking over the operation of the New London Conservancy District. Mr. Boise and Ms. Conyers will be meeting with Mr. Caton and will keep the Board of Commissioners informed.
6. **Complaints of Debris In Indian Heights:** Commissioner Raver informed Mr. Boise of complaints from Indian Heights concerning trash and debris that is not being disposed of. Citizen David Ford encourages the Board to develop a Nuisance Ordinance to deal with those who do not properly dispose of debris. At present there are no ordinances that deal with the problem beside the Unsafe Building Ordinance and the Illegal Dumping ordinance that the Recycling District uses. Recycling District Director Marla Vechey clarified that when they have a name and address of an offender, they notify them that they have a limited time to clean the site before they will be issued a \$2,500.00 fine for illegal dumping. The present ordinance is vague. Ms. Vechey and attorney Brian Oaks, along with other agencies, are in the process of writing a more defined ordinance. Ms. Vechey would like Mr. Murrell to review the ordinance and will submit a copy to him. It includes enforcement language with plans for an enforcement officer.

#### **IN THE MATTER OF DEFERRED COMPENSATION MEMO:**

Personnel Director Wanda McKillip submitted a memo to employees informing them of Deferred Compensation to be held April 17 - 19, 2007. A representative from Hoosier Start will be in attendance to answer any questions. She requests the memo be approved and distributed through the payroll this week. The memo, as well as distribution through employee payroll this week, was approved on a motion made by Mr. Bagwell and seconded by Mr. Trine.

#### **IN THE MATTER INFORMATION SYSTEMS DEPARTMENT ISSUES:**

Information Systems Director Terry Tribby presented the following issues for Commissioner information and approval:

1. **Available Grants For Public Safety Education:** Mr. Tribby would like to use these grants to install video monitoring equipment in public educational facilities, to enable law enforcement and public safety organizations to view the facilities before going into a potential risk situation. It is an annual competitive grant and Mr. Tribby has offered to meet with several other agencies to apply for the grant.
2. **Business Association Agreement:** Mr. Murrell has received approval from our insurance carrier to proceed with the Indemnity Agreement and Mr. Tribby is preparing Exhibit A, a listing of services being provided by Howard County (*please refer to page three, item four of the Regular Meeting minutes dated March 19, 2007*). This Agreement is with Howard Regional Hospital in connection with the wireless connectivity the County has offered to their ambulance service. Providing Howard Regional accepts it, the Agreement will be ready for submission at the April 16<sup>th</sup> Commissioner meeting.
3. **Mandated Beta Site:** Mr. Tribby has been informed, by Superior Court I Judge Menges, that Howard County has been mandated by the State Supreme Court to be a BETA site for a new Protective Orders project. This could afford Howard County to receive upgraded equipment, and Mr. Tribby is preparing a quote for fifty-seven (57) new work stations and eight - ten new printers. Judge Menges has submitted the quote (\$70,000.00) and is awaiting response from the State.
4. **Remote Control Of Courthouse Entrance / Exit Doors:** At the most recent Criminal Justice Coordinating Committee meeting, Mr. Tribby was asked to investigate possibilities to remotely open Courthouse doors in the event of any emergency, for safety personnel. Mr. Tribby would like to make that possible by the installation of a remote "panic button" installed at the E-911 Dispatch Center.

#### **IN THE MATTER OF REASSESSMENT CONTRACTS:**

County Assessor Jamie Shepherd and Center Township Assessor Sheila Pullen presented Center Township and Howard County Maintenance Contracts with Ad Valorem, as well as the annual Reassessment Solution Contract. Ms. Pullen and Ms. Shepherd informed the Board of Commissioners of these reassessment projects and the four year breakdown. At the conclusion of discussion, a motion was made by Mr. Bagwell to approve the Center Township and Howard County Assessor Maintenance Contracts with Ad Valorem, and the Reassessment Solution Trending Contract, subject to Department of Local Government Finance's final approval. The motion was seconded by Mr. Trine and carried.

#### **IN THE MATTER OF THE RECYCLING DISTRICT'S ILLEGAL DUMPING CONCERNS:**

Recycling District Director Marla Vechey informed the Board of Commissioners that their office has received complaints of illegal dumping along the Wildcat Creek and the Dam area along 400 East, by various citizens as well as the Wildcat Guardians. If the District has a name and address of the offender, they will send a letter informing them they are subject to a fine if the debris is not disposed of appropriately. A letter has been sent to a Mr. Francis Tate. She has not received any response and is concerned that he has moved. Ms. Vechey would like to ask for the authority to post "Illegal Dumping" signs along 400 East. President Raver informed her that the property is owned by Indiana-American Water Company and leased to the City Parks Department. Mr. John Martino of the City Parks Department has agreed to help with the sign placement. Ms. Vechey informed the Board that the present Illegal Dumping Ordinance does not address waste accumulation, a public nuisance, or littering. She has been meeting with an Illegal Dumping Ordinance Committee and talked to other Counties concerning their Illegal Dumping Ordinance, to prepare a joint Ordinance between Howard County and the Recycling District. The proposed Ordinance also addresses enforcement. At this time, Ms. Vechey introduced Mr. Lawrence Hudson and Mr. Kent Parker, volunteer residents who have collected and disposed of litter and debris that has been dumped along 400 East. Appreciation and applause, from the Board of Commissioners, were extended to Mr. Hudson and Mr. Parker for their efforts. Discussion ensued concerning the kinds of debris being dumped, the amount of present clean-up, and the option of the Inmate Work Gang's help with debris collection and disposal. A motion was made by Mr.

Bagwell, seconded by Mr. Trine and carried to authorize the placement of "No Illegal Dumping" signs at locations designated by the Recycling District.

**IN THE MATTER OF THE TREASURER CONTRACT WITH HARRIS (FORMERLY FIRST NATIONAL BANK):**

Treasurer Martha Lake informed the Board of Commissioners that First National Bank has changed ownership to Harris. The County enjoyed a good relationship with First National Bank and was not required to enter into a contract. Harris has asked that Howard County enter into an In-Depth Cash Management Contract with them as soon as possible; one for the Clerk's Office and one for the Treasurer's Office. Ms. Lake has already had a meeting with Harris, and she, Mr. Murrell, and Clerk Mona Myers are working on the language of the contract. The new ownership will take place May 12<sup>th</sup>, but the Treasurer and Clerk Offices are not ready to sign the present contract. Attorney Murrell is working with the Harris attorney on liability issues and hopes to have a completed contract before the next Commissioner Meeting. A motion was made by Mr. Bagwell, seconded by Mr. Trine and carried to approve the contract between Harris and the Clerk's Office and Harris and the Treasurer's Office, subject to the approvals of Mr. Murrell, Treasurer Martha Lake and Clerk Mona Myers, and authorize the President to sign on behalf of the Board of Commissioners.

**IN THE MATTER OF APPOINTMENT OF INTERIM LOCAL HEALTH OFFICER:**

Health Department Director Kris Conyers submitted a Record of Appointment of Local Health Officer for Board approval. Former Health Officer Dr. Alan Adler tendered his resignation as Health Officer effective March 1, 2007. The Board of Health is still looking for a replacement and would like the Board of Commissioners to certify the appointment of Dr. Adler as Health Officer for an interim term beginning March 12, 2007. The appointment of Dr. Adler was certified by the Board of Commissioners on a motion made by Mr. Trine and seconded by Mr. Bagwell.

**IN THE MATTER OF RESIDENT APPLICATION FOR HOWARD HAVEN:**

Howard Haven Director Tom Tolen submitted an application for residency for Caryn Harbos. She would be a private pay resident and Mr. Tolen does have one vacancy. A motion was made by Mr. Bagwell to approve the application for residency for Caryn Harbos as a private pay resident, with the usual 90-day probationary period. The motion was seconded by Mr. Trine and carried.

**IN THE MATTER OF CLAIMS AND REPORTS:**

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

1. **Commissioner Salary Claims:** Salary, hourly and overtime claims payable April 5 and 13, 2007, in the amount of \$313,019.77 each, were approved on a motion made by Mr. Trine and seconded by Mr. Bagwell.
2. **Commissioner Operating Claims:** Operating claims payable today, April 2, 2007, in the amount of \$371,719.89, were approved on a motion made by Mr. Trine and seconded by Mr. Bagwell.

**IN THE MATTER OF THE TOWNSHIP ASSISTANCE HEARING:**

This Assistance Hearing was for Center Township, Mr. Mitchell Hedger. After receiving the evidence, Hearing Officer Paul Raver recommended that the Denial for Assistance be upheld. A motion was made by Mr. Trine, seconded by Mr. Bagwell and carried to uphold the denial of Center Township.

**IN THE MATTER OF COUNTY ATTORNEY ISSUES:**

County Attorney Larry Murrell presented the following issues for Commissioner information and approval:

1. **Extension Of Contract For HPL (Physician For Criminal Justice Center):** The Sheriff's Department is in the process of negotiating a new contract with HPL. There are several issues that still need work and they are asking us to sign an Extension through May 15, 2007. If the County signs a new contract with HPL, it will be retroactive to January 1, 2007. A motion was made by Mr. Trine, seconded by Mr. Bagwell and carried to approve the Extension Contract with HPL until May 15, 2007.

2. **Contract With Priority Dispatch:** Priority Dispatch, from Salt Lake City Utah, will be holding a three-day E911 Training Seminar at the Government Center. The June or July date has not yet been finalized, but E-911 Coordinator Tony Ramsey asks that the Board approve the contract. There will be a break in registration costs if Howard County sponsors the event. A motion was made by Mr. Bagwell to approve the contract with Priority Dispatch and authorize the President to sign on behalf of the Board of Commissioners. The motion was seconded by Mr. Trine and carried.
3. **Keller & Heckman Rebanding Invoice:** Mr. Murrell received an invoice from Keller and Heckman for services rendered concerning the Nextel Rebanding Project, in the amount of \$2,870.00. The invoice was approved for payment, to be forwarded to Sprint / Nextel, on a motion made by Mr. Bagwell and seconded by Mr. Trine.

**IN THE MATTER OF COMMISSIONER ISSUES:**

1. **Weights And Measures Report:** The Weights and Measures Report for the month of February 15, 2007 to March 15, 2007, was accepted on a motion made by Mr. Bagwell and seconded by Mr. Trine.
2. **Letter From City Board Of Works:** President Raver is in receipt of a letter from the City Board Of Works informing the County that the utility bill for the lights around the Courthouse will be paid by the City. The City also seeks permission to utilize the Courthouse grounds as they replace the light fixtures around the Courthouse. The Board agreed by consensus, and asked Mr. Fross to inform the Board of Works Office.
3. **Hainlen Orchard Public Notice:** Mr. Raver submitted copies of the legal advertisements concerning the wastewater treatment disposal and the building construction at Hainlen Orchard, a part of the Migrant Worker Grant. These will be kept on file in the Auditor's Office.
4. **EMT Boundary Meeting Date:** A meeting date to discuss the EMT Boundaries is set at 9:30 a.m. of the June 4<sup>th</sup>, 2007 Commissioner Meeting.

There being no further business to come before the Board of Commissioners at this time, the meeting was adjourned at 12:10 p.m. on a motion made by Mr. Bagwell and seconded by Mr. Trine.

**HOWARD COUNTY BOARD OF COMMISSIONERS:**

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PAUL J. RAVEN, PRESIDENT

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BRADLEY J. BAGWELL, VICE PRESIDENT

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DAVID A. TRINE, MEMBER

ATTEST:

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ANN WELLS, AUDITOR

Howard County Commissioner Meeting April 2, 2007