

HOWARD COUNTY BOARD OF COMMISSIONERS MEETING JULY 21, 2008

The Howard County Board of Commissioners met in Regular Session on Monday, July 21, 2008 at 8:30 a.m. in Hearing Room No. 338 of the Howard County Administration Center. Those in attendance included President Bradley J. Bagwell, Vice President David A. Trine and Member Paul J. Raver. 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 Bagwell.

IN THE MATTER OF APPROVAL OF MINUTES:

The minutes of the July 7, 2008 meeting, having been previously submitted and reviewed, were approved on a motion made by Mr. Raver and seconded by Mr. Trine.

IN THE MATTER OF HIGHWAY DEPARTMENT ISSUES:

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

1. **Ohio Street Bridge Project:** The Ohio Street Bridge Project is progressing. The Highway Department has discovered so much damaged to the concrete that it must be removed and replaced at a cost of \$30,000.00 to \$40,000.00. Mr. Cain reminded the Board that the County has to pay 20% of the cost. Any costs beyond the budgeted amount, however, would result in the County paying 100%.
2. **Chip & Seal:** In case the County Commissioners receive any complaints, the Chip & Seal process will begin today.
3. **Future Transfer Requests:** Mr. Cain will be submitting fund transfer requests to the Howard County Council in their August meeting. One of the requests will be a major transfer for fuel.
4. **Out Of Office:** Mr. Cain will not be present at the next Commissioner Meeting. He will be out of the office that week.

IN THE MATTER OF SHERIFF DEPARTMENT ISSUES:

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

1. **Roadway Vegetation:** Sheriff Talbert commended Mr. Cain and the Highway Department for their quick response removing vegetation from the sight line of roadway intersections. During this time of year when vegetation can severely limit visibility at certain intersections, the Highway Department's quick response lets our citizens know that their safety is a priority.
2. **Jail Population:** The current inmate population is 337 (three hundred thirty-seven) with fifty-nine being female. He reminded the Board that the female pod was constructed to hold thirty-two prisoners.
3. **A T & T Contract:** A T & T is no longer providing pay phone services for inmates. They have, however, agreed to give the hard drives containing past inmate recorded phone calls to the Sheriff's Department, at no cost, and Sheriff Talbert submitted the agreement for Board approval. This agreement will indemnify AT & T, not holding them liable. Mr. Murrell has reviewed the agreement and given his approval. A motion was made by Mr. Trine, seconded by Mr. Raver and carried to approve the Agreement For Used Equipment from A T & T and authorize the President to sign on behalf of the Board of Commissioners.
4. **Donation For K-9 Program:** Sheriff Talbert submitted a check to Auditor Wells in the amount of \$250.00 from Kokomo Aerie No. 255, F.O.E. This contribution is to be used for K-9 services for Howard County through the Sheriff's Department.

5. **Selective Insurance Check:** The Sheriff's Department is also in receipt of a check in the amount of \$490.00 from Selective Insurance for reimbursement of an ambulance ride for a dog bite victim. That money will be received into the Sheriff's Commissary Fund.
6. **Grant Applications:** Lieutenant Jerry Asher informed the Board of Commissioners of traffic enforcement grants as follows:
 - a) Operation Pullover in the amount of \$18,000.00. A motion was made by Mr. Raver, seconded by Mr. Trine and carried to approve the grant application and signature.
 - b) Driving Under the Influence Task Force Grant in the amount of \$23,500.00. The grant application was approved on a motion made by Mr. Raver and seconded by Mr. Trine and signed.
7. **New Vehicles:** All of the new patrol vehicles have arrived at Kokomo Auto World and all but one trade-in vehicle has been processed.
8. **Greentown Range:** The new firearms range is progressing and almost completed. Eastern High School's vocational class made the target standards and they have already been delivered. Sheriff Talbert believes that a security light is needed and will contact Duke Energy. When the project is completed, Sheriff Talbert will be inviting the Board of Commissioners and the County Council to visit the new range.

IN THE MATTER OF PLAN COMMISSION DEPARTMENT ISSUES:

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

1. **Flood Mitigation Grant:** Mr. Boise has been in contact with FEMA regarding the status of the Flood Mitigation Grant Application for the Dellwood Property, and was informed that we are short one form from the Army Corp Of Engineers. That has been addressed and Mr. Boise is expecting word in a few weeks (*please refer to page three, item four, "In The Matter Of Plan Commission Department Issues", of the Regular Meeting minutes dated June 16, 2008*).
2. **Lien On West Liberty Property:** Mr. Boise thanked Attorney Murrell for the work done as part of the process of getting a lien put on the property located at 12541 East County Road 332 South (*please refer to page three, item one, "In The Matter Of Plan Commission Issues", of the Regular Meeting minutes dated June 2, 2008*). The final letter has been sent and the owner has thirty days to respond before the Treasurer puts the lien on the property.
3. **Unsafe Property:** Mr. Boise has inspected the property located at 1001 East Alto Road and informed the Board that although this property has several issues, it is not ready to be declared an Unsafe Property at this time. According to a neighbor, some of the property is missing. The owner, Michael Davis, has been contacted and Mr. Boise hopes to hear from him soon. Mr. Bagwell informed Mr. Boise that he has contacted the Recycling District Office that now has jurisdiction to take action concerning the "junk" located on the property, and that the two offices should keep each other informed so they do not duplicate efforts.
4. **US 31 Corridor Studies:** Last Friday was the deadline for proposals for the US 31 Corridor Studies and his office has received six. His committee will review the contracts and bring a recommendation to the August 4th Commissioner meeting.
5. **Proposed Legislation:** Mr. Raver has read about legislation proposed to purchase flooded property with the 75% federal funds. Mr. Boise is familiar with the information and will keep the Board informed of legislation as it is passed.

IN THE MATTER OF QUOTES FOR COURTHOUSE CONCRETE PROJECT:

Buildings and Grounds Superintendent Art Fross submitted the following Courthouse Concrete Project quotes as follows;

Perkins Contracting	\$9,342.00
Bergman Concrete Construction	\$7,931.25

The quotes were taken under advisement for review by Mr. Fross on a motion made by Mr. Trine and seconded by Mr. Raver.

IN THE MATTER OF PERSONNEL DEPARTMENT ISSUES:

Personnel Director Wanda McKillip submitted the following issues for Board information and approval:

1. **RIPEA Committee Invitation:** Ms. McKillip was contacted by Mr. Bill Murphy, Executive Director of P.E.R.F., and invited to serve on the Retired Indiana Public Employees Association Committee. This committee will assist with legislation that concerns Indiana's public employees' retirement issues and she would be one of five people to sit on the committee. She would like to ask the Board's permission to serve on the RIPEA Committee. A motion was made by Mr. Raver, seconded by Mr. Trine and carried to authorize Wanda McKillip to serve on the RIPEA Committee.
2. **Verizon Discount Offer:** Ms. McKillip thanked Mr. Tribby and the Information Systems Department for e-mailing County employees to inform them that Verizon is offering a 15% discount to Howard County Employees for their monthly access fees. Ms. McKillip will put this information in the quarterly newsletter and let the County offices know, whose employees do not have internet access at this time.
3. **Board Of Commissioner Sponsored Golf Outing:** September 10th is the date for the Board sponsored golf outing. The Personnel Office has been preparing letters and donation and vendor lists. Donations from the outing will underwrite the employee's Christmas Party.
4. **Weight Watchers At Work:** Ms. Tammy Baldwin from the Sheriff's Department would like to lead a Weight Watcher's At Work program for any interested Howard County Employee. The meetings would take place after office hours and she is seeking permission to offer this ten-week program. Approval for Ms. Baldwin to lead a Weight Watchers At Work ten-week program was given on a motion made by Mr. Raver and seconded by Mr. Trine.

****IN THE MATTER OF THE COURTHOUSE CONCRETE PROJECT QUOTES:**

Buildings and Grounds Superintendent Art Fross has reviewed the quotes for the Concrete Project at the Courthouse and is ready to give his recommendation. He finds that the Perkins Contracting quote is non-responsive to the specifications set down by the Invitation to Quote, and is the higher quote. The quote submitted by Bergman Concrete Construction is responsive and is the lower quote. He recommends accepting the quote from Bergman Concrete Construction. A motion was made by Mr. Trine, seconded by Mr. Raver and carried to accept the quote from Bergman Concrete Construction in the amount of \$7,931.25, as the most responsive and responsible quote.

IN THE MATTER OF INFORMATION SYSTEMS DEPARTMENT:

Information Systems Director Terry Tribby submitted the following issues for Board information and approval:

1. **Wireless Service:** All the wireless service that was interrupted by the lightning strikes has now been restored, except for Greentown, and is stable. His office is now in the process of gathering invoices and paperwork for the insurance claim. Mr. Tribby would like to bring in the Greentown Volunteer Fire Department to the wireless network in the next forty-five days.
2. **Next Courthouse Computer Purchase:** The Dell computers from the authorized computer purchase for the Courthouse have been received and are now ready to be installed at the Courthouse. Mr. Tribby would like to order the second purchase of twenty computers still needed at the Courthouse (*please refer to page one, item three, "In The Matter Of Information Systems Department Issues", of the Regular*

Meeting minutes dated June 16, 2008). The cost of the first twenty computers was \$16,565.60 (\$828.28 each), and are loaded with XP because of problems with the Vista software. A motion was made by Mr. Trine, seconded by Mr. Raver and carried to approve the next purchase of twenty (20) computers as the next phase of the Courthouse Computer Project.

3. **National Website Visits:** Mr. Tribby informed the Board of Commissioners that we received an e-mail from a county in North Carolina asking us for input on our tax system. He is amazed at the areas of our nation that visit our web site.
4. **Seamless Statewide Map Request:** The Board of Commissioners has received a request from the State to build a seamless statewide map for the benefit of all Indiana citizens, using GIS to build four layers. They request that the information be formatted on DVD, CD or hard-drive and they will reimburse the County the cost of the information. Mr. Bagwell suggested that we approve participation in the project and let the Information Systems Department decide how to send the information. A motion was made by Mr. Trine, seconded by Mr. Raver and carried to approve the State's request to participate in the Indiana Map Project.
5. **Revisit the Electronic Data Ordinance:** Attorney Murrell informed the Board that there have been significant increases in the number of requests for electronic data, nation wide. Presently we have an Ordinance in place but Mr. Murrell believes the fee schedule should be expanded, listing more forms of data. The present Ordinance asks for Certification that the information will not be used for commercial purposes. Mr. Murrell will prepare an amendment.
6. **State Voter Registration:** Several years ago the State took over the Voters Registration Process and in a recent e-mail, Mr. Tribby was made aware that the State will be giving those responsibilities back to the County in the middle of the year, 2009. Money for software, etc., will need to be requested during the 2008 budget hearings for the year 2009.

IN THE MATTER OF A NEW VEHICLE REQUEST FROM KINSEY YOUTH CENTER:

Kinsey Youth Center Director Brent Kelley submitted a request to purchase a new 12 - 15 passenger van for resident transport. Their present vehicle is a 1996 Ford Aerostar and there are several services of the van that are not dependable. He does not intend to use the van as a trade-in vehicle but would use it as a maintenance van. Mr. Kelley has obtained quotes as follows:

Eriks Chevrolet	\$22,835.00
Buttons Motor	\$51,780.00
Kokomo Auto World	\$23,859.00

Because none of these vendors has a vehicle of this size on their lot, they have to search to find a van. The vehicle that Eriks Chevrolet gave a quote for has already been sold. Mr. Kelley asked that the Board of Commissioners approve an amount for the purchase of a van and allow Mr. Kelley to buy what is available. Mr. Kelley has \$36,730.00 in his equipment account out of the Cumulative Capital Fund. At the close of discussion a motion was made by Mr. Trine, seconded by Mr. Raver and carried to approve the purchase of a van in an amount not to exceed \$25,000.00.

IN THE MATTER OF A NEW VEHICLE REQUEST FROM THE COUNTY SURVEYOR'S OFFICE:

Surveyor Jake Grimme requested to purchase a 2008 Ford Explorer in the amount of \$19,848.00. It is a four-wheel drive vehicle from Brad Howell Ford and Mr. Grimme has \$30,000.00 appropriated for the purchase in his account in the Cumulative Capital Fund. The Surveyor's present vehicle is a pick-up truck and will be transferred to the Health Department. A motion was made by Mr. Raver, seconded by Mr. Trine and carried to approve the purchase of the 2008 Ford Explorer from Brad Howell Ford in the amount of \$19,848.00, and the transfer of the present pick-up truck to the Health Department.

IN THE MATTER OF CLAIMS AND REPORTS:

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

1. **Commissioner Salary Claims:** Commissioners' salary, hourly and overtime claims payable July 24 and August 1, 2008, in the amount of \$337,929.59 each were approved on a motion made by Mr. Trine and seconded by Mr. Raver.
2. **Commissioner Operating Claims:** Operating claims payable July 21, 2008, in the amount of \$353,136.41 were submitted. Of that amount \$43,483.16 were paid from County General Funds, \$1,199.00 from Health Funds, and \$66,680.59 from the Jail & Juvenile C.O.I.T Funds. Ms. Wells informed the Board that she asked the Treasurer to certify figures as of July 17, 2008 in order to give advanced draws to those who needed it. Also submitted was an emergency claim for Speedway Super America. Speedway no longer removes the finance charge and this claim needs to be paid before the July 21st claim date, to avoid the finance charge. Also submitted was a claim from the Information Systems Department for registration, hotel and travel costs for a Cisco Law Enforcement Seminar. By paying this claim in advance, by check, certain hotel and sales taxes can be waived. The advance payment of the claims for Terry Tribby and the Cisco Law Enforcement Seminar were approved for payment on a motion made by Mr. Trine and seconded by Mr. Raver.

A motion was made by Mr. Trine, seconded by Mr. Raver and carried to declare the Speedway Super America claim an emergency and confirm the advanced payment as allowed by Ordinance No. 2005-BCC-60.

A motion was made by Mr. Raver, seconded by Mr. Trine and carried to approve the Operating Claims as submitted.

3. **Community Drug Free Budget:** Ms. Wells informed the Board of Commissioners that the Community Drug Free Program's 2008 Operating Budget has been approved and the LCC has designated an authorized signatory. The Auditor's office can now accept and pay their claims. The Drug Free Program will submit its 2009 budget at the August 18th Commissioner Meeting.

IN THE MATTER OF TOWNSHIP APPEALS:

The following appeals were heard by Hearing Officer Commissioner Trine:

1. Robert Bainter, Center Township - A motion was made by Mr. Trine to uphold the Township Trustee's denial. The motion was seconded by Mr. Raver and carried.
2. Shayla Levine, Harrison Township - A motion was made by Mr. Trine, seconded by Mr. Raver and carried to uphold the trustee's denial.

IN THE MATTER OF COUNTY ATTORNEY ISSUES:

Attorney Larry Murrell submitted the following issues for Board information and approval:

1. **Semi-Annual Reports:** Mr. Murrell submitted two semi-annual reports received from Grant Administrator Tina Mendenhall. One is for the Taylor Township Regional Sewer District and the other is for Harrison / Honey Creek Township Fire Truck. Though the projects are both completed, reports must be approved and kept on file. A motion was made by Mr. Raver, seconded by Mr. Trine and carried to approve both reports and to authorize the President to sign on behalf of the Board of Commissioners. Mr. Murrell will forward the reports back to Ms. Mendenhall.
2. **Keller and Heckman Invoice:** Mr. Murrell is in receipt of an invoice from Keller & Heckman for services regarding the rebanding project, in the amount of \$90.00. Upon approval the invoice will be forwarded to Sprint/Nextel for payment. A motion was made by Mr. Raver, seconded by Mr. Trine and carried to approve the invoice from Keller & Heckman in the amount of \$90.00 to be forwarded to Sprint/Nextel.
3. **Redevelopment Authority Appointments:** Mr. Murrell submitted the name of Michael Sale as a possible candidate for appointment to the Redevelopment Authority (*please refer to page six, item four, "In The Matter of Commissioner Issues" of the Regular Meeting minutes dated July 7, 2008*). The

Board, by consensus, agreed to consider the appointment of Mr. Sale. Mr. Murrell will prepare Certificates of Appointment for all three appointments (three member board appointed by Board of Commissioners) and submit them at the August 4th meeting.

4. **Change In Legislature Concerning Redevelopment Commission:** This five member Board that was previously appointed by the Board of Commissioners has been changed by the State Legislature. Now the Board of Commissioners appoints three members and the County Council appoints two members. Mr. Murrell will prepare Certificates of Appointment for two of the appointees and submit them to the County Council pending their approval.
5. **Redevelopment Authority Titled Property:** Ms. Wells asked for clarification concerning property owned by the Redevelopment Authority for tax purposes. Mr. Murrell clarified that all the property owned by the Redevelopment Authority had been conveyed back to the County in December, 2007. Because it was after the March 1st ownership deadline, this year's taxes would still be paid by the Redevelopment Authority.

IN THE MATTER OF COMMISSIONER ISSUES:

1. **Increase Inmate Work Crew Fees:** In speaking with Sheriff Talbert last week, Commissioner Trine learned that the fees charged by the Inmate Work Crew (\$35.00 per hour) have not been increased since 1997. Mr. Trine suggests that the fees be increased to \$45.00 per hour. Mr. Murrell will prepare the proper paperwork for the August 4th Commissioner meeting.
2. **Weights & Measures Report:** The Weights & Measures report for June 15 to July 15, 2008 was submitted and accepted on a motion made by Mr. Raver and seconded by Mr. Trine.
3. **Veterans Service Report:** The Veterans Service Report for the month of June, 2008 was submitted and accepted on a motion made by Mr. Trine and seconded by Mr. Raver.
4. **Letters Received From Indiana Office Of Community And Rural Affairs:** As a part of the semi-annual reports submitted earlier in the meeting, Mr. Bagwell submitted two letters, one concerning the Harrison / Honey Creek Township Fire Truck and the other concerning the Taylor Township Regional Sewer District. The letters stated that no fines or program deficiencies were found for either of these projects (*please refer to page five, item one, "In The Matter of County Attorney Issues", of these minutes*).
5. **State Of The Workforce Report For Economic Growth Region Four:** On Tuesday, August 12, at 10:30 a.m. at Inventrek, there will be a meeting regarding the Region Four Workforce Report for Economic Growth.

There being no other business to come before the Board of Commissioners at this time the meeting was adjourned at 9:55 a.m. on a motion made Mr. Trine and seconded by Mr. Raver.

HOWARD COUNTY BOARD OF COMMISSIONERS:

BRADLEY J. BAGWELL, PRESIDENT

DAVID A. TRINE, VICE PRESIDENT

PAUL J. RAVER, MEMBER

ATTEST:

ANN WELLS, AUDITOR
Howard County Board Of Commissioner Meeting July 21, 2008