

## HOWARD COUNTY BOARD OF COMMISSIONERS MEETING JUNE 2, 2008

The Howard County Board of Commissioners met in Regular Session on Monday, June 2, 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 and Vice President David A. Trine. Also present were County Attorney Larry Murrell and Auditor Ann Wells.

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

*As a matter of proper procedure and in order to conduct the business of the County,  
President Brad Bagwell vacated the chair  
to second any motion made as a part of today's meeting.*

### IN THE MATTER OF APPROVAL OF MINUTES:

The minutes of the May 19, 2008 Regular meeting, having been previously submitted and reviewed, were approved on a motion made by Mr. Trine and seconded by Mr. Bagwell.

At this time, President Bagwell informed all in attendance of the hospitalization of Commissioner Paul Raver. This is the first meeting Mr. Raver has missed in eight (8) years and Mr. Bagwell asked that all would keep Mr. Raver in their thoughts and prayers.

### IN THE MATTER OF HIGHWAY DEPARTMENT ISSUES:

Highway Superintendent Ted Cain submitted the following issues for Board information and approval:

1. **Request To Install Tile:** Mr. Cain submitted a request from Mr. Merrill Swisher of Greentown, to install tile in the right-of-way at the intersection of 1038 East County Road 164 South in Jerome. The owner of the property will be responsible for maintenance of the tile. A motion was made by Mr. Trine, seconded by Mr. Bagwell and carried to approve the installation of tile in the right-of-way located at 1038 East County Road 164 South in Jerome.
2. **Vacation Status:** Mr. Cain will be out of the office for the next two weeks for a wedding and for work at a youth camp. He will be in contact with his office during that time.

### IN THE MATTER OF SHERIFF DEPARTMENT ISSUES:

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

1. **Jail Population:** The current inmate population is three hundred forty-four (344) with fifty-five being female.
2. **Replace Civilian Transport Vehicle:** The Sheriff's Department currently has a 2000 Chrysler Sebring that has over 100,000 miles on it and needs to be replaced. It is currently being used as an unmarked Detective's car and for civilian transport. Sheriff Talbert submitted photographs of a 2006 Dodge Caravan from Button Motors in the amount of \$12,700.00. The Caravan has 27,000 miles on it and still has 9000 miles on its warranty. The County's mechanic has checked the vehicle and reports that it is in good condition, with a clean interior. This should be the last replacement vehicle needed for the Sheriff's Department provided there are no accidents with Sheriff's vehicles for the remainder of the year. Sheriff Talbert also remarked that the vehicle could be used by other departments for transportation to meetings, etc., when not being used by the Sheriff's Department. A motion was made by Mr. Trine to approve the purchase of the 2006 Dodge Caravan for the amount of \$12,700.00 from Vehicle funds in the Cumulative Capital Fund. The motion was seconded by Mr. Bagwell and carried.
3. **Supplement To Keefe Contract:** Attorney Larry Murrell submitted the Supplemental Agreement from KCN (an affiliate of Keefe Group) to receive money from the kiosks for transmission into inmate trust accounts. Mr. Murrell has reviewed and made changes to the agreement and it is ready for Board

approval. Sheriff Talbert appreciates the job that Keefe is doing. A motion was made by Mr. Trine, seconded by Mr. Bagwell and carried to approve the Supplemental Agreement with KCN and authorize the President to sign on behalf of the Board of Commissioners.

4. **Lieberman Technologies:** Both Mr. Murrell and Mr. Tribby have reviewed the contract with Lieberman for the automated tax warrant software system, and have made a few changes before sending it to Lieberman for their approval. Mr. Murrell expects the contract will be ready to submit at the June 16<sup>th</sup> meeting.

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

Buildings and Grounds Superintendent Art Fross submitted the following items for the Commissioners' information and approval:

1. **Unsafe Building On Alto Road:** Mr. Fross now has the necessary materials for the Inmate Work Crew to secure the unsafe building located at 914 West Alto Road. There is also enough OSB Board to provide decking for the shelving units in the Clerk's storage area located in the basement of the Government Center.
2. **Cameras In Administration Center:** Four additional cameras have been installed in the Administration Center. The locations are the front lobby, the second floor of both stairwells, and the landing of the east side exit. The collector will be installed soon.
3. **Cooling Tower:** The cooling tower recently installed on the roof of the Administration Center is working well. The maintenance staff is in the process of balancing the system.

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

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

1. **Deferred Compensation Memo:** Ms. McKillip has prepared a memo pertaining to Deferred Compensation enrollment meetings being held June 11 and 12, 2008. She asked that the memos be distributed through the payroll. A motion was made by Mr. Trine, seconded by Mr. Bagwell and carried to approve the memo and its distribution through the payroll.
2. **Attending Labor Seminar:** Ms. McKillip informed the Board that she and her assistant, Anne Williams, will be attending a Labor Seminar concerning the American Disabilities Act. This is a complimentary seminar held in Indianapolis on Tuesday, June 10, 2008.

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

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

1. **Comcast Internet Down Over The Weekend:** Mr. Tribby informed the Board that during the storms over the weekend, Comcast services were down from 7:00 p.m. Friday until 11:00 a.m. Saturday. Police vehicles were not able to connect with dispatch systems. E911 Coordinator Tony Ramsey asked Comcast if they could be put on a Priority List and was promised a technician by 7:00 a.m. on Saturday. A technician did not arrive until 11:00 a.m. Mr. Tribby commented that this is unacceptable and is contacting Comcast to reach an agreement. A stable solution must be found and Mr. Tribby suggested that Kinsey Youth Center and the Criminal Justice Center may need to be serviced by different providers so that if one system goes down, the other can serve as the backup.
2. **Idol Congratulations:** Mr. Tribby informed the Board that congratulations to the newest American Idol winner, David Cook, have been posted to the County's website, since he spent time in Howard County and has family who still live here.

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

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

1. **Unsafe Building In West Liberty:** The property located at 12541 East County Road 332 South has been given its final inspection from Mr. Boise. He commented that the excavation company had done a good job in removing the building, and he will give the final invoice to Mr. Murrell for his review.
2. **Unsafe Building On Alto Road:** The property at 1001 East Alto Road has been visited by Mr. Boise. He noted the house is deteriorating but there are no broken windows. There are two boats in front with 2008 licenses, even though the tires are flat. The eaves are in poor condition, but the roof is still intact and not considered a hazard at this time. He has another property that is a higher priority.
3. **Property On 350 East:** Mr. Boise has contacted the Township Trustee to mow the weeds on this property. Also of concern is that the house looks like it is being lived in and Mr. Boise will contact the Health Department concerning household trash that is being put in the construction dumpster.

*At this time the Regular Meeting is recessed to hold a previously scheduled  
Public Hearing concerning a Vacation of Easement in Hemlock*

Attorney Michael Cord was in attendance on behalf of Furman A. and Betty L. Brewster, in the place of Attorney Conrad Maugans. This request is to vacate Railroad Street in Hemlock, Indiana. Public comment proceeded as follows:

Dan Parsons, trustee of the Hemlock Friends Church: The church had the property surveyed. If Railroad Street is closed, there will be no access to proposed Cleveland Street. The Board may want to close both streets. The church does not object to the vacation of Railroad Street.

Furman Brewster, petitioner: If the vacation of all of Railroad Street is a problem to the Church or any other property owner, he is willing to vacate Railroad Street at the corner of his property, in lieu of the entire street all the way to State Road 26. His attorney has prepared an alternate Ordinance.

A motion was made by Mr. Trine, seconded by Mr. Bagwell and carried to approve Alternate Ordinance No. 2008-BCCO-16, vacating a portion of Railroad Street in Hemlock, Indiana.

As the Public Hearing was not yet closed, President Bagwell took comment from other property owners concerning another matter as follows:

Phil Delvecchio, 2820 Dellwood Dr, Kokomo: Mr. Delvecchio would like to address health concerns for the property located at 2700 Dellwood Drive. The property had been addressed at previous Commissioner Meetings. He submitted updated photographs of the house on the property and he asked for an updated report by Mr. Boise.

Mr. Boise responded that he is still awaiting approval from FEMA concerning the pending grant application.

Mr. Delvecchio offered to contact several agencies to add his concern to the situation and try to expedite the process, if the Board was in favor.

Both Mr. Boise and Mr. Bagwell responded that it would be a good idea to contact the agencies involved, as a private citizen. Mr. Bagwell continued to address the issue of the possible involvement of the Recycling District through the upcoming Solid Waste Resolution to be presented as an Ordinance at the June 16<sup>th</sup> meeting. This will give authority to the District to address issues such as this. Buildings and Grounds Supervisor Art Fross will contact Officer Leffert, Director of the Inmate Work Crew, to schedule a time to secure the building. Mr. Bagwell continued to inform Mr. Delvecchio of the process that has been ongoing for several years, to address flooded properties, and the County's efforts to work with the current owner of the property.

Mr. John Cochran: His son and family live at 2807 Dellwood Drive, Kokomo: Mr. Cochran voiced his concern that this property is an attractive nuisance to young people in the area.

Mr. Cochran was assured this property will be secured by the Inmate Work Crew.

A motion was made by Mr. Trine, seconded by Mr. Bagwell and carried to close the Public Hearing.

*At this time the Regular Meeting is reconvened.*

**IN THE MATTER OF THE E-911 ADDITIONAL APPROPRIATION:**

President Bagwell submitted Additional Appropriation Ordinance No. 2008-BCCO-15, a request for \$25,000.00 in line item 04720.00, Equipment. This appropriation is for the purchase of CODESPEAR, an emergency mass notification system using reverse E911 information (*please refer to page five, item one, "In The Matter Of Emergency Management Agency Issues" of the Regular Meeting minutes dated May 19, 2008*). Ordinance No. 2008-BCCO-15 is approved on a motion made by Mr. Trine and seconded by Mr. Bagwell.

**IN THE MATTER OF HOWARD HAVEN ISSUES:**

Interim Superintendent Jennifer Vary submitted the following issues for Board information and approval:

1. **Resident Applications:** Ms. Vary submitted applications as follows:
  - a. Barbara Beck would be an ARCH supported resident that has mild dementia.
  - b. Martha Teter has mild psychotic issues and would be self supported. Both applicants need to be reminded to take their medication.

Addition of these two applicants would bring the total population to 20 residents. The Home still employs the services of a registered nurse to prepare needed medications. A motion was made by Mr. Trine, seconded by Mr. Bagwell and carried to approve the applications for residency for Ms. Barbara Beck and Ms. Martha Teter on the usual 90-day probationary period.

2. **Installation Of Canopy:** The Friends Of Howard Haven contacted the Maintenance Department informing them that they intend to install a canopy over the sidewalk and would like to remove the four wrought iron posts. Mr. Fross expressed concern over the concrete ceiling and Mr. Peters assured him they were aware of that concern. Mr. Fross informed Mr. Peters that the County would require Liability Insurance with a copy of the policy to be submitted to the Board of Commissioners. The Friends of Howard Haven would also like to remove the concrete from the new sidewalk back to the door. That project would also require liability insurance. Mr. Fross was directed by the Board to supervise both projects and present the Liability insurance certificates before beginning.

**IN THE MATTER OF COMMUNITY CORRECTIONS GRANT:**

Community Corrections Director Steve Maus submitted the Grant from the State for Adult Community Corrections for the year 2008-2009, from the Indiana Department of Correction. A motion was made by Mr. Trine to approve Amendment Number Two, Renewal Number One to the Grant for Adult Community Corrections. The motion was seconded by Mr. Bagwell and carried.

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

Auditor Ann Wells submitted the following items for Commissioners' information and approval:

1. **Commissioners' Salary Claims:** The salary, hourly and overtime claims payable June 6 and 13, 2008, in the amount of \$337,929.59 each, were approved on a motion made by Mr. Trine and seconded by Mr. Bagwell.
2. **Commissioners' Operating Claims:** Operating Claims payable June 2, 2008, in the amount of \$883,275.55, were submitted. Ms. Wells reminded the Board that poll workers were paid on this docket. Called into question were claims paid to Kling's Computers. These claims were for lap top computers for the Public Defenders Office, paid from User Fee funds. Requests for these computers were not approved by Mr. Tribby of the Information Systems Department. Mr. Bagwell reminded those in attendance that all computer and software purchases were to be reviewed by the Information Systems Department to insure the equipment is compatible to the County's network. Mr. Tribby will speak with Mr. Raquet about these purchases before payment is made. Other purchases were called to attention for review. A

motion was made by Mr. Trine, seconded by Mr. Tribby to approve the payment of the claims as submitted with the exception of the unapproved Kling's Computers claims. That claim will be held for further review.

3. **Treasurer's Monthly Report:** The Treasurer's Monthly Report for the month ending April 30, 2008 was accepted on a motion made by Mr. Trine and seconded by Mr. Bagwell.
4. **E-911 Transfer Request:** Resolution No. 2008-BCCR-10-Transfers was submitted to the Board, requesting a transfer of \$30,000.00 from 03216.00, Communications Systems Support to 01125, Dispatch Overtime. The request was approved on a motion made by Mr. Trine and seconded by Mr. Bagwell.
5. **Administrative Meeting Minutes:** The minutes of the May 16, 2008 Administrative Meeting were submitted. This meeting was to receive information and/or recommendations from, and confer with, staff members and Dimensions, Inc. regarding revised plans for reconstruction of an EMA facility. The minutes were approved on a motion made by Mr. Trine and seconded by Mr. Bagwell.

At this time Information Systems Director Terry Tribby informed the Board of a licensing issue in the Clerk's Department that he is currently working with. Mr. Tribby is working with another vendor toward the possibility of accessing needed information through a web accessing server, similar to DOXOPOP.

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

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

1. **Residential Care Contract:** Mr. Murrell submitted a contract between Howard County and the Department of Education concerning child nutrition reimbursement through Kinsey Youth Center's Residential Care Program. A motion was made by Mr. Trine, seconded by Mr. Bagwell and carried to approve the child nutrition reimbursement to Kinsey Youth Center and authorize the President to sign on behalf of the Board of Commissioners.
2. **Draft Of Letter To The Publishers Of The Kokomo Tribune And The Perspective:** Mr. Murrell was asked to draft a letter to the publishers of the Tribune and the Perspective, clarifying the Board's position on the upcoming Town Hall meeting concerning the City's Proposed Annexation Plan. That draft was reviewed and approved on a motion made by Mr. Trine and seconded by Mr. Bagwell. The letters were given to the Tribune and Perspective reporters in attendance.
3. **Letter To TS Consulting:** A letter was sent to TS Consulting regarding an unauthorized Contract made by Howard Haven and its resulting invoice for services in the amount of \$1,004.00. Mr. Murrell is seeking additional information.
4. **Contract Log:** Mr. Murrell is still waiting on a signed contract from Securus. Ms. Moon from the Sheriff's Department will submit a copy as soon as it's received. We are also awaiting a signed contract from A T & T concerning the Centrex Lines. Mr. Bagwell confirmed a final line count of lines on the County's bill that are no longer being used, and is expecting a credit to be applied to the new Centrex bill.

There being no further business to come before the Board of Commissioners at this time, the meeting was adjourned at 10:08 a.m. on a motion made by Mr. Trine and seconded by Mr. Bagwell.

**HOWARD COUNTY BOARD OF COMMISSIONERS:**

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BRADLEY J. BAGWELL, PRESIDENT

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DAVID A. TRINE, VICE PRESIDENT

ATTEST:

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PAUL J. RAVER, MEMBER

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ANN WELLS, AUDITOR  
Howard County Board of Commissioners Meeting June 2, 2008