

HOWARD COUNTY BOARD OF COMMISSIONERS MEETING MARCH 16, 2009

The Howard County Board of Commissioners met in Regular Session on Monday, March 16, 2009 at 8:30 a.m. in Hearing Room No. 338 of the Howard County Administration Center. Those in attendance included President David Trine, Vice President William Thompson and Member Tyler Moore. Also in attendance were County Attorney Larry Murrell and Auditor Ann Wells.

The meeting was called to order by Sheriff Talbert and conducted by President Trine. Commissioner Moore led all those attending in the Pledge of Allegiance.

IN THE MATTER OF APPROVAL OF MINUTES:

Four sets of minutes were submitted and acted upon as follows:

The minutes of the March 2, 2009 Administrative Meeting were reviewed and approved on a motion made by Mr. Moore and seconded by Mr. Thompson.

The minutes of the February 23, 2009 Executive Session were reviewed and approved on a motion made by Mr. Thompson and seconded by Mr. Moore.

The minutes of the February 18, 2009 Executive Session were reviewed and approved on a motion made by Mr. Thompson and seconded by Mr. Moore.

The minutes of the March 2, 2009 Regular Meeting, having been previously submitted and reviewed, were approved on a motion made by Mr. Moore and seconded by Mr. Thompson.

IN THE MATTER OF HIGHWAY DEPARTMENT ISSUES:

Highway Engineer / Superintendent Ted Cain submitted the following issues for the Board's information and approval:

1. **Stimulus Package Projects:** Not all the rules are known concerning the Stimulus Package as it pertains to Highway Department Projects, but Mr. Cain is aware of the paving project. The Rural Major Collector project is to make extra funds available to County Highway Departments who currently have a paving program for roads that have not been paved in the last five (5) years. Mr. Cain does have the needed proof that his department has an on-going paving program.
2. **Vacation:** Mr. Cain will be on vacation the next two weeks. He will call into the office every other day, be in the office on Friday, and will be working on Stimulus Package projects while he's out of town.
3. **EMA Building Paving Project:** Mr. Cain is working on an estimate for the asphalt project for the new EMA Building, but it will not be completed until after the Stimulus Plan has been completed (*please refer to page one, item two, "In The Matter Of Highway Department Issues" of the Regular Meeting minutes dated March 2, 2009*). He will give estimates for paving all the areas, paving the front section of the EMA Building, paving to the Highway Building, and paving to the Criminal Justice Center. Commissioner Thompson asked that Mr. Cain put those figures in writing.
4. **Weight Limits In Subdivision:** There is currently no County-wide Ordinance pertaining to Weight Limits in a Subdivision. Ruhl Gardens and Indian Heights do have some traffic limitations. Mr. Cain commented that as a County, they could not restrict deliveries or emergency vehicles in a subdivision. He informed the Board of Commissioners that if there are citizen concerns over semi trucks or other large vehicles in their subdivision, they be taken to the Traffic Commission.

IN THE MATTER OF PLAN COMMISSION DEPARTMENT ISSUES:

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

1. **Flood Mitigation Property Appraisal:** At the March 2nd meeting the Board of Commissioners had approved the services of Cartwright Ellis Appraisers and Associates, and Blackledge Appraisals to

appraise the property at 2700 Dellwood Drive (*please refer to item three, page two, "In The Matter Of Plan Commission Department Issues", of the Regular Meeting dated March 2, 2009*). Mr. Boise informed the Board that Cartwright Ellis will not be able to provide that service, citing a conflict of interest. A motion was made by Mr. Moore to replace Cartwright Ellis with Ralph H. Williams Appraisals. The motion was seconded by Mr. Thompson and carried.

2. **US 31 Corridors Plans:** The City of Kokomo has approved their share of the matching fund amount (\$6,000.00) on the first hearing, but will not have complete approval until after two or three more hearings (*please refer to page one, item two, "In The Matter Of Plan Commission Issues" of the Regular Meeting minutes dated February 16, 2009*). Mr. Boise believes the approval process will be completed in April.

IN THE MATTER OF THE OPENING OF BIDS FOR PROFESSIONAL APPRAISAL SERVICES:

One bid was received in the County Assessor's Office and it was submitted to the Board of Commissioners by Chief Deputy Susan Kordel. The bid from Ad Valorem Solutions for the 2011 Reassessment Contract is as follows:

Reassessment Services	\$ 53,200.00
Trending Services	\$324,700.00
Maintenance Services	<u>\$117,600.00</u>
	\$495,500.00

A motion was made by Mr. Thompson, seconded by Mr. Moore and carried to take this bid under advisement for the Assessor's review.

IN THE MATTER OF MAINTENANCE DEPARTMENT ISSUES:

Buildings and Grounds Superintendent Scott Reed submitted the following issues for the Board's information and approval:

1. **Criminal Justice Center Kitchen Wall Project:** The maintenance workers will begin the wall project in the kitchen of the Criminal Justice Center today. It will take about one week to complete.
2. **Elwood Fire & Safety Contract:** The 2009 annual contract for extinguisher inspection with Elwood Fire & Safety Contract is comparable to last year's contract. Elwood does an excellent job and their services are about ½ the price of other vendors' services. A motion was made by Mr. Thompson to approve the contract with Elwood Fire & Safety and authorize the President to sign on behalf of the Board of Commissioners. The motion was seconded by Mr. Moore and carried.
3. **Trash Removal Contract:** Mr. Reed is expecting to receive a contract from Wabash Valley for trash removal within the week. As soon as it is received, Mr. Reed will submit it to Attorney Murrell to confirm that the suggested changes were made. He will then bring it to the next meeting for the Board's approval.
4. **Administration Center Roof Leak:** Repairs were made to the roof of the Administration Center and no leaks were reported from the last rain we had.
5. **Howard Haven Issues:** New faucets will be installed on Wednesday. The Friends Of Howard Haven will begin an awning project, today. Mr. Reed will send a representative from his department to meet with Ms. Vary concerning other needed repair issues at Howard Haven. A current issue involves creating a second exit from the basement by repairing a set of stairs and removing the roof over the steps.

IN THE MATTER OF PERSONNEL DEPARTMENT ISSUES:

Personnel Department Director Wanda McKillip submitted the following issues for the Commissioners' information and approval:

1. **YMCA Fundraiser:** Administrative Assistant Brittany Campbell presented several issues. The first issue concerns a fundraiser organized by the Personnel Office. Employees of Howard County and the

City of Kokomo are invited to participate in a six-week weight loss challenge that is also a fundraiser for the YMCA, to provide memberships to the Y for the less fortunate. Prizes for the "biggest loser" will be awarded. There is a \$25.00 fee and, to date, there are thirty-four participants from the County and twenty-five from the City.

2. **Disaster Preparedness:** The Personnel Office will prepare and distribute updated employee information forms to be completed by the Departments for the Red Emergency Books. Ms. Campbell has been in contact with the Kokomo Fire Department concerning CPR classes for county employees. The last CPR training class was in 2000. There will be a \$2.00 fee for the two-year certification cards, and the training would take three to four hours. Commissioner Trine and EMA Director Larry Smith suggested that the Personnel Office check with the Red Cross for CPA Training. Commissioner Thompson directed Ms. Campbell and Ms. McKillip to set a date for the training as well as a participant limit. At the conclusion of ensuing discussion, the Personnel Office commented that they will submit more information at the next meeting.
3. **Ordinance No. 2009-BCCO-11:** Ordinance No. 2009-BCCO-11 is an amendment revising the Personnel Policies Handbook to include mandated changes to the FMLA, implementing new military family leave entitlements enacted under the National Defense Authorization Act, as well as update the regulations under the fifteen year-old Family Medical Leave Act. This Ordinance is available on the Web-site. Attorney Murrell commended Ms. McKillip for her ability to condense a very lengthy and complicated list of changes, into an amendment for the policy handbook. A motion was made by Mr. Moore, seconded by Mr. Thompson and carried to approve Ordinance No. 2009-BCCO-11.
4. **Stimulus COBRA Regulations:** Ms. McKillip is meeting with Insurance representative Doug Heath, from Miles & Finch, concerning the COBRA change. This change is in compliance with the American Recovery and Reinvestment Act of 2009 (stimulus package). Ms. McKillip does not think the change will affect Howard County employees directly because it pertains to employees that have been laid off due to the changes in economy, but we are still required to reflect this change in our policy.
5. **PAC Committee Recommendations:** The first request to be heard by the PAC Committee is from the Recorder's Office. They request that the Chief Deputy position be changed to a First Deputy position and that the First Deputy salaries be increased from \$30,416.00 to \$31,259.00 (2 positions). The PAC Committee does not recommend changing the status of Chief Deputy or First Deputy and eliminating the Chief Deputy Position. The PAC Committee does not recommend increasing the salary of the First Deputy. At the conclusion of this portion of the PAC recommendation, Recorder Linda Koontz was in attendance and asked to justify the request. This request is in response to the unique situation the employee finds herself in and Ms. Koontz is concerned with protecting the job position.

The Howard County Health Department requests changing the job title from Secretary / Receptionist to Administrative Assistant and changing the salary from \$24,614.00 to \$28,884.00. They also requested a new Part-time position as a Part Time Secretary / Receptionist, with hourly pay up to \$11.00 per hour, in the amount of \$20,000.00. The PAC Committee recommends changing the job title from Secretary / Receptionist to Administrative Assistant. The PAC Committee recommends increasing the salary from \$24,614.00 to \$27,841.00 not \$28,884.00 as requested. This decision was made after reviewing all comparable salaries for similar positions. The PAC Committee recommends the request for a new position – Part Time Secretary / Receptionist with a \$12,000.00 line item instead of \$20,000.00. Health Department Director Kent Weaver first thanked the PAC Committee for their work and consideration in this request. He explained that the Department's nurses are spending a lot of time on paperwork and reception type duties. This causes them to have to work overtime hours to complete the job and creates a back log of immunization schedules.

At the conclusion of comment and discussion, a motion was made by Mr. Thompson to table the Recorder's request and the subsequent PAC Recommendation for further review. The motion was seconded by Mr. Moore and carried.

A motion was made by Mr. Thompson, seconded by Mr. Moore and carried to approve the PAC Committee Recommendation for the Health Department's Request to change the job title from Secretary / Receptionist to Administrative Assistant and change the salary amount from \$24,614.00 to \$27,841.00,

and forward the recommendation to the County Council. A motion was made by Mr. Thompson to approve the PAC Committee Recommendation of a new Part Time Secretary / Receptionist position with a \$12,000.00 line item, and to forward the recommendation to the County Council. The motion was seconded by Mr. Moore and carried.

President Trine asked Mr. Weaver for information regarding the number of permits issued to the unincorporated areas of Howard County.

6. **Open Door Law Training:** Ms. McKillip submitted a memo received from Major Rogers concerning a training seminar educating public officials and employees regarding public records access laws and the Indiana Open Door Law. The seminar will take place at City of Kokomo Council Chambers located at 100 South Union Street, Kokomo, on Thursday, May 21, 2009 at 1:30 p.m. Ms. McKillip will distribute copies of the memo to Office Holders and Department Heads.

IN THE MATTER OF INFORMATION SYSTEMS DEPARTMENT ISSUES:

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

1. **Spring Tax Statements:** At the present time, making the changes necessary to the software as mandated by the State, in order to calculate and distribute the Spring tax statements, is the task that receives top priority (*please refer to page three, "In The Matter Of Information Systems Department Issues", of the Regular Meeting minutes dated March 2, 2009*). Mr. Tribby attended another conference call with the Department of Local Government Finance for further clarification concerning the new guidelines. He will be taking the lead as the project coordinator, as they wait for certification from the State. He reminded the Board that a new server will be needed and he will purchase it with funds from the Homeland Security State Seamless Map Grant. He is awaiting grant documentation and will submit it as soon as it is received and reviewed by Mr. Murrell, for Board approval. Mr. Tribby and Mr. Stevens will be attending an IT meeting in Bloomington on Thursday and Friday to address these issues from a technology perspective.
2. **Phones Installed At EMA Building:** Phones have been installed, Comcast Cable has been installed and wireless internet is now working. The work stations set-up is in progress. The Statewide Security Disaster Preparedness Plan has now Web EOC all over the State of Indiana, allowing Counties to key in on their own specific resource information as well as a neighboring County. There will be training for this program in the future.
3. **State Voter Registration Program:** Several years ago the State took over local Voters Registration software, activities and processes, as it pertains to technological issues. Mr. Tribby was notified last week that the State is now going to turn all those processes back to the County. Now the County will have to support Voter Registration software, hardware and activities. Mr. Tribby and Clerk Mona Myers are reviewing this issue. Auditor Wells informed Mr. Tribby that there will be a meeting on April 17 with Mr. Harshman, from the State, and Council President Richard Miller, concerning this issue.
4. **New Verizon Towers:** Mr. Tribby received word from the Fire Department that Verizon will be installing two new towers in the area. Mr. Tribby does not know the exact location but hopes that one will be in the west portion of Howard County and the other will be in the Galveston area. The Kokomo Fire Department is the only one in this district that is trained in high elevation rope rescue. Mr. Tribby asked Verizon to contact the Fire Department before installation of the towers so the Department can be ready, if needed. Verizon passed the request along to the sub contractor who will be doing the actual tower work. Mr. Tribby also informed Verizon that there is space on the County's Tower for rental purposes.
5. **Pending Contracts:** Attorney Murrell asked for clarification concerning pending contracts with Comcast and Word Systems. The Word Systems contract was previously submitted to Attorney Murrell for his review. The E911 Department is essentially receiving software maintenance for three years at the price of two years. The Comcast contract for the second line at the Administration Center was approved at the February 16th meeting pending Mr. Murrell's review and approval (*please refer to page three, item two, "In The Matter Of Information Systems Department Issues" of the Regular Meeting minutes*

dated February 16, 2009). This is the fourth contract with Comcast and Mr. Murrell will review it. He did ask Mr. Tribby to communicate with our Comcast representative to write the contracts for Howard County in the same format.

6. **Veterans Service Office Software Problems:** Veterans Service Officer Robert Ladd informed Mr. Tribby of problems he is having with their software locking up. At first it was thought to be server problems and Mr. Tribby thought the problem resolved after some minor changes had been made to the network. Mr. Tribby will review the problem with the software vendor to see if it might be a software problem.

IN THE MATTER OF AN AUTHORIZATION RESOLUTION FOR THE KITTY RUN WATERSHED PROJECT:

On behalf of Stormwater Coordinator Greg Lake, Mr. Murrell submitted an Authorization Resolution. This resolution is needed for the application for federal funds for the Kitty Run Watershed Project, and authorizes the Board of Commissioner President to sign any needed paperwork as it pertains to funding applications. A motion was made by Mr. Moore, seconded by Mr. Thompson and carried to approve the Authorization Resolution.

IN THE MATTER OF EMERGENCY MANAGEMENT AGENCY ISSUES:

EMA Director Larry Smith submitted the following issues for the Board's information and approval:

1. **Stelko / Amber Electric Quote:** The original plan for the building did not include emergency power to the outlets in the room that doubles as a Mobile Command Center, in case of a disaster. It was offered in the original plans but not accepted. After last week's thunderstorm when there was no generated power in the room, Mr. Smith realized the omission. He contacted Stelko / Amber for a quote to connect fifteen additional circuits to the emergency panel and they responded with an amount of \$1,300.00. A motion was made by Mr. Thompson, seconded by Mr. Moore and carried to approve the quote from Stelko / Amber Electric in the amount of \$1,300.00 for additional circuitry work in the new EMA Building.
2. **Emergency Management Performance Grant:** Mr. Smith submitted the Emergency Management Performance Grant, in the amount of \$74,753.83, from the Indiana Department of Homeland Security. This grant reimburses the County for 50% of the salaries of the EMA Director, Assistant Director, and Administrative Assistant, as well as 13% of the indirect personnel costs (divided between the City at 55% and the County at 45%). A motion was made by Mr. Thompson to approve the Emergency Management Performance Grant subject to the review of Attorney Murrell, and be signed upon his approval. The motion was seconded by Mr. Moore and carried.
3. **D6 Task Force Seminar:** Mr. Smith informed the Board of Commissioners of the D6 Task Force Seminar to be held from 9:00 a.m. - 2:00 p.m. on Tuesday, March 17, 2009 at Ball State University. This seminar will give direction pertaining to administering grant money for task force personnel and equipment, and he encourages the Commissioners to attend.

IN THE MATTER OF E911 RADIO INTERFERENCE CONCERN:

E911 Coordinator Nick Capozzoli informed the Board of Commissioners that the interference experienced by the County's mobile radios has been found. The Pericle Company returned to Howard County on March 4th and did a tower test (*please refer to page three, "In The Matter Of E911 Radio Interference Concern" of the Regular Meeting minutes dated March 2, 2009*). The interference was found on 2 bi-directional amplifiers on the Galveston Water Tower. The Cass County E911 was trying to amplify their signal from the State radio tower and installed the amps in 2001. They were not aware that the amplifiers were posing problems for Howard County, nor did they realize that it was illegal by FCC standards. Cass County is working with Howard County in this situation. Mr. Capozzoli expressed appreciation to Pericle Company and to Sprint / Nextel for their work in addressing the problem.

IN THE MATTER OF THE BOYCE FORMS / SYSTEMS CONTRACT FOR TAX BILL PREPARATION AND MAILING:

Treasurer Martha Lake and Boyce Forms / Systems Sales Representative Pam Brown submitted the proposed contract for the printing and mailing of the tax bills for Howard County. In reviewing the contract Ms. Lake pointed out an issue on page two of the contract that concerns approval of the paper stock as follows: "Samples of supplied stock will require testing and approval prior to acceptance". Humphrey Printing will be supplying the paper and envelopes but those supplies have not yet been tested by Boyce. She is asking that the Board approve the contract with the contingency of approval of stock by Boyce. A motion was made by Mr. Moore, seconded by Mr. Thompson and carried to approve the contract with Boyce Forms / Systems for tax preparation and mailing in the amount of \$.20 per statement and \$.32 - .34 cent mailing, contingent to stock approval by Boyce, and authorize the President to sign on behalf of the Board of Commissioners.

Because there is no way to know exactly how much the postage will cost until the final posting has been made, and because the money will be required before posting can be completed, a motion was made by Mr. Thompson to declare the postage claim an Emergency Claim to be sent out immediately and authorize the President to sign the claim, in which the amount is not to exceed \$20,000.00. The motion was seconded by Mr. Moore and carried.

IN THE MATTER OF REQUEST TO USE COURTHOUSE LAWN FOR LOYALTY DAY:

On behalf of VFW Post 8035, Veterans Service Officer Robert Ladd submitted a request for use of the East Side Courthouse Lawn for a ceremony to commemorate Loyalty Day on May 1, 2009 at 9:00 a.m. A motion was made by Mr. Thompson to approve the request from VFW Post 8035 as submitted. The motion was seconded by Mr. Moore and carried.

Mr. Ladd also asked permission to fly the POW / MIA Flag from the Government Center flagpole. The Veterans will provide the flag at no cost to the County. The request was approved on a motion made by Mr. Thompson and seconded by Mr. Moore.

Congratulations were extended to Mr. Ladd for the upcoming award and acknowledgement he will be receiving on April 4, 2009.

IN THE MATTER OF SHERIFF DEPARTMENT ISSUES:

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

1. **Current Jail Population:** There are currently three hundred one (301) inmates at the Criminal Justice Center, with forty-four (44) being females. Ten fugitives have been apprehended since January 1st.
2. **Wall Repair At Criminal Justice Center:** Sheriff Talbert expressed appreciation to the Maintenance Department for the work they did repairing the leak in the kitchen wall at the Criminal Justice Center. That project had been delayed because of the Leadership Kokomo program last week.
3. **EMA Weather School:** Sheriff Talbert expressed appreciation to Director Larry Smith for his "spotter training" at the Weather School. EMA sponsored a Weather School where weather spotting techniques were taught by a representative of the National Weather Service. Three of his department's personnel were involved in this training and there was standing room only. As an educational course, it qualified for law enforcement credit.

Concerning the new EMA building, Sheriff Talbert is concerned about the West end door (where the Sheriff Department space is located) that has a window in it. He believes a solid core door would be more appropriate and the windowed door could be used in a more accessible location. He would like the Board to consider switching doors. He is very grateful for the space and appreciates the vehicle repair area.

The lift that was given to the Highway Department from the Sheriff's funds (purchased after loss of the EMA building so Sheriff Department vehicles needing repair could be accessed more quickly and easily) will remain at the Highway Department.

4. **Crime Scene Training:** One of the Sheriff's officers will be attending a five week Crime Scene Technician school sponsored by the Kokomo Police Department. That will complete his certification and attending this education locally, instead of at the Law Enforcement Academy, will save the County money.
5. **Box Shop Postage Service:** Postage service with the Box Shop is working very smoothly. There have been no delays and no complaints.
6. **Additional Cell Phone Added To Account:** An additional cell phone has been added to the Sheriff's account. This phone will be used by the Nurse / Administrator, Andrea Stonestreet and will allow the other cell phone to be fully accessible to on-call nurses.
7. **Pharmaceutical Service:** Sheriff Talbert reported that inmate prescriptions that are being serviced by Safe Dose are less than what can be serviced locally. He reported that one certain inmate's monthly prescriptions bill, received locally, was \$172.89. That same monthly medication was \$26.39 through Safe-Dose. He reminded the Board that this is a partial service contract. They still use a local vendor and receive excellent service but their prices are higher. Safe Dose's service is very customer friendly and Sheriff Talbert especially likes the way the meds are packaged.

More and more of the female inmates are being taken to the Indiana Women's Health Center at a significant savings to the Department. Office calls are \$20.00 to be paid up front, from Commissary Funds, and then reimbursed.

8. **Request For Use Of Commissioner Equipment Fund:** Sheriff Talbert submitted a request for Cumulative Capital Commissioner Equipment funds (150-04000) to pay an invoice in the amount of \$1,844.00 for vehicle consoles. The request for payment made from the Cumulative Capital fund in the amount of \$1,844.40 for consoles was approved on a motion made by Mr. Moore and seconded by Mr. Thompson.
9. **Inmate Work Crew:** President Trine informed Sheriff Talbert that Wabash Valley has agreed to pay up to \$150.00 each visit to the Inmate Work Crew for services at their transfer station on Davis Road, upon receipt of an invoice from the Sheriff's Department (*please refer to page two, item four, "In The Matter Of Sheriff Department Issues" of the Regular Meeting minutes dated November 17, 2008*).

Mr. Trine would like to schedule a meeting with Sheriff Talbert, John Martino, and himself to discuss possible services to be performed by the Inmate Work Crew. Sheriff Talbert agreed to attend the meeting and was enthusiastic about services provided by the Inmate Work Crew.

IN THE MATTER OF KINSEY YOUTH CENTER'S TRANSITION SERVICES CONTRACT:

Kinsey Youth Center Director Brent Kelley submitted a contract with the Indiana Department of Child Services for transition services performed by Kinsey Youth Center. Kinsey has been providing this service for juveniles who have been in a secured facility, taking them into Shelter Care and providing transition activities to prepare them to enter back into community and schools. The State will pay \$65.00 per hour for this service that Kinsey will provide. Mr. Murrell has reviewed the contract and given his recommendation. A motion was made by Mr. Moore to approve the Transition Services contract with the Indiana Department of Child Services and authorize the President to sign on behalf of the Board of Commissioners. Commissioner Thompson thanked Mr. Kelley and his staff for the tour provided to the Board of Commissioners.

IN THE MATTER OF APPLICATION FOR RESIDENCY SUBMITTED BY HOWARD HAVEN:

Howard Haven Superintendent Jennifer Vary submitted an Application for Residency on behalf of Eugene Word. If approved, this resident will take the Home to full capacity with twenty-three residents. The customary background information has been received and Ms. Vary recommends admittance. A motion was made by Mr. Thompson, seconded by Mr. Moore and carried to approve the Application for Residence for Mr. Eugene Word with the usual 90-day probationary period.

IN THE MATTER OF CLAIMS AND REPORTS:

Auditor Ann Wells submitted the following claims and reports for the Board's information and approval:

1. **Salary Claims:** Commissioners' salary, hourly and overtime claims payable March 20 and 27 and April 3, 2009, in the amount of \$349,982.56 were submitted and approved on a motion made by Mr. Thompson and seconded by Mr. Moore.
2. **Operating Claims:** Operating Claims payable today, in the amount of \$276,030.14 were submitted and approved for payment on a motion made by Mr. Thompson and seconded by Mr. Moore.
3. **Treasurer's Monthly Report:** The Treasurer's Monthly report for the month ending 02/28/09 was submitted and accepted on a motion made by Mr. Thompson and seconded by Mr. Moore.
4. **Community Corrections Claim:** The claim for car washes that was previously submitted is tabled until the April 6th meeting (*please refer to page five, item three, "In The Matter Of Claims And Reports" of the Regular Meeting minutes dated March 2, 2009*). Discussion ensued concerning the possibility of car wash services being performed by the Inmate Work Crew.

IN THE MATTER OF COUNTY ATTORNEY ISSUES:

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

1. **Incumbent Acknowledgement:** Mr. Murrell submitted an Incumbent Acknowledgment from Integrity Business Communications for services rendered for the Sprint / Nextel rebanding project. After the Board's approval, the invoice will be forwarded to Sprint / Nextel for payment. The Incumbent Acknowledgement was approved on a motion made by Mr. Moore and seconded by Mr. Thompson.
2. **Barnes & Thornburg Invoice:** Mr. Murrell submitted an invoice from Barnes and Thornburg for services pertaining to Delphi Bankruptcy Matters through January 31, 2009, in the amount of \$276.00. Discussion ensued concerning back taxes owed by Delphi and the possibility of the County taking over the property. At the conclusion of that discussion, the Barnes and Thornburg invoice was approved for payment on a motion made by Mr. Moore and seconded by Mr. Thompson.
3. **Invoice From Alan D. Wilson, Attorney:** Mr. Murrell submitted an invoice from Alan D. Wilson Attorney, in the amount of \$3,082.40, for services rendered in two lawsuits involving Corrections Officers. The lawsuits were found in favor of Howard County and Sheriff Talbert attributes the favorable outcome to the videos obtained from the cameras posted in the Criminal Justice Center. A motion was made by Mr. Thompson to approve the invoice submitted by Mr. Alan D. Wilson, in the amount of \$3,082.40. The motion was seconded by Mr. Moore and carried.
4. **Plan Commission Inter-Local Agreement Extension:** The committee responsible for negotiating a new Inter-Local Agreement with the City for the Plan Commission Office recommends extending the current agreement to April 30, 2009. Mr. Murrell submits an Extension to the current Inter-Local Agreement for Board approval. A motion was made by Mr. Thompson, seconded by Mr. Moore and carried to approve the Extension to the Inter-Local Agreement to April 30, 2009.
5. **Final C & Z Invoice:** Mr. Murrell submitted the final invoice from C & Z Construction for the contract to build the new EMA building. Howard County has not received its final insurance reimbursement payment needed to pay the C & Z Invoice. A motion was made by Mr. Thompson to take this request under advisement until the insurance reimbursement payment has been received. The motion was seconded by Mr. Moore and carried.

IN THE MATTER OF COMMISSIONER ISSUES:

1. **Chamber Of Commerce Legislative Breakfast:** Commissioner Moore had the opportunity to speak at the Chamber of Commerce Legislative Breakfast, last Friday. Mr. Moore informed the Board that Howard County was issued a Courthouse Beautification Challenge and Mr. John Wiles from the Kokomo

Downtown Association provided paperwork outlining a marketing plan from 1997. Mr. Moore will receive more information concerning the KDA's plan and level of involvement, at their next meeting.

2. **Attorney Appointment:** A motion was made by Mr. Thompson, seconded by Mr. Moore and carried to appoint Mr. Brian Oaks to the position of Assistant County Attorney for a term expiring December 31, 2009.
3. **Inviting County Employee Opinions On Current Smoking Policy For Courthouse:** Commissioner Thompson will distribute memos inviting County Employees to voice their opinion concerning the current smoking policy at the County Courthouse, at the April 6, 2009 4:00 p.m. Commissioner Meeting. The memo will be distributed through the Auditor's Office.
4. **Kitty Run Drain Project Public Meeting:** Mr. Trine attended a Public Hearing for the Kitty Run Drain Project, last Thursday at 7:00 p.m. He reported that all who attended (25 – 30 people) spoke in favor of the County's position (*please refer to page five, "In The Matter Of The Kitty Run Watershed Project", of the Regular Meeting minutes dated February 16, 2009*).
5. **Attendance At Purdue Road School:** Mr. Trine attended Road School and it was very informative. He submitted an idea to hold the evening Commissioner Meeting in Russiaville or Greentown. He would like to discuss the idea as a Board.
6. **LPA Agreement For Right-Of –Way Purchases:** Mr. John Spiedel from Butler Fairman & Seufert informed the Board of an LPA Agreement with the Indiana Department of Transportation for the right-of-way purchases of nineteen parcels on Boulevard Street. This LPA agreement is being prepared now and Mr. Spiedel believes that if the agreement can be signed as quickly as possible, it can be ready in time for the second round of the Stimulus Package. At the conclusion of discussion a motion was made by Mr. Moore, seconded by Mr. Thompson and carried to approve the LPA Agreement for LBVD Extension Row Acquisition for Federal assistance in the acquisition of right-of-way purchases, subject to Attorney Murrell's review.

There being no further business to come before the Board at this time, the meeting was adjourned at 11:50 a.m. on a motion made by Mr. Moore and seconded by Mr. Thompson.

HOWARD COUNTY BOARD OF COMMISSIONERS:

DAVID A. TRINE, PRESIDENT

WILLIAM THOMPSON, VICE PRESIDENT

TYLER O. MOORE, MEMBER

ATTEST:

ANN WELLS, AUDITOR

Howard County Board of Commissioner Meeting March 16, 2009