

## **HOWARD COUNTY BOARD OF COMMISSIONERS MEETING SEPTEMBER 17, 2012**

The Howard County Board of Commissioners met in Regular Session on Monday, September 17, 2012, at 8:30 a.m. in Hearing Room 338 of the Administration Center. Those in attendance included President Tyler Moore, Vice President Paul Wyman and Member Bill Thompson. Also in attendance were County Attorney Larry Murrell and Auditor Ann Wells.

The meeting was called to order by Sheriff Steve Rogers and conducted by President Moore. Commissioner Thompson led in the Pledge of Allegiance, and Commissioner Wyman offered a word of prayer.

At this time President Moore expressed sympathy and gave condolences to the family of Bradley Atwell, a serviceman who lost his life, in the service of his country. Our prayers are with his family during this time of sadness.

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

The minutes of the September 4, 2012, Regular Meeting, having been previously submitted and reviewed, were approved on a motion made by Mr. Wyman and seconded by Mr. Thompson.

The minutes of the August 30, 2012, Administrative Meeting were submitted. Commissioners Tyler Moore and Paul Wyman received information and recommendations from staff member Larry Murrell, Greg Lake and Dave Duncan regarding the New London Sewer facility. The minutes of the August 30, 2012 Administrative Meeting were approved on a motion made by Mr. Wyman and seconded by Mr. Thompson.

The minutes of the August 31, 2012, Administrative Meeting were submitted. Commissioners Tyler Moore and Paul Wyman received information and recommendations from EMA Director Larry Smith and EMA Office Manager Janice Hart. The minutes were approved on a motion made by Mr. Wyman and seconded by Mr. Thompson.

### **IN THE MATTER OF PUBLIC COMMENT:**

Commissioner Moore opened the floor for public comment as follows:

Commissioner Bill Thompson submitted the following comment.

“ Thank You,

Approximately twelve years ago (at the turn of the century) my Air Force Squadron joined many other military organizations by establishing a unit coin. The coins are proudly awarded to each squadron member, special visiting dignitaries, and presented at several military functions. Our squadron coins are numbered and I was honored to receive the very first coin – number 000; I have it with me here today.

I would like to thank a local paper for honoring me with that number in their weekly cartoon. The number reminded me of all the outstanding men and women I served with and the great camaraderie we all had at the time. Twelve years later it is still a great feeling.

Thanks for the memories.”

### **IN THE MATTER OF DEPARTMENTAL REPORTS:**

#### **HIGHWAY DEPARTMENT:**

1) Highway Engineer/Superintendent Ted Cain commented that his department was working on the parking lots at Mulberry and Buckeye streets, as well as the Criminal Justice Center; Jansen’s Asphalt Sealing did the resurfacing.

2) Mr. Cain submitted the Local Public Agency Agreement with the Indiana Department of Transportation for the maintenance and repair of the LaFountain Street Bridge (project #0900163). The consultant for the bridge repair was previously named and approved as Butler Fairman and Seufert. At the conclusion of explanation, the LPA for the LaFountain Street Bridge was approved on a motion made by Mr. Wyman and seconded by Mr. Thompson.

3) President Moore received information from Bernardin Lockmueller & Associates Inc. concerning the State's replacement of the bridge located on State Road 213, in Greentown (#0400292). The county was asked if they would like to act as consultant for this project and it was the consensus of the Board of Commissioners to invite Mr. Cain to be the consultant to represent Howard County. Mr. Cain expressed his willingness to serve. A motion was made by Mr. Wyman, seconded by Mr. Thompson and carried to appoint Ted Cain as the Howard County Board of Commissioners' representative / consultant to the State of Indiana concerning the bridge replacement on State Road 213, Greentown, Indiana.

**INFORMATION SYSTEMS:**

1) Director Terry Tribby has found a vendor, Axia Technology Partners, to help install fiber between the Courthouse and the Administration Center, in the amount of \$12,673.00. Mr. Tribby has wanted to do this for some time, and is now able to proceed with the installation. This will show an immediate savings of over \$6,000, in not having to replace the two servers currently in the Courthouse. A motion was made by Mr. Wyman to approve the cable installation project between the Courthouse and the Administration Center, with Axia Technology Partners, in the amount of \$12,673.00, and authorize the President to sign on behalf of the Board of Commissioners. The motion was seconded by Mr. Thompson and carried.

2) Mr. Tribby updated the Commissioners concerning the lightning strike at City Hall, during the last storm. The strike hit the tower and fried every radio, interrupting links between the City Police Department and the County's IS Department, Sheriff Department and Dispatch, and the Courthouse. Mr. Tribby had kept SmartNet coverage on the five radios that will need to be replaced (value of \$4,000 each). The critical link was restored on the following Monday morning, and the IS department is still working on restoring the remaining links.

**PERSONNEL DEPARTMENT:**

1) Ms. McKillip submitted information and an employee memo concerning the stop smoking contest, "Quit Now Indiana". This promotion is sponsored by the State and promoted by the Howard County Tobacco Coalition. Ms. Shirley Dubois is working with the Personnel Department to help promote this contest with Howard County Employees. The contest offers tobacco users a chance to win cash prizes up to \$2,500 for employees who remain tobacco-free for thirty-one (31 October) days. This program will offer cessation resources to tobacco users to help them be successful. Ms. McKillip asks that permission be given to distribute the employee memo. A motion was made by Mr. Wyman, seconded by Mr. Thompson and carried to distribute the Quit Now program, "Start Training To Win" memo.

2) Ms. McKillip submitted a memo received from The Hartford Group, notifying its investors that Massachusetts Mutual Life Insurance Company will be purchasing The Hartford's Retirement Plans Group. MassMutual will not be making any changes, at this time, to the Deferred Compensation Plan or the payroll deduction. Edward Jones will be contacting its constituents by mail, to inform them of the buyout.

3) There will be a work safety Workers' Compensation meeting on October 11, 2012. The Board of Commissioners is invited to be on the Workers' Compensation Committee. This is sponsored by Travelers' Insurance.

**THE MATTER OF THE OPENING OF THE REASSESSMENT BIDS:**

County Assessor Jamie Shepherd submitted the second set of Reassessment Bids (*please refer to page two, issue one, "In The Matter of Departmental Reports, County Assessor", of the Regular Meeting minutes dated August 20, 2012*). They include a one-year Annual Adjustment and Maintenance contract, and re-bid as follows:

Tyler Technologies	\$46,750 Annual Assess	\$38,200 Maintenance	\$ 84,950 Total
Ad Valorem Solutions	\$49,500 Annual Assess	\$59,500 Maintenance	\$109,000 Total

Representatives from Tyler Technologies and Ad Valorem Solutions were both in attendance. A motion was made by Mr. Wyman to take the Bids for Reassessment under advisement for further review by the County Assessor. The motion was seconded by Mr. Thompson and carried.

**IN THE MATTER OF AN EMERGENCY MANAGEMENT AGENCY SALARY GRANT:**

EMA Director Larry Smith submitted the Emergency Management Performance Grant for the Commissioners' approval and signature. This grant provides funding for a system of emergency preparedness activities for EMA personnel, in order to prepare them to respond effectively to any emergency. A motion was made by Mr. Wyman to approve and sign the salary reimbursement Performance Grant. The motion was seconded by Mr. Thompson and carried.

**IN THE MATTER OF DARROUGH CHAPEL PROJECT CONCERNS:**

Grant Administrator Tina Henderson submitted the first invoice of the Darrough Chapel project, from Keith Sullivan Excavating, in the amount of \$121,104.63. This invoice has been reviewed and approved for payment by Mr. Greg Lake, and the engineering firm, Fleis & Vandenbrink, and will be paid 100% by the CDBG Grant. A motion was made by Mr. Wyman, seconded by Mr. Thompson and carried, to approve the Keith Sullivan Excavating claim in the amount of \$121,104.63, and authorize the President to sign the claim voucher on behalf of the Board of Commissioners. The motion was seconded by Mr. Thompson and carried.

Ms. Henderson submitted an invoice from Mendenhall & Associates, in the amount of \$10,000, for services rendered for the Darrough Chapel Project. This invoice is to be paid from the Stormwater Fund. A motion was made by Mr. Wyman, seconded by Mr. Thompson, and carried, to approve the Mendenhall & Associates invoice, in the amount of \$10,000 to be paid from the Stormwater Fund. The invoice was approved for payment on a motion made by Mr. Wyman and seconded by Mr. Thompson.

Ms. Henderson submitted and reviewed with the Commissioners a Darrough Chapel Project Summary. Commissioner Wyman and Attorney Murrell commended Ms. Henderson on the work she does for Howard County in several areas. Ms. Henderson enjoys working with Howard County, saying we were a "top notch group". Mr. Greg Lake gave an update of the progress of the project. This week we are on line C3. The first line is completed, in front of Darrough Chapel School and the first street east of Goyer Road and south of SR 22. They have not been pressure tested, yet. Several people have obtained their application, but no estimates to date.

***\*\*The agenda items (B) Memorandums of Understanding for Small Business Grants, and (C) Light Up Your Holidays Guideline Document, under Old Business, will be submitted at the October 1<sup>st</sup> meeting.***

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

Plan Commission Director Greg Sheline submitted the following issues for the Board's information and approval.

1. **Excavation Bids:** At the September 4<sup>th</sup> meeting the Board of Commissioners opened the Excavation Bids and took them under advisement (*please refer to page two, item four, "In The Matter Of Departmental Reports, Plan Commission" of the Regular Meeting minutes dated September 4, 2012*). The Bid from Alliance Excavating provides details on closing up the septic system; the bid from Vincent Concrete does not. Even though the Alliance bid is \$300 more than the Vincent Concrete, Mr. Sheline believes it's the more responsive because of the septic system details; he recommends awarding the bid to Alliance Excavating. A motion was made by Mr. Wyman, seconded by Mr. Thompson and carried to (1) determine the Alliance bid as more responsive because of the septic system details and (2) award the excavation bid to Alliance Excavating, in the amount of \$6,185.00.
2. **Overlay Districts Plans:** The Overlay Districts Plan is finished and ready for public review. Mr. Sheline would like the plans to be approved by all entities before the end of the year, so that the present moratorium can be lifted. Mr. Sheline suggests that the County hold one meeting and the City hold one meeting, in lieu of four meetings, saving about \$3,000. He would like to invite the Board of Commissioners to the November 20, 2012 County Plan Commission meeting, at 7:30 p.m. in the Government Center. StructurePoint will be there and submit a thirty minute presentation. The Plan Commission Board would make their recommendation at that time. Then the Commissioners can vote on the issue in their December 3<sup>rd</sup> meeting. He would follow the same procedure with the City of Kokomo.

3. **Flood Mitigation:** Mr. Sheline, Commissioner Moore and Ms. Tina Henderson have met together to set the schedule for the bids for the nine Flood Mitigation Properties that were purchased. The bids will be due November 5, 2012 and awarded at the November 19<sup>th</sup> meeting. Mr. Sheline will meet with Attorney Murrell concerning the Request For Quotes paperwork.

**IN THE MATTER OF PAC RECOMMENDATIONS FROM THE SEPTEMBER 4, 2012 MEETING:**

Commissioner Thompson submitted the following comment for the record, concerning the action of the PAC Recommendations taken by the Council during their September 5<sup>th</sup> final budget hearing.

“At our last meeting we discussed at length and voted on the County PAC recommendations.

Five of the recommendations were on current, filled, positions that are not mandated by law, are not a Department Head, or Elected Office holder. They included:

- Three from the Prosecutor’s office
- One from the Surveyor’s office and
- One from the Veterans office

The PAC recommended the Prosecutor and Surveyor’s positions as submitted and the Veterans position with stipulation. A majority of our board recommended three of the five as submitted. The Council took action on the recommendations at their last meeting.

For the record, I would like to follow up on these five:

	<u>PAC</u>	<u>A majority of the Commissioners</u>	<u>Council</u>
1. Prosecutor			
First Dep. 1	Recommend	Recommend	App. A \$6,186 per year raise
First Dep. 2	Recommend	Recommend	App. A \$3,186 per year raise
First Dep. 3	Recommend	Recommend	App. A \$3,186 per year raise
2. Surveyor -	Recommend	Do Not Recommend	App. A \$1,209 per year raise
3. Veterans -	PAC recommended a \$1,500 raise	Do Not Recommend	Disapproved any raise
4. Assessor -	Do Not Recommend	Do Not Recommend	
5. Health Dept -	Do Not Recommend	Do Not Recommend	

If these positions stay filled by the same employees they will also be eligible for any bonus awarded next year.

What I don’t understand is the logic behind these approvals and disapproval. The Veterans position was underpaid \$3,000 from the beginning and because of the four latest wars their workload has probably increased more than any other office in the County. This is the office that supports the men and women that protect you and me every day, through thick and thin; warriors that stand their post and put their very lives on the line so we can sleep a little better at night.

God help us here today!

*\* At this time Commissioner Thompson left the meeting.  
In order to carry on the business of the Board of Commissioners, President Moore vacated the chair in order to second any motions made.*

**IN THE MATTER OF RESOLUTION NO. 2012-BCCR-27:**

Commissioner Moore submitted Resolution No. 2012-BCCR-27, a resolution of the Howard County Board of Commissioners endorsing the Kokomo YMCA Project. It was read in full, one time, by Mr. Moore as follows:

“**WHEREAS**, the Kokomo YMCA has been a priceless asset of the Kokomo/Howard County community since its formation in 1875; and

**WHEREAS**, the present YMCA building was built in 1910 and has come to the end of its useful life; and

**WHEREAS**, the continued presence of a YMCA in our community is an essential element for our community to continue its prosperity, to provide for a higher quality of life for our citizens, and to serve those in our community who might otherwise be underserved; all in accordance with the YMCA's fundamental mission to "serve all"; and

**WHEREAS**, the YMCA Board of Directors has unanimously voted to undertake construction of a new, state-of-the-art YMCA facility on North Union Street in downtown Kokomo; and

**WHEREAS**, the addition of this facility will enhance the aesthetic appearance of our entire community and improve the perception of our community by current residents, prospective residents and visitors; and

**WHEREAS**, the Howard County Board of Commissioners is committed to projects which will improve the quality of life in our community.

**NOW, THEREFORE, BE IT RESOLVED THAT:**

1. The Howard County Board of Commissioners hereby endorses and supports the construction of a new YMCA facility in downtown Kokomo; and

2. The Board further encourages all citizens of Howard County to join it in supporting this project for the betterment of our community, both now and for generations to come.

**Read and adopted this 17<sup>th</sup> day of September, 2012."**

Resolution No. 2012-BCCR-27 was approved on a motion made by Mr. Wyman and seconded by Mr. Moore.

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

Auditor Ann Wells submitted the following claims and reports for the Commissioners information and approval:

1. **Salary Claims:** The Commissioners' Salary, Hourly and Overtime claims payable September 21 and 28, 2012, in the amount of \$351,341.90 each, were submitted and approved on a motion made by Mr. Wyman and seconded by Mr. Moore.
2. **United Way Pledge Cards:** Ms. Wells submitted an employee memo concerning the United Way pledge cards, and asked that the memo be approved and permission granted to distribute the memo and commitment cards through this week's payroll. A motion was made by Mr. Wyman to approve the employee memo and its distribution with the commitment cards through the payroll.
3. **Operating Claims:** The Commissioners' Operating Claims, payable today, in the amount of \$439,387.43, were submitted and approved on a motion made by Mr. Wyman and seconded by Mr. Moore.
4. **Reports:** Ms. Wells submitted the Treasurer's Monthly report for the month ending August 31, 2012 and the Clerk of the Circuit Court Report for the month ending August 31, 2012. Both reports were accepted on a motion made by Mr. Wyman and seconded by Mr. Moore.

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

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

1. **Re-banding Project Outstanding Documents:** There are several outstanding forms submitted to us by Sprint/Nextel from their Re-banding Project in 2005. Mr. Murrell submitted an Encumbent Acknowledgment Receipt of Equipment form. E911 Coordinator Nick Capozzoli has reviewed and approved of the listing; the vendor originally involved is no longer available. Mr. Murrell also informed the Board that he will be working with the Auditor's Office on the receipt of funds and the time sheets Sprint Nextel has sent to Mr. Murrell for completion. A motion was made by Mr. Wyman to approve the

Encumbent Acknowledgment Form and authorize the President to sign on behalf of the Board of Commissioners. The motion was seconded by Mr. Moore and carried.

2. **Hicks Hall Of Fame Resolution:** Commissioner Moore informed Mr. Murrell that Mr. M. E. Hicks will be inducted in the Automotive Heritage Museum's Hall of Fame, and the Board of Commissioners will need a resolution designating Thursday, September 27, 2012 as M. E. Hicks Day. Mr. Murrell is working on that resolution.

**IN THE MATTER OF COMMISSIONER ISSUES:**

**COMMISSIONER MOORE:**

- 1) The local radio stations have sent a request for emergency contact information in the event of inclement weather. Mr. Moore will list the Commissioner Office, Sheriff Office and Mr. Larry Smith at the Emergency Management Agency.
- 2) Mr. Moore has been asked to join the Howard County Juvenile Detention Alternative Initiative Steering Committee. This is the program that Kinsey Youth Center has been involved and trained in, and is now establishing a local steering committee. A motion was made by Mr. Wyman to appoint Commissioner Moore to the Howard County Juvenile Detention Alternative Initiative Steering Committee. The motion was seconded by Mr. Moore and carried.
- 3) The Commissioners have received the Annual Report for the State Use Program from the Indiana State Use Committee. This program creates employment and training opportunities for people with disabilities.
- 4) The Commissioners received an IDEM Notice of Significant Source Modification to the Part 70 Renewal for Chrysler Group, Kokomo Transmission Plant. The notice was accepted on a motion made by Mr. Wyman and seconded by Mr. Moore.

Commissioner Moore took this opportunity to recognize the presence of Assistant County Attorney Alan D. Wilson.

There being no further business to come before the Board of Commissioners, the meeting was adjourned at 9:42 a.m. on a motion made by Mr. Wyman and seconded by Mr. Moore.

**HOWARD COUNTY BOARD OF COMMISSIONERS:**

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TYLER O. MOORE, PRESIDENT

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PAUL G. WYMAN, VICE PRESIDENT

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WILLIAM THOMPSON, MEMBER

ATTEST:

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ANN WELLS, AUDITOR  
Howard County Commissioner Regular Meeting Sept. 17, 2012