

HOWARD COUNTY BOARD OF COMMISSIONERS MEETING JUNE 4, 2012

The Howard County Board of Commissioners met in Regular Session on Monday, June 4, 2012, at 4:00 p.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.

IN THE MATTER OF APPROVAL OF MINUTES:

The minutes of the May 21/ 22, 2012 Regular Board of Commissioners 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 May 22, 2012 Special Session were submitted. The purpose of the meeting was to conduct a public hearing and act upon the proposed Affiliation Agreement by and among Community Health Network, Howard Regional Health System and Community Howard Regional Health, Inc. The Howard County Council and the Board of Trustees of Howard Regional Health System also met in public session at this same time and place for the purpose of acting upon a proposed Joint Resolution by and among the Commissioners, County Council and Howard Regional Health System Trustees. The minutes were reviewed and approved on a motion made by Mr. Wyman and seconded by Mr. Thompson.

The minutes of the June 1, 2012 Administrative Meeting were submitted. Commissioners Tyler Moore and Paul Wyman received information and recommendations regarding print concept solutions for Howard County offices, from Document Solutions Consultants Heather Fleetwood and Ben Bounds from Cannon IV, Inc. At the conclusion of review a motion was made by Mr. Wyman to approve the June 1, 2012 Administrative Meeting. The motion was seconded by Mr. Thompson and carried.

IN THE MATTER OF DEPARTMENTAL REPORTS:

PLAN COMMISSION:

1) Plan Commission Director Greg Sheline submitted Ordinance No. 2012-BCCO-15, a request to rezone property located at 1095 North County Road 1250 West, from AG (Agricultural) to PR (Parks & Recreation). This property is owned by Peggy Jarrett, and received a favorable recommendation from the Plan Commission Board. There were remonstrances against the rezone request, as this land is also the site of a Bald Eagle's nest. The ownership of the land does pre-date the existence of the nest. There are also concerns that neighboring property owners who use their land for hunting, could experience trespassers from the park. It has been a gravel pit for several years, and the petitioner would like to make a park on the property. Though they would like to install a few cabins, they would not be intended for extended overnight stays and there is no plan to make this a campground. They are willing to work with neighboring landowners on the proper signage and fencing.

Mr. Rob Bilby, son-in-law of owner Peggy Jarrett, stepped to the podium to explain usage of this property and to answer any questions. He explained that their desire is to turn the gravel pit into a park and recreation area that would include paddle boating, fishing, hiking trails, cabins, and plants and animal replicas natural to Indiana. They would also like to open the area for local school groups, and other teaching opportunities. Some golf carts or Gator's would be used for grounds keepers, but no ATV's, etc., would be allowed. Some of the paddle boats may have a trolling motor for the elderly or handicapped. There will be management on the grounds whenever they are opened, to help keep visitors from trespassing on neighboring properties. They have also been in contact with the Department of Natural Resources, concerning the Bald Eagle's nest, and they will observe the regulations.

Mr. Sheline reminded the Board of Commissioners that today's action is ONLY to approve the re-zoning request. State and Federal regulations must be followed concerning the Bald Eagle's nest. The petitioners will have to deal with site plans and approval at another time; many issues of concern can be dealt with then. Permitted uses for Parks and Recreation zoning could include public parks, public swimming pool, and an institutional or government office.

A motion was made by Mr. Wyman to approve Ordinance No. 2012-BCCO-15. The motion was seconded by Mr. Thompson. Further discussion followed.

Ms. Niona Diane Rickel, 4150 S County Road 100 East, Kokomo, Indiana – expressed concern with the eagle’s nest. She has been in contact with Department of Natural Resources. The eagle’s nesting period is from January to late July. She received a call from DNR representative John Costrelli, from Mitchell, Indiana, this morning, asking about the status of this rezoning request. He stated that if this park was built, the eagles would most definitely re-locate and build their nest in another area. He further stated that the 330 foot restriction against building any structure was just a “minimum” distance; the use of the lake within 330 foot would also constitute an illegal act during the eagle’s nesting season. Any human activity must be buffered from the birds’ sight and hearing (as a new activity). If these restrictions are followed, there would be no problem. Violating the restrictions could result in a fine and a year’s minimum sentence. Ms. Rickel presented all these regulations and guidelines to the Plan Commission.

Mr. Eugene Rickel, 4150 S County Road 100 East, Kokomo, Indiana – restrictions also include no disturbance of their flight path, foraging areas, or roosting areas. He believes anything on the lake will be in violation of the restrictions because it’s in their flight path and the lake is part of their primary food source.

At the conclusion of discussion, the motion on the table was carried.

2) President Moore informed the Board that we are waiting for the last installment of the Flood Mitigation Grant in order to complete purchase of the final three properties. One of the property owners is still in negotiations on the price of his property.

SHERIFF DEPARTMENT:

1) Captain Jerry Asher has received the additional Vehicle Quotes for two new SUV’s:

Greentown Ford	new 2013 Escape	\$23,545.79 each
Eriks Chevrolet	new 2012 Equinox	\$23,900 each
Buttons	new 2012 Dodge Journey	\$25,644 each
Kokomo Ford	no quote received for new	
	Still have 2 2011 Ford Escapes	\$21,149 each

Captain Asher recommends the purchase of two 2013 Escapes, \$23,545.79 each, from Greentown Ford, 4 door with a V6 engine. They will need to be ordered and will be received by the end of June, 2012. A motion was made by Mr. Thompson to approve the recommendation of Captain Asher, of two 2013 Ford Escapes, in the amount of \$23,545.79 each. These vehicles are to be received by the end of June, 2012. The motion was seconded by Mr. Wyman and carried.

2) Captain Asher informed the Board that in the front lobby of the Criminal Justice Center there is a drug collection box for the Howard County Recycling District. When that box was collected, there were twenty-five lbs. (25) of unused medications received. That is 25 lbs. of medications that are not in our streams or sewers. Captain Asher believes the drug receipt receptacle is working very well. Available hours are 8 a.m. to 4 p.m. from Monday through Friday.

EMERGENCY MANAGEMENT AGENCY:

1) EMA Director Larry Smith submitted the Emergency Snow Plan for Howard County. Copies were distributed to the Board of Commissioners. In February, 2012, Ordinance No. 2012 BCCO-4 was approved. That Ordinance established uniform categories for travel emergencies within the unincorporated areas of Howard County. The Snow Plan authorizes the Board of Commissioners, EMA, Howard County Sheriff, and the Howard County Highway Engineer to declare travel emergencies according to the plan. The Ordinance, along with the Emergency Snow Plan, has to be sent to the State of Indiana for their approval and records. A motion was made by Mr. Wyman, seconded by Mr. Thompson and carried, to approve the Emergency Snow Plan for Howard County as submitted.

2) Mr. Smith asked that Commissioner Moore’s signature on the EMPG Performance Grant be ratified. This annual Performance Grant is reimbursable for salaries up to 55%. A motion was made by Mr. Wyman to ratify Commissioner Moore’s signature on the EMPG Performance Grant. The motion was seconded by Mr. Thompson and carried.

PERSONNEL DEPARTMENT:

- 1) Personnel Director Wanda McKillip submitted an Employee Memo informing employees of a Travel Assistance Plan, Medex Travel Assist, imbedded in our Standard Life Insurance plan. Employees and their family members are automatically covered for services that are available 24 hours a day, every day. The services offered include Pre-trip Assistance, Medical Assistance Services, Travel Assistance Services, Legal Assistance Services, Emergency Transportation Services, and Personal Security Services. Ms. McKillip would like to have this memo posted to the County's website for employee information. A motion was made by Mr. Wyman to approve the Medex Travel Assist employee memo and its posting to the County's website for employee information. The motion was seconded by Mr. Thompson and carried.
- 2) The City of Kokomo and Howard County will hold a Healthy Eating Luncheon, presented by Purdue Extension Educator, Susan Nehr. There will be two sessions held on Wednesday, June 20, 2012. Session One will be held from 11:10 a.m. – 11:50 a.m. Session Two is held from 12:10 p.m. – 12:50 p.m. The first twenty (20) employees who sign up will be eligible to attend. The luncheon will give information on how to shop and eat healthy and is open to the employee and one dependent. Ms. McKillip submitted an employee memo for distribution through the departmental boxes, as well as an employee e-mail. A motion was made by Mr. Wyman, seconded by Mr. Thompson and carried to approve the employee memo for the Healthy Eating Luncheon, and its distribution.
- 3) Ms. McKillip submitted a RepuCare Onsite Clinic Communications Timeline. This timeline lists informational topics, mode of distribution, and notes on events. RepuCare also distributes employee newsletters. Any seminars offered will also include a luncheon (Lunch and Learn).
- 4) RepuCare has also asked to submit an employee survey to Anthem Insured employees. This survey will help RepuCare better understand the employee's needs to continually improve the on-site clinic and the employee's experience with the clinic. Ms. McKillip believes there have been enough clinic visitors to give a good sampling. A motion was made by Mr. Wyman to authorize the Howard County Onsite Clinic to be e-mailed to the Anthem Insured employees, and distributed to Departmental boxes in the Auditor's Office. The motion was seconded by Mr. Thompson and carried.
- 5) Ms. McKillip has prepared an Anti-Nepotism Ordinance and it will be submitted at the June 18th meeting, giving Attorney Murrell the opportunity to review. The Ordinance will be effective July 1, 2012.
- 6) Ms. McKillip submitted a Howard Regional Health Board appointment. President Moore informed Ms. McKillip that because of the partnership agreement between Community Health and Howard Regional Health that was approved and signed on May 22, 2012, Howard County no longer has any interest or liability in the new Community Howard Regional Health facility. All present board members will remain, but when Howard County Commissioner and Council appointments have expired, there will be no further appointments made.

MAINTENANCE DEPARTMENT:

Buildings and Grounds Superintendent Scott Reed informed the Board that his department has worked on a gas leak at Howard Haven, today. It is now under control and the gas will be turned back on, on Tuesday.

COMMUNITY CORRECTIONS:

The Board of Commissioners signed an Indiana Department of Corrections Community Corrections Grant Fund Agreement for Community Corrections, outside of a regular meeting, and asks that all signatures be ratified. The amount of the grant is \$401,074.00. A motion was made by Mr. Wyman, seconded by Mr. Thompson and carried to ratify the signatures of the Board of Commissioners on the Community Corrections Grant, in the amount of \$401,074.00.

IN THE MATTER OF CONFIRMATION OF A SCHOOL BUS TURNAROUND:

At the May 21/22 meeting the Board of Commissioners submitted a Request For A School bus Turn Around for Eastern Howard School Corporation, to Highway Engineer/Superintendent Ted Cain (*please refer to page one, "In The Matter Of Departmental Reports: Highway", of the Regular Meeting minutes dated May 21/22, 2012*). Mr. Cain reviewed, approved, and completed the request, and Mr. Moore now asks the Board to confirm Mr. Cain's action. Mr. Cain's decision for approval and action was confirmed on a motion made by Mr. Wyman and seconded by Mr. Thompson.

IN THE MATTER OF COUNTY PRINTING NEEDS:

Commissioner Wyman reminded the Board that in the past several months there have been many requests for printers and copiers throughout county departments. The Board of Commissioners received information and a proposal from a company called Cannon IV (not the copier), for a total print management assessment program. Cannon IV would come in and assess the Departments and their copy and printing needs, and put together a proposal of how to better meet their needs. If Howard County accepts their proposal and product, the assessment would be without cost. If we do not use their product, and choose to retain the report and bid the product out, we would owe them as much as \$3,500. Information Systems Director Terry Tribby submitted some updated information to the Board. He would recommend that we start with one (1) facility (Administration Center), because it is going to be a lot of work and time. The cost of one facility would be about \$750 - \$1,000, and is waived if we use their plan, but it is not stated on this update information.

At this time a representative from COS (owned by Xerox) came to the podium to inform the Board of his assessment company and their offer. His company can also do a printing need assessment, beginning with one facility, and they will do the assessment at no initial cost. His company would do a physical walk through the office (s) environment, talk with office holders, department heads and employees to assess their current and future printing needs, talk to the IS Department about other strategic initiatives, and act as an IT consulting firm. They are a wholly owned subsidiary of Xerox and so they have a firm financial backing to make good on any of their promises. The assessment is free of charge; the only investment is time.

Commissioner Thompson would like to keep the County's purchasing out of the public eye. Commissioner Moore reminded him that due to State Statutes, Commissioner's decisions have to be made in the public setting. Mr. Thompson believes it's in the County's best interest to include the input of the Elected Officials and to have more than one provider perform this service.

Mr. Tribby also likes the idea of receiving assessment services from more than one provider, and to do one facility. He prefers a side-by-side service.

Discussion ensued and at its conclusion a motion was made by Mr. Wyman to authorize CopyCo Office Solutions Inc. and Cannon IV Inc. to do a simultaneous print and imaging assessment of the Administration Center, following the scope of services outlined in the Cannon IV proposal, at no charge to the County. The motion was seconded by Mr. Thompson and carried. A motion was made by Mr. Wyman to authorize the President to sign both agreements subject to the review of Mr. Tribby and Mr. Murrell or Mr. Wilson. The motion was seconded by Mr. Thompson and carried.

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:** Salary, hourly and overtime claims, payable June 8 and 15, 2012, in the amount of \$346,081.33 each, were approved on a motion made by Mr. Wyman and seconded by Mr. Thompson.
2. **Operating Claims:** Commissioners' Operating Claims payable today, in the amount of \$288,302.77, were approved for payment on a motion made by Mr. Wyman and seconded by Mr. Thompson. The Board was reminded that the Poll workers from May's primary election are included on this Claim Docket.
3. **DLZ Claim:** Ms. Wells submitted a claim from DLZ, in the amount of \$11,962.50, for engineering services for the Criminal Justice Center Update Project. It was a consensus of the Board to table the claim until the next meeting so the invoice can be reviewed by Sheriff Rogers and Attorney Murrell.
4. **Wage And Hour Hearing:** DLZ will not convene a Common Wage Hearing for the CJC Update Project; it will be up to the County to handle it. In talking with Mr. Charles Fitzpatrick, it's up to the Board of Commissioners to determine the fair assessment of the wage of the project. There are several issues to be reviewed before setting a Common Wage hearing. The Board of Commissioners will meet with Mr. Murrell on this issue.

IN THE MATTER OF COMMISSIONER ISSUES:

COMMISSIONER WYMAN:

Mr. Wyman submitted a request from the Haynes Apperson Festival Committee, and made a motion to allow the Haynes Apperson Festival Committee to use the east side of the Courthouse lawn to set up the stage for the Haynes Apperson Festival. The stage set-up has to include a twenty-six foot (26) buffer between the stage and the audience. Mr. Thompson will second the motion if it includes that Mr. Wyman will approve the actual set-up. Mr. Wyman assured Mr. Thompson that the set-up plan has to be applied to and approved by the State. A plan has been made and measurements taken. The Courthouse will be completely accessible. Mr. Thompson seconded the motion and the motion carried.

COMMISSIONER MOORE:

1) Mr. Moore received a request from Ms. Karen Davis, from the ELKS, to host a Flag Day Celebration on Thursday, June 14, 2012, at 10:30 a.m. They would like to use the flag pole on the southeast corner of the Courthouse lawn. Arrangements will be coordinated with Mr. Reed and the maintenance crew. A motion was made by Mr. Wyman to approve the request of the ELKS to host a Flag Day Celebration on Thursday, June 14, 2012, at 10:30 a.m., using the southeast corner flagpole and lawn of the Courthouse. The motion was seconded by Mr. Thompson and carried.

2) Howard County Board of Commissioners received a notice of Affected Party, concerning a Sanitary Sewer permit application from Mr. Greg Lake, Stormwater District Administrator, Howard County, for the Darrough Chapel STEP Project.

3) A Consent to Search Document was signed by President Moore on Thursday, May 31, 2012 and his signature needs to be ratified. This was issued by the Indiana State Police. The signature was ratified on a motion made by Mr. Wyman and seconded by Mr. Thompson. In response to a question posed by Kokomo Tribune journalist Ken de la Bastide, the search was for the IMAP Server in the Courthouse, Voter's Registration Office.

*There being no further business to come before the Board of Commissioners at this time,
the meeting was adjourned at 5:30 p.m. on a motion made by
Mr. Wyman and seconded by Mr. Thompson.*

HOWARD COUNTY BOARD OF COMMISSIONERS:

TYLER O. MOORE, PRESIDENT

PAUL G. WYMAN, VICE PRESIDENT

WILLIAM THOMPSON, MEMBER

ATTEST:

ANN WELLS, AUDITOR

Howard County Board of Commissioner Meeting June 4, 2012