

HOWARD COUNTY BOARD OF COMMISSIONERS MEETING MARCH 5, 2012

The Howard County Board of Commissioners met in Regular Session on Monday, March 5, 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 all in attendance in the Pledge of Allegiance, and Commissioner Wyman offered a word of prayer.

IN THE MATTER OF APPROVAL OF MINUTES:

The minutes of the February 20, 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 February 20, 2012, Administration Meeting were submitted. This meeting was held in order to receive information and recommendations regarding the receipt of information and discussion of the Darrough Chapel Sewer Project with the Stormwater Board. The minutes were reviewed and approved on a motion made by Mr. Wyman and seconded by Mr. Thompson.

The minutes of the February 23, 2012, Administration meeting were submitted. The meeting was held in order to receive information and recommendations from Personnel Director Wanda McKillip, Benefits Representative Brittany Dockemeyer and Maintenance Supervisor Scott Reed regarding the possible relocation of the NOVIA on-site medical clinic. The minutes were approved on a motion made by Mr. Wyman and seconded by Mr. Thompson.

The minutes of the March 2, 2012, Administrative Meeting were submitted. The meeting was held for the purpose of receiving information and recommendations from Personnel Director Wanda McKillip, Benefits Representative Brittany Dockemeyer, Agent and Consultant Doug Heath and RepuCare representatives J. Spencer Milus and Gerry Urb, regarding the proposed operation of an on-site medical clinic and related matters. The minutes were reviewed and approved on a motion made by Mr. Wyman and seconded by Mr. Thompson.

IN THE MATTER OF PUBLIC COMMENT:

President Moore opened the floor for Public Comment, as follows:

Ms. Linda Burris, 227 Ariel Court, Kokomo, Indiana, and Splash!Kokomo: Ms. Burris is concerned about the problems that strip bars have on this community. There are currently six such bars in the City of Kokomo and two more have been proposed. "It is the right of our community to know where you stand on an issue that can have a major impact on families, marriages, youth and children of our county." She asked that the Board of Commissioners consider the following resolution:

"Understanding that we live in a day when evil is called good and good is called evil:

And recognizing the negative effects that strip bars have had on the City of Kokomo's families, marriages, youth, and children, especially in the poor areas of town:

And that even with the rezoning done a few years ago, Kokomo could still have at least two more of these establishments to make a total of eight:

We, the Howard County Board of Commissioners resolve to reexamine the Howard County Zoning Ordinances with the continued purpose as stated, to promote public health, safety, morals, comfort, convenience, and general welfare as stated in this forward, in order to insure that these ordinances are sufficient to keep the county free from a similar avalanche of strip bars as has occurred in the City of Kokomo."

"I appeal to you as leaders of the county to pass this Resolution as a signal of your commitment to encouraging strong families in Howard County."

At the conclusion of Ms. Burris' request, Commissioner Thompson asked for Mr. Murrell's opinion if a request from the Board of Commissioners would hold up in Court.

Attorney Murrell commented that it could be a complicated matter. “If a Zoning Ordinance has as its objective, to ban or unreasonably restrict a legal business, the county would be on a slippery slope as far as the courts are concerned.” Illegal businesses would be a different story. Commissioner Thompson reminded Ms. Burris that the Board of Commissioners takes an oath to uphold the law. He encouraged Ms. Burris to ascertain whether strip bars are a legal business and work through the system. At the conclusion of ensuing discussion, it was the consensus of the Board to receive the Resolution as submitted and take the matter under advisement for further review.

Commissioner Paul Wyman recognized the attendance of Councilman Joe Pencek, and wished Mr. Pencek a Happy Birthday.

IN THE MATTER OF DEPARTMENTAL REPORTS:

SHERIFF DEPARTMENT:

1) Sheriff Rogers informed the Board that his department is preparing bid specifications for the Jail Expansion/ Reconstruction Project. About 95% of the architectural work is done. Sheriff Rogers introduced Mr. Allen Thorpe from DLZ Engineers, to speak about the project and its process. Mr. Thorpe submitted an update of the progress of the expansion plan (*please refer to page three, item one, “Sheriff Department”, of the Regular Meeting Minutes dated February 6, 2012*). At the conclusion of his presentation, it was determined that Mr. Thorpe would contact Sheriff Rogers when the specifications are complete. Sheriff Rogers will then contact the Board of Commissioners to set a date for an Administrative Meeting for the Commissioners to receive information concerning the plans and possible addendum to the architectural contract.

2) At the February 20, 2012, meeting the Vehicle Bids were opened and taken under advisement as follows:

Button Dodge	5 vehicles	less \$8,400 Trade-in	\$119,075.00
Erik’s Chevrolet	5 vehicles	less \$15,400 Trade-in	\$119,585.00
Kokomo Auto World	5 vehicles	less \$16,000 Trade-in	\$ 98,786.25

Captain Jerry Asher informed the Board that the Button Dodge and Erik’s Chevrolet bids were responsive to the bid specifications. The Kokomo Auto World was NOT responsive because the bid was for a front-wheel drive V6 automobile. The specs asked for a rear-wheel drive V8 vehicle. It is the recommendation of Captain Asher to accept the bid of Button Dodge, as the lowest and most responsive bid. At the conclusion of ensuing discussion, a motion was made by Mr. Wyman to accept the bid from Button Motors, for five pursuit vehicles in the total amount of \$119,075.00, as being the lowest and most responsive bid. The motion was seconded by Mr. Thompson and carried.

PERSONNEL DEPARTMENT:

1) Personnel Director Wanda McKillip informed the Commissioners that there are fifteen (15) employees registered for the YMCA Strong Kids Campaign, which starts on Monday, March 15, 2012. The campaign is a six-week program and there is still time to sign up for the event.

2) Colonial Life Insurance meetings are scheduled for Wednesday, March 14 and Thursday, March 15, 2012.

3) Deferred Compensation through Edward Jones will hold free luncheon meetings next Tuesday, for two sessions.

4) Boston Mutual Whole Life meetings will be held the week of March 19 through March 26, 2012. An employee memo will be distributed this week.

5) Ms. McKillip introduced Mr. Dave Broman, the newly appointed Director of the Howard County Historical Society. Mr. Broman stepped to the podium and greeted the Board of Commissioners, thanking them for the opportunity to “...make a living at something I love.”

6) Ms. McKillip informed the Commissioners that a Travelers Worker’s Comp Risk Control Meeting was held in the Administration Center. Twenty-two Department Heads or employees attended and were given Certificates for attending the webinar that instructed them on use of the Worker’s Comp website. Ms. McKillip has informed our Insurance Agent Phil Thatcher, with the possibility of impacting our Worker’s Comp cost reductions in the future.

INFORMATION SYSTEMS DEPARTMENT

1) Information Systems Director Terry Tribby submitted a request to purchase ten (10) computer systems, \$598.00 each, for a total of \$5,986.00, for the Voters Registration Office. Several years ago the State put the computer administration (software, hardware and support) of the Voters Registration Office back into the hands of the County. Some of the systems are eight and nine years old. Mr. Tribby's goal of updating all systems in the courthouse will begin in the Voters Registration Office. Monitors are not being replaced at this time. Being a presidential election year, Mr. Tribby and the Voter's Registration officers would like the election process to go as smoothly as possible. A motion was made by Mr. Wyman, seconded by Mr. Thompson and carried to approve the purchase of ten (10) computer systems for the Voters Registration Office, for a total of \$5,986.00.

2) Mr. Tribby submitted a Letter of Authorization from A T & T Long Distance, to convert our long distance lines to the Business Network Platform. This new platform will lower our long distance rates. Our communications consultant, Spyglass, has reviewed this agreement, but Mr. Tribby would like Attorney Murrell to review the agreement, as well. Mr. Tribby would like to table this Letter of Authorization to the March 19th meeting.

Spyglass was able to negotiate the cancellation of 40 unused lines from our A T & T Centrex contract, with a projected savings of about \$10,000 annually. Spyglass is continuing to help us navigate our communications agreements.

HOWARD HAVEN (COUNTY HOME)

Howard Haven Superintendent Jennifer Vary informed the Board that because donations are low at Food Finders, there is a limit of canned food that can be purchased. Howard Haven has had to purchase from retail stores in the area which is cost prohibitive. Howard Haven will be holding a can drive in the month of March with drop off locations at Howard Haven and the Howard County Personnel office at the Administration Center. Ms. Vary has prepared flyers to include in the Home's newsletter, and will be distributed in churches, schools, etc. She requests the flyers be approved by the Board of Commissioners. A motion was made by Mr. Wyman to approve the flyer with the inclusion of the additional drop-off location. The motion was seconded by Mr. Thompson and approved.

Commissioner Wyman asked Sheriff Rogers if Howard Haven could order food products with the same vendor the Sheriff's Department uses. Sheriff Rogers agreed to that request and will schedule a meeting with Ms. Vary.

COUNTY CLERK OFFICE

On behalf of Clerk Kim Wilson (who sent her apologies for being absent) Chief Deputy Debbie Steward submitted an amended Polling Site listing for the Board's approval. At the February 20th meeting Ms. Wilson had submitted changes to the Polling Site list, and one of the changes was to move the Western High School polling site to the Lion's club in Russiaville (*see page three, "In The Matter Of The Polling Site Listing For 2012", of the Regular Meeting minutes dated February 20, 2012*). Western has requested to continue being a polling site for the election, so this amended listing reinstates Western High School. A motion was made by Mr. Wyman to approve the amended Polling Site Listing, reinstating Western High School as a polling site. The motion was seconded by Mr. Thompson and carried.

VETERANS SERVICE OFFICE:

At the February 20th meeting, Veterans Service Officer Robert Ladd submitted a request for more signage for the Veterans Service Office (*please refer to page two, "Veterans Service", of the Regular Meeting minutes dated February 20, 2012*). Mr. Ladd now submits a preliminary site plan for one sign on the Mulberry Street (north) side of the Administration Center, reminding the Board that this project will be underwritten by Veterans' Groups. The actual signage cannot be higher than six feet; utility line locations will be submitted to Maintenance Supervisor Scott Reed. Mr. Ladd will submit the final sign design at the March 19th meeting.

E911 / DISPATCH

E911 Coordinator Nick Capozzoli submitted a Memorandum of Understanding between Howard County and the City of Kokomo, confirming the City's support of two projects to be supported by the E911 Fund. The first project is the purchase of \$155,000 worth of recording equipment from Word Recording System. The second is the GIS Mapping Upgrade Project. The MOU requires signatures of the Howard County Board of Commissioners and the Mayor, City of Kokomo. Appropriation paperwork for the projects will be submitted at the March 19th meeting. A motion was made by Mr. Wyman to approve the Memorandum of Understanding with the City of Kokomo for the Recording System Project and the GIS Mapping Upgrade Project, and authorize the President to sign on behalf of the Board of Commissioners.

IN THE MATTER OF A COMMUNITY RELIEF EFFORT FOR TORNADO DEVESTATED COUNTIES:

Commissioner Wyman reminded all those in attendance of the tornado damage to Clark County, Indiana (Henryville). In speaking with the Clark County Commissioners, Mr. Wyman was made aware of the great need for resources. One of those needs is for large trucks to help haul away debris. Our Commissioners have agreed to donate the use of two large trucks, from the Highway Department, and the employees to operate them. If approved, they will be leaving early Tuesday morning for seven (7) days. The Commissioners have also sponsored a truck available at the Howard County Courthouse to take community wide donations of water and paper goods from 10:00 a.m. to 11:30a.m. The County will finance the \$69.00 hotel fees and any food purchases needed, from funds to be determined. A motion was made by Mr. Wyman to donate the use of two large trucks and two employees from the Highway Department to travel to Clark County for up to seven days, reimbursing motel and food costs, and support the community wide effort to donate non-perishable items to the victims of tornado devastated Clark County. 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 March 9 and 16, 2012, in the amount of \$346,348.97 each, were submitted and 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 \$261,040.14, were submitted and approved on a motion made by Mr. Wyman and seconded by Mr. Thompson.

IN THE MATTER OF COUNTY ATTORNEY ISSUES:

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

1. **Contracts For Prosecutor's Office:** Mr. Murrell submitted a Cyber Crime Task Force Memorandum of Understanding and a Cost Reimbursement Agreement for the shared services of a new employee in the Prosecutor's Office (*please refer to page two, item four, "Departmental Reports, Personnel", of the Regular Meeting minutes dated February 20, 2012*). The agreements are between Howard County and the Federal Bureau of Investigation; the MOU is to delineate the responsibilities and commitments of the participating agencies in the Howard County, Indiana/Indianapolis Division Cyber Crime Task Force (CCTF). The MOU also outlines the mission and procedures for the CTF. The Cost Reimbursement Agreement authorizes the FBI to pay overtime for police officers assigned to the Cyber Crimes Task Force (CCTF, Prosecutor's Office). A motion was made by Mr. Wyman to approve the Memorandum of Understanding and the Cost Reimbursement Agreement as submitted. In the absence of Commissioner Thompson, President Moore vacated the Chair and seconded the motion. The motion carried.
2. **Inmate Health Contract Amendment:** At the February 6th meeting the Board of Commissioners approved a Price Quote from Health Professionals Limited for a three year agreement for Inmate Health Care (*please refer to page three, issue three, "Departmental Reports, Sheriff Department", of the Regular Meeting minutes dated February 6, 2012*). Upon his review, Mr. Murrell has the Price Quote reduced to an amendment. A motion was made by Mr. Wyman to approve the first amendment to the Health Professionals LTD Inmate Health Care Agreement, and authorize the President to sign. President Moore vacated the Chair to second the motion. The motion carried.
3. **Insurance Deductible Claim:** Mr. Murrell submitted an invoice from Kightlinger & Gray, LLP for services rendered in the case of Kevin Cardwell vs Board of Commissioners. The invoice, in the amount of \$237.85, is to be paid from the Insurance Deductible line item in the Commissioners' budget. A motion was made by Mr. Wyman to approve the invoice from Kightlinger & Gray, in the amount of \$237.85. President Moore vacated the chair in order to second the motion and the motion carried.
4. **Confirmation of Signatures:** Mr. Moore and Mr. Wyman previously signed the long form of the Indiana Housing and Community Development Authority Community Development Block Grant – Disaster Relief II, for the Flood Mitigation Project. Mr. Murrell requests that the two signatures be confirmed in this meeting. A motion was made by Mr. Wyman to confirm both Mr. Moore and Mr.

Wyman's signatures on the Community Development Block grant - Disaster Relief II. President Moore vacated the chair in order to second the motion. The motion carried.

5. **Receipt Of N.O.V.I.A. Letter:** Mr. Murrell received a letter from Mr. John Bridge, the attorney for N.O.V.I.A., informing the Board Of Commissioners that Termination notification has been reduced from sixty (60) days to thirty (30) days.

IN THE MATTER OF COMMISSIONER ISSUES:

COMMISSIONER MOORE

A letter was sent by DLZ notifying Howard County that the City of Kokomo intends to proceed with a project involving the installation of 82 information signs throughout the City of Kokomo and Howard County (Kokomo Wayfinding Sign Project). Project development activities require preparation of an environmental study to assess potential project effects upon community, economic and ecological resources. Howard County is requested to be a consulting party to participate in efforts to identify historic properties potentially affected by the signage project. Howard County will also need to assess the effects and seek ways to avoid, minimize or mitigate any "...adverse effects on historic properties. A motion was made by Mr. Wyman to receive the notification letter from DLZ, and indicate that the Board of Commissioners is willing to participate as a consulting party. President Moore vacated the chair to second the motion. The motion carried.

Mr. Moore submitted a letter from the Russiaville Historical Society informing the Board that they are in the process of securing grant money for the train station, and request assistance from the Board of Commissioners. That letter was received by consensus.

*At this time Vice President Paul Wyman recognized President Tyler Moore
who proceeded to offer the State of The County Address, 2012.*

A complete copy of the Address is on file and available in the Auditor's Office.

There being no further business to come before the Board of Commissioners at this time, the meeting was adjourned at 5:37 p.m. on a motion made by Mr. Wyman and seconded by Mr. Moore, who vacated the chair in order to second the motion.

HOWARD COUNTY BOARD OF COMMISSIONERS:

TYLER O. MOORE, PRESIDENT

PAUL G. WYMAN, VICE PRESIDENT

WILLIAM THOMPSON, MEMBER

ATTEST:

ANN WELLS, AUDITOR
Howard County Commissioner Meeting March 5, 2012