

HOWARD COUNTY COUNCIL REGULAR MEETING DECEMBER 15, 2009

The Howard County Council met Tuesday, December 15, 2009, at 12:00 Noon, in Hearing Room 338 of the Howard County Administration Center. Those present included President Richard Miller, Vice President Paul Wyman, and Members James Papacek, Stanley Ortman, Joseph Pencek, Leslie Ellison and Jeff Stout. 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 Richard Miller. All in attendance were led in prayer by Councilman Stout.

IN THE MATTER OF APPROVAL OF MINUTES:

The minutes of the November 24, 2009 Regular Meeting, having been previously submitted and reviewed, were approved on a motion made by Mr. Papacek and seconded by Mr. Ellison.

IN THE MATTER OF COUNCIL COMMENT:

President Miller opened the floor for comment from the Councilmen as follows:

Mr. Papacek commented on the lack of a Nativity Scene at the Courthouse and how it is offensive to him as well as many Howard County residents. Although it does not fall under the authority of the County Council, he thought this would be the proper venue to voice his opinion.

Mr. Ellison informed the Council that according to the Kokomo Perspective the public vote was three to one against the lighting display at the Courthouse.

IN THE MATTER OF ORDINANCE NO. 2009-HCCO-38 – ADDITIONAL APPROPRIATIONS:

Ordinance No. 2009-HCCO-38 – Additional Appropriations was read in full one time by Auditor Ann Wells and acted upon as follows:

<u>001</u>	<u>Howard County General Fund</u>	AMOUNT REQUESTED:	APPROVED:
<u>009</u>	<u>Howard County Coroner</u>		
03263.02	Autopsy Lab	\$ 15,000.00	\$ 15,000.00

Mr. Wyman reminded the Council that Coroner Price attended the November meeting and justified the need for the Additional Appropriation requests for both November and December (*please refer to the top of page two of the Regular Meeting minutes dated November 24, 2009*). A motion was made by Mr. Wyman, seconded by Mr. Ellison, and carried, to approve the request of \$15,000.00 to line item 03263.02, Autopsy Lab.

<u>023</u>	<u>Howard County Commissioners</u>		
03120.00	Contract Services	\$ 100,000.00	\$ 100,000.00

Auditor Wells justified this request by reminding the Council that currently the County is involved with both the Delphi Bankruptcy and Chrysler organizational matters, and have contracted with Barnes and Thornburg for legal advice pertaining to these two matters, as well as other legal matters. We have currently spent over \$300,000.00 this year, for Chrysler and Delphi matters, and other taxing entities have been informed of the high costs of the legal services.

A motion was made by Mr. Papacek to approve the request of \$100,000.00 to line item 03120.00, Contract Services. The motion was seconded by Mr. Stout and carried.

TOTAL GENERAL FUND		\$ 115,000.00	\$ 115,000.00
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<u>186</u>	<u>Howard County Prosecutor-Pretrial Diversion Fund</u>		
01523.00	Insurance	\$ 800.00	\$ 800.00

<u>232</u>	<u>Howard County Recorder – ID Protection Fund</u>		
03120.00	Contract Services	\$ 750.00	\$ 750.00

Chief Deputy Auditor Laurie Martin and Auditor Wells commented that both this and the Pre-trial Diversion Fund requests are housekeeping matters to balance these funds' appropriations.

A motion was made by Mr. Ortman, seconded by Mr. Wyman and carried to approve the request of \$800.00 to line item 01523.00, Insurance, in fund 186, and \$750.00 in line item 03120.00, Contract Services in fund 232, as submitted.

TOTAL PRETRIAL DIVERSION FUND	\$	800.00	\$	800.00
TOTAL ID PROTECTION FUND	\$	750.00	\$	750.00

515 **Howard County Sheriff – Misdemeanant Fund**

02374.00	Inmate Articles	\$	2,994.00	\$	2,994.00
04723.00	Vehicles	\$	12,125.00	\$	12,125.00

In the absence of Coroner Jay Price, Sheriff Talbert gave the Council members certain statistics of the Coroner's office. So far this year there have been thirty (30) overdose deaths to investigate and two suicides, just this past week. Mr. Price works well over forty (40) hours per week, many weeks. Mr. Price does the job correctly and Sheriff Talbert appreciates the work that Mr. Price does for the County.

Sheriff Talbert then justified the appropriations to the Misdemeanant Fund. The \$2,994.00 to line item 02374.00 is to fund the new inmate footwear (cros), and the \$12,125.00 to line item 04723.00 is to purchase a used van for the Kinsey Youth Center to transport Juvenile inmates. Sheriff Talbert thanked Kinsey Youth Center for doing the research work.

The appropriation requests in the Misdemeanant Fund were approved as submitted on a motion made by Mr. Papacek and seconded by Mr. Ellison.

TOTAL MISDEMEANANT FUND	\$	15,119.00	\$	15,119.00
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700 **Howard County Clerk-Document Storage Fund**

04721.00	Equipment	\$	40,000.00	\$	Tabled
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Concerning the Additional Appropriations request of \$40,000.00 to line item 04721.00, Equipment in the Document Storage Fund, a motion was made by Mr. Papacek to table the request until such a time as Clerk Mona Myers can give justification to the Council for the request. The motion was seconded by Mr. Wyman and the Additional Appropriations request was tabled.

IN THE MATTER OF RESOLUTION NO. 2009-HCCR-27 – TRANSFERS:

Resolution No. 2009-HCCR-27 – Transfers was read in full one time by Auditor Wells and acted upon as follows:

	Transfer From:	To:	Amount Requested:	Allowed:
<u>001</u>	<u>Howard County General Fund</u>			
<u>005</u>	<u>Howard County Sheriff</u>			
01117.00	Lieutenant	01119.07 Deputy Overtime	\$ 20,000.00	\$ 20,000.00

Toward the end of the year, the Sheriff's Department has a vacation buy back policy. This request to transfer is to help fund the vacation buy back. He reminded the Council that this helps save money in the overtime it would cost to fill in the positions for those who take a vacation day. The buy back is at straight time.

A motion was made by Mr. Papacek, seconded by Mr. Stout and carried to approve the transfer request of \$40,000.00 from 01117.00, Lieutenant to 01119.07, Deputy Overtime.

015 **Howard County Veterans Services**

01117.00	Part Time	01113.00 Admin Assistant	\$	305.00	\$	305.00
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Personnel Director Wanda McKillip spoke on behalf of Service Officer Bob Ladd. When former assistant Pam Cheek retired, recently, money had to be transferred to help cover the cost of paying left-over vacation time for Ms. Cheek.

A motion was made by Mr. Wyman to approve the transfer as submitted. The motion was seconded by Mr. Ortman and carried.

<u>020</u>	<u>Howard County Howard Haven</u>				
01112.00	Assistant Superintendant	01117.00	Part Time	\$ 5,000.00	\$ 5,000.00

Howard Haven Superintendent Jennifer Vary reported that she needs additional funds in her Part Time account to finish out the year, to cover time out of the office. Increasing part time hours is less than paying the fulltime person overtime money.

A motion was made by Mr. Ortman to approve the transfer of \$5,000.00 from line item 01112.00, Assistant Superintendant to line item 01117.00, Part Time. The motion was seconded by Mr. Papacek and carried.

<u>252</u>	<u>Howard County COIT Fund:</u>				
<u>025</u>	<u>Howard County Sheriff – Jail</u>				
01117.01	Lieutenant	01120.00	Part Time Cook	\$ 4,000.00	\$ 4,000.00

Due to some FMLA issues, as well as part time hours that exceed the usual twenty (20) hours, the Part Time Cook account needs additional funds. The transfer request was approved as submitted on a motion made by Mr. Papacek and seconded by Mr. Ellison.

<u>035 037 038</u>	<u>Kinsey Youth Center</u>				
01119.01	Shift Supervisor	01119.02	PT Shift Supervisor	\$ 2,100.00	\$ 2,100.00

Kinsey Youth Center Director Brent Kelley needs additional funds in the Part Time Shift Supervisor line item to finish the year. The transfer of \$2,100.00 from 01119.01 to 01119.02 was approved as submitted on a motion made by Mr. Ortman and seconded by Mr. Ellison.

<u>011</u>	<u>Howard County Reassessment Fund</u>				
01116.00	Board of Review	01113.00	Reassessment Dep	\$ 100.00	\$ 100.00
03212.00	Postage	01113.00	Reassessment Dep	\$ 1,960.00	\$ 1,960.00

County Assessor is requesting the transfers as listed as a means to balance her appropriations. A motion was made by Mr. Wyman, seconded by Mr. Papacek and carried to approve the transfer of \$100.00 from line item 01116.00, Board of Review, to 01113.00, Reassessment Deputy, and \$1,960.00 from 03212.00, Postage to 01113.00, Reassessment Deputy.

IN THE MATTER OF THE 2010 COUNCIL MEETING SCHEDULE:

Auditor Wells distributed copies of the 2010 Council Meeting Schedule to the Council members.

IN THE MATTER OF THE RAINY DAY LOAN REQUEST SITUATION:

Attorney Larry Murrell informed the Council of updated information concerning the Howard County Schools' request for loans from the Rainy Day Fund, for 2009. Kokomo Center and Northwestern were both approved for loans at a 2% interest rate. The City of Kokomo and Howard County determined that funds were not needed for the year 2009. Both entities did inform the State Finance Board that they would likely return in 2010 after Chrysler settlements had been finalized and the Auditor's office has been able to calculate needed funds. The schools may also need to request loans.

IN THE MATTER OF KINSEY YOUTH CENTER SHIFT SUPERVISORS:

Kinsey Youth Center Director Brent Kelley posed a situation to the Council, involving his salaried Shift Supervisors. The other salaried workers receive paid holidays off. But when a Shift Supervisor has to work a holiday, they receive compensatory time to use in the future. They are being paid for working that holiday, plus receiving compensatory time for another day off. In addition, another person has to replace them for the additional day off. Mr. Kelley believes it would save the County money by making the Shift Supervisors full-time hourly workers, reducing the number of paid holidays, but offering them time and a half if they work the holiday, versus compensatory time. At the conclusion of ensuing discussion, a motion was made by Mr. Ortman, seconded by Mr. Stout and carried to approve the request to make Kinsey Youth Center Shift Supervisors hourly workers in lieu of salaried employees.

There being no other business to come before the Council at this time, Merry Christmas wishes were given and the meeting was adjourned at 12:47 p.m. on a motion made by Mr. Papacek and seconded by Mr. Ortman.

HOWARD COUNTY COUNCIL:

RICHARD A. MILLER, PRESIDENT

PAUL G. WYMAN, VICE PRESIDENT

JAMES T. PAPACEK, COUNCILMAN

LESLIE ELLISON, COUNCILMAN

STANLEY ORTMAN, COUNCILMAN

JEFFREY STOUT, COUNCILMAN

JOSEPH PENCEK, COUNCILMAN

ATTEST:

ANN WELLS, AUDITOR

Howard County Council Meeting December 15, 2009