

**HOWARD COUNTY COUNCIL REGULAR MEETING APRIL 27, 2010**

The Howard County Council met Tuesday, April 27, 2010 at 7:00 p.m. in Hearing Room 338 of the Howard County Administration Center. Those present included President Richard Miller, Vice President Paul Wyman, and members James Papacek, Stan Ortman, Leslie Ellison, Joseph Pencek and Jeff Stout. Also in attendance were County Attorney Larry Murrell and Auditor Ann Wells.

The meeting was called to order by Sheriff Marshall Talbert and conducted by President Richard Miller. Councilman Leslie Ellison led the Council in a word of prayer.

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

The minutes of the March 23, 2010 meeting, having been previously submitted and reviewed, were approved on a motion made by Mr. Stout and seconded by Mr. Papacek.

**IN THE MATTER OF COUNCIL COMMENT:**

President Miller opened the floor to the Council for comment as follows:

Vice President Paul Wyman informed the Council that the Greater Kokomo Economic Development Alliance (GKEDA) is celebrating the completion of its first year, and Mr. Wyman submits the first Year End Financial Statement. The audit is not complete and Mr. Wyman will inform the Council of any financial changes at the completion of the audit.

Councilman Ortman introduced Mr. Jonathon Moore, a junior at Northwestern High School. Mr. Moore is working toward his Merit Badge for the Boy Scout Troop in Greentown. Mr. Miller welcomed Jonathan Moore to the meeting.

**ORDINANCE NO. 2010-HCCO-14 – ADDITIONAL APPROPRIATIONS:**

Auditor Ann Wells read Ordinance No. 2010-HCCO-14 – Additional Appropriations through one time and it was acted upon as follows:

<b><u>001</u></b>	<b><u>Howard County General Fund</u></b>	<b><u>AMOUNT</u></b>	
<b><u>023</u></b>	<b><u>Howard County Commissioners</u></b>	<b><u>REQUESTED:</u></b>	<b><u>APPROVED:</u></b>
03120.00	Contract Services	\$ 130,000.00	\$ 130,000.00

Commissioner President David Trine justified the request by informing the Council that this amount is needed to replenish the line item that has been depleted because of the legal fees in reference to the tax settlement matters belonging to Chrysler and Delphi. This line item is used for any contract service and there are other needs that require payment from this account.

At the conclusion of discussion a motion was made by Mr. Papacek to approve the additional request of \$130,000.00 to line item 031200.00, Contract Services. The motion was seconded by Mr. Ellison and carried.

<b><u>281</u></b>	<b><u>Howard County – Kinsey Youth Center Functional Family Therapist Program</u></b>		
01111.00	Functional Family Therapist	\$ 29,885.70	\$ 29,885.70
01112.00	Functional Family Therapist	\$ 29,885.70	\$ 29,885.70
01113.00	Functional Family Therapist	\$ 29,885.70	\$ 29,885.70
01114.00	Functional Family Therapist	\$ 29,885.70	\$ 29,885.70
01521.00	FICA	\$ 9,145.00	\$ 9,145.00
01522.00	PERF	\$ 11,660.00	\$ 11,660.00
01523.00	Insurance	\$ 15,345.00	\$ 15,345.00
03213.00	Travel & Training	\$ 10,000.00	\$ 10,000.00
03216.00	Communications	\$ 1,000.00	\$ 1,000.00

Kinsey Youth Center Director Brent Kelley addressed the Council concerning this appropriation. At the November, 2009 Council meeting the Council approved four Functional Family Therapist positions for the Functional Family Therapist Program (*please refer to page one and two “In The Matter of Kinsey Youth Center Issues” and Ordinance No. 2009-HCCO-35 – Additional Appropriations, of the Regular Meeting dated November 24, 2009*). Mr. Kelley now asks that the Council approve the appropriation request as submitted. He reminded the Council that this is funded through project

income with the State being billed for the services. Mr. Kelley plans for this funding to be solvent, and the program itself is proving to be very successful.

At the conclusion of explanation a motion was made by Mr. Ortman, seconded by Mr. Papacek and carried to approve the appropriations for the Kinsey Youth Center Functional Family Therapist Program as submitted.

<b>515</b>	<b><u>Howard County Sheriff – Misdemeanant Fund</u></b>		
04721.00	Equipment	\$ 4,380.00	\$ 4,380.00

This appropriation request is to fund four replacement AED’s (Automated External Defibrillators) for the Criminal Justice Center. An AED was ordered for the Courthouse, as well as an additional one for Howard Haven, that are being financed through other means. Sheriff Talbert also informed the Council of two jail deaths this weekend. One was located in Kosciusko County and one in DeKalb County. He reminded the Council that inmate medical issues are our biggest liability issue.

The appropriation request for \$4,380.00 in line item 04721.00, Equipment was approved on a motion made by Mr. Wyman and seconded by Mr. Ellison.

**IN THE MATTER OF RESOLUTION NO. 2010-HCCR-07 – TRANSFERS:**

	<b>TRANSFER FROM:</b>	<b>TO:</b>	<b>AMOUNT REQUESTED:</b>	<b>APPROVED:</b>
<b>225</b>	<b><u>Howard County Jail &amp; Juvenile COIT Fund</u></b>			
<b>025</b>	<b><u>Howard Co Sheriff Dept</u></b>			
01117.01	Lieutenant	01125.02 Part Time Nurse	\$ 10,000.00	\$ 10,000.00
01119.01	Corrections Officer	01125.02 Part Time Nurse	\$ 10,000.00	\$ 10,000.00

The Sheriff’s Department employs three full-time nurses and one part time nurse. The part-time nurse no longer works for the County and one of the full-time nurses wants to transfer to the part time position, leaving her available to continue her education to be a Registered Nurse. This will leave the nursing department short staffed. Sheriff Talbert believes that this transfer will put enough funds into the part-time line item to continue part time staffing needs.

A motion was made by Mr. Papacek, seconded by Mr. Ortman and carried to approve the transfers of \$10,000.00 into line item 01125.02, Part Time Nurse, as submitted.

**IN THE MATTER OF PAC COMMITTEE RECOMMENDATION FOR COMMUNITY CORRECTIONS:**

Community Corrections Director Steve Maus submitted a PAC Committee Recommendation that had been previously approved by the Board of Commissioners for recommendation to the Council (*please refer to page three, item two, “In The Matter Of Personnel Department Issues” of the Regular Commissioner Meeting minutes dated April 19, 2010*). Mr. Maus would like to change their Bookkeeper/Receptionist position from part-time to full-time, with a salary of \$28,500.00. This position is entirely funded by User Fees and the change would be implemented on July 1, 2010, the beginning of their fiscal year. Mr. Maus is very pleased with the performance of the current employee filling that position, and making this position full-time would help in their ability to increase collections rate by a significant amount. A motion was made by Mr. Papacek, seconded by Mr. Ellison and carried to approve the PAC Committee Recommendation to change the Bookkeeper/Receptionist position from part-time to full-time with a salary of \$28,500.00.

**IN THE MATTER OF SHERIFF DEPARTMENT ISSUES:**

Sheriff Talbert submitted the following issues for the Council’s information and approval:

1. **Commissary Report:** Sheriff Talbert will submit the March 2010 Commissary Report at the May 25<sup>th</sup> meeting.
2. **Sheriff Sale:** Lieberman Technologies will conduct their first Sheriff’s Sale for Howard County on May 11, 2010. The equipment has been tested and is in good working condition, and the website looks great. They will do a test run on May 10<sup>th</sup>.
3. **Jail Inspection:** The Council is invited to attend the Jail Inspection on Thursday, May 13<sup>th</sup>. The dinner will be served in the garage from 11:00 – 12:30 p.m., with a Peace Officer Memorial service to follow, in the parking

lot. At 1:00 p.m. the inspection will begin. This will be Sheriff Talbert's final inspection; it will be up to the next Sheriff to decide if he wants to continue the Jail Inspection. The Officers put a lot of effort in to preparing for the inspection, and the Council's attendance means a lot to them. Sheriff Talbert believes that these inspections have helped to improve maintenance of the fleet. He is happy to inform the Council they the Department may not have to purchase any new vehicles this year. All the vehicles are in great shape and have less than 100,000 miles.

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

County Attorney Larry Murrell submitted the following issues for the Council's consideration and approval:

1. **Alcoholic Beverage Commission:** Mr. Murrell informed the Council that Mr. Kent Evans, Council appointee to the ABC Board, will be moving out of Howard County and he wishes to resign his position effective May 1, 2010. The Council will need to discuss an appointment to the ABC Board at their May meeting.
2. **Shared Litigation Costs:** At the March 23<sup>rd</sup> meeting discussion was held concerning whether the other taxing units should be asked to reimburse the County for their pro rata share of the attorney's fees incurred in the Delphi and Chrysler bankruptcies (*please refer to page two, "In The Matter Of Delphi and Chrysler Taxing Issues Reimbursement Request" of the Regular Meeting minutes dated March 23, 2010*). This discussion led Mr. Wyman to suggest the units be approached. Treasurer Martha Lake reported that representatives from all the taxing entities met at the City Building on April 7<sup>th</sup> to discuss the need and willingness to share the Chrysler-Delphi tax litigation costs. For some of the entities it was a financial hardship; several had to let employees go. The overall consensus was NOT to share in the litigation costs. Any involvement in the shared costs would involve an Inter-Local agreement to be taken back for approval at their respective Boards. The tax settlement team agreed, by consensus, to recommend to the Council that it *not* seek to share litigation costs with the other taxing entities. There was no objection by the Council to the recommendation. The County will bear all the litigation costs.

There being no further business to come before the Council at this time, the meeting was adjourned at 7:35 p.m. on a motion made by Mr. Pencek and seconded by Mr. Ellison.

**HOWARD COUNTY COUNCIL:**

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RICHARD A. MILLER, PRESIDENT

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PAUL G. WYMAN, VICE PRESIDENT

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JAMES T. PAPACEK, COUNCILMAN

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LESLIE ELLISON, COUNCILMAN

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STANLEY ORTMAN, COUNCILMAN

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JEFFREY STOUT, COUNCILMAN

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JOSEPH PENCEK, COUNCILMAN

ATTEST:

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ANN WELLS, AUDITOR  
Howard County Council Meeting April 27, 2010