

## **HOWARD COUNTY BOARD OF COMMISSIONERS MEETING JUNE 16, 2008**

The Howard County Board of Commissioners met in Regular Session on Monday, June 16, 2008 at 8:30 a.m. in Hearing Room No. 338 of the Howard County Administration Center. Those in attendance included President Bradley J. Bagwell and Vice President David A. Trine. Also present were County Attorney Larry Murrell and Auditor Ann Wells.

The meeting was called to order by Sheriff Talbert and conducted by President Bagwell.

*As a matter of proper procedure and in order to conduct the business of the County,  
President Brad Bagwell vacated the chair  
to second any motion made as a part of today's meeting.*

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

The minutes of the June 2, 2008 Regular meeting, having been previously submitted and reviewed, were approved on a motion made by Mr. Trine and seconded by Mr. Bagwell.

President Bagwell reported that Commissioner Raver is doing better and is home and able to use the services of Home Health Care. He is able to get out of the house for short periods of time, only. Please continue to keep him in your thoughts and prayers.

### **IN THE MATTER OF INFORMATION SYSTEMS DEPARTMENT ISSUES:**

Information Systems Director Terry Tribby submitted the following issues for Board information and approval:

1. **Lightning Strikes Tower:** Mr. Tribby reported that at 7:30 p.m. June 15<sup>th</sup>, he received a call from the City Dispatch reporting that they were not able to get into their computer programs. After assessment it was discovered that the Administration Center and the Courthouse were fine, but the tower on the roof of the Criminal Justice Center had taken a direct lightning strike. The network is protected and a call has been made to the vendor that replaces the equipment for us. The result of the assessment of this tower is that Fire 4 and 5 are down, St. Joe Hospital Communications, Highway Department, paging system, remote dial in, and video arraignment. The insurance company has not yet been contacted and Mr. Murrell volunteered to contact Mr. Phil Thatcher of Miles and Finch. At this time the City Dispatch is functional and the mobile computers are back on-line.
2. **Tax Bills To Be Printed:** Mr. Tribby reported that according to Treasurer Martha Lake, the tax bills will be printed this week, with a due date of July 18<sup>th</sup>.
3. **Computer Replacement Project:** Mr. Tribby would like to begin the Courthouse Computer Replacement project with the purchase of twenty computers to be paid from the Cumulative Capital Fund. They will be purchased through the State QPA, assuring the best price at about \$1,000.00 each. The Board authorized the purchase by consensus.
4. **Comcast Response:** Thanks to e-mails sent by Mr. Tribby, Mr. Murrell and Mr. Bagwell, Mr. Tribby did receive a response from Comcast (*please refer to page two, item one "In The Matter Of Information Systems Department Issues" of the Regular Meeting minutes dated June 2, 2008, and page seven, item two "In the Matter Of Claims And Reports" of the Regular Meeting dated May 5, 2008*). In response to the question of priority type service for E911 repairs, Comcast had said earlier there was no priority service available. Mr. Tribby has since received word that the Regional Vice President directed the local technical support department to afford us direct contact with them.
5. **A T & T Centrex Contract:** We still haven't received the signed contract from A T & T. Mr. Tribby thanked Mr. Bagwell for discovering the ISDN lines that had been cancelled in July, 2006 but remained on the bill. We are expecting a refund from A T & T for those lines. Mr. Tribby expressed appreciation to the Board of Commissioners and Council for all the many hours they work and the difficult decisions they have to make.

6. **Verizon Credit:** There are still billing issues to be resolved and Mr. Tribby had a meeting with Verizon representatives, last week. They will be crediting Howard County over \$5,000.00 to correct billing errors.
7. **Public Defender Computer Purchase:** At the June 2<sup>nd</sup> meeting the Board of Commissioners had voted to suspend payment of the Klings Computer invoice for purchase of three computers for the Public Defenders Department, pending review with Public Defender Steve Raquet. Mr. Tribby and Mr. Bagwell have reviewed the purchase with Mr. Raquet and informed him that any computer purchase should be made through the Information Systems Department, who will help them get the best equipment for the best pricing. Mr. Tribby continued to explain that Howard County has one of the most efficient Court systems in the State. He wants to continue to meet their equipment needs. In speaking with Mr. Raquet, Mr. Bagwell clarified that only Public Defender work should be done on the computers supplied by the County. It was suggested that they might want to have laptop computers so they can be used in the Courthouse and have access to the County's wireless system that is password protected.

Commissioner Trine expressed appreciation to Mr. Tribby and the Information Systems Department for their quick response to the E911 situation.

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

Sheriff Marshall Talbert submitted the following issues for the Commissioners' information and approval:

1. **Appreciation To Highway Department:** Sheriff Talbert expressed appreciation to Ted Cain and the Highway Department for their quick response to the reports of trees downed by last night's storm.
2. **Jail Population:** The current inmate population is three hundred twenty-nine (329) with forty-eight (48) being female. The population is down because twenty-seven inmates were taken to Department of Corrections last week. Sheriff Talbert would like the Board to consider the construction of a pod to house DOC inmates that could generate as much as \$300,000.00 a year. That would contribute a significant amount towards the salary and benefits of the corrections officers needed to man the pod.
3. **Four Defibrillators:** Four AED Defibrillators have been installed and are ready for use at the Criminal Justice Center. All four AED's have pads and CPR barrier devices and have been checked by a qualified technician. These were installed in response to a recent lawsuit, and have been purchased using Misdemeanor funds. Sheriff Talbert will contact the Insurance Company to note the additional equipment on our account.
4. **Summer Interns Introduced:** Sheriff Talbert introduced two summer interns and gave them an opportunity to address the Board of Commissioners. Lieutenant Jerry Asher coordinates schedules for the interns.
  - 1) Cordell Edwards - Mr. Edwards attends Indiana University - Kokomo. He believes he's learned more as an intern than in his three years of schooling. He is learning that the Sheriff's Department covers a wider range of issues than the Police Department. He would like to be a detective or a U.S. Marshall.
  - 2) Jason Chapman - Mr. Chapman attends Purdue University. His experience with this internship has been eye-opening. Jail operations and patrolling were not what he expected. Jason plans to join the military after graduation. He would then like to work for the government; Federal first then local.
5. **Appreciation Expressed:** Sheriff Talbert expressed appreciation to Mr. Tribby and his department for their quick response to the lightning strike at the Criminal Justice Center, last night.
6. **Lieberman Technologies Contract:** The previously approved contract for the automated Tax Warrant software is now ready for signature (*please refer to page two, item three, "In The Matter Of Sheriff Department Issues" of the Regular Meeting dated May 19, 2008*).

7. **A T & T Commissary Check:** Sheriff Talbert informed the Commissioners that they are in receipt of an additional Commissary Check from A T & T. Barb Gunn, from A T & T, intervened, making sure that the Department received the funds that were due to them from the pay phone usage before they were removed.

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

Plan Commission Director Glen Boise submitted the following issues for Board information and approval:

1. **Appreciation Expressed:** Mr. Boise thanked the Sheriff's Inmate Work Crew for the work they accomplished, securing several unsafe properties, including work done at the 2700 Dellwood Drive property.
2. **Mowing Ridge Road Properties:** Commissioner Bagwell asked for clarification concerning whose responsibility it is to mow the properties on Ridge Road that were purchased through Flood Mitigation funds. Mr. Boise indicated that it is the County's responsibility and has been in contact with someone who will mow the first twenty feet closest to the road. At one time the Wildcat Creek Guardians had considered purchasing the land, but have moved on to another project.
3. **Unsafe Building Account:** Mr. Boise informed the Board that there is only \$4,800.00 left in the Unsafe Building account. There are several simple projects Mr. Boise would like the Board to consider but is not sure there would be enough funds to cover the costs. Mr. Boise was reminded that the Tax Lien should be filed on the West Liberty property. Attorney Murrell responded that he will attend to that matter.
4. **Flood Hazard Mitigation Grant:** There has been no word from FEMA concerning the grant application. Mr. Boise contacted the State Homeland Security Mitigation Office and they have not received any word from FEMA. Mr. Boise believes since the end of June will be the end of the second quarter, we may hear something from FEMA at that time.
5. **U.S. 31 Corridor Study:** Mr. Boise has been working with the Governmental Coordinating Council who helped find additional funding for the US 31 Corridor Study. They have posted the Request for Proposal at the INDOT website which is one of their requirements. At least two consultants have inquired, to date.

#### **IN THE MATTER OF MAINTENANCE DEPARTMENT ISSUES:**

Buildings and Grounds Superintendent Art Fross submitted the following issues for the Commissioners' information and approval:

1. **Invitations To Quote:** Mr. Fross has requested Invitations To Quote for (1) a roof project at the Government Center and (2) concrete pad installation on the West side of the Courthouse. Attorney Murrell informed Mr. Fross he would need to include a completion date for each project: a thirty (30) day completion date will be inserted into the Invitation to Quote for both projects. A motion was made by Mr. Trine, seconded by Mr. Bagwell and carried to accept the Invitation To Quote for both the roofing project at the Government Center and the concrete installation on the west side of the Courthouse, with a completion date of thirty days for each project, to be submitted no later than 8:30 a.m. on July 7, 2008 and opened at 9:00 a.m..
2. **Waste Removal Contract:** Mr. Fross would like to consolidate the waste removal agreements for Howard Haven and the Criminal Justice Center into one contract with Waste Management, at a lower rate. A motion was made by Mr. Trine, seconded by Mr. Bagwell and carried to approve the consolidation of the waste removal agreements for Howard Haven and the Criminal Justice Center into one contract whose expiration date will be decided when the contract is received.
3. **Garbage Disposal Replacement:** The ailing garbage disposal at the Criminal Justice Center has been replaced.
4. **Increased Elevator Repair Costs:** Amco Elevator has raised the price of elevator repairs about five percent. Mr. Fross is receiving quotes from other vendors.

5. **Hospitalization:** Mr. Fross informed the Board that Deputy Superintendent Scott Reed is being hospitalized for upcoming back surgery. He may return to work next week.
6. **Administration Center Graffiti:** Commissioner Trine asked Mr. Fross to talk to Kinsey Youth Center about the possibility of a juvenile work crew to remove the graffiti from the south side of the Administration Center.

#### **IN THE MATTER OF PERSONNEL DEPARTMENT ISSUES:**

Personnel Director Wanda McKillip submitted the following issues for Board information and approval:

1. **PAC Committee Recommendations:** Ms. McKillip submitted the PAC Committee recommendations for revisions and additions to the Personnel Policies Handbook as follows:

- a) 3.10 **OVERTIME**

Change in the Overtime Policy for the Sheriff's Department: Public Safety employees eligible for overtime shall be paid at a rate of one and one-half times the hourly wage for all approved hours worked in excess of **forty (40)** in a normal workweek. ***Public safety employees who work additional hours outside of their regular work schedules will be compensated at one and one-half times their hourly wage.***

The "additional hours outside of their regular work schedules" applies specifically to those workers who are on a four-on two-off rotation schedule (32 hours). Commissioner Bagwell asked that different wording would be inserted in lieu of "additional hours **outside** of their regular" because several officers work outside the County. This would be for Corrections Officers only since the Merit Deputies have their own policies.

- b) 4.1.16. **Vacation Buy Back - 24 Hour a Day 7 Day a Week Operations - Criminal Justice Center, Kinsey Youth Center and Howard Haven Residential Center**

Full-time Employees who are employed with the Criminal Justice Center, Kinsey Youth Center and Howard Haven Residential Center that are required to work a rotation schedule are eligible for a County buy-back of up to **ten (10)** vacation days per year. Full-time Employees who work a Monday through Friday schedule are not eligible for vacation buy-back. Approval for the employee to participate in the buy back procedure must be made by the Elected Official or Department Head. ***Employees may request the buy-back twice a year in the months of June and December. Vacation payment will be made at straight-time pay and included in the last pay of the months of June and December.***

The revision is from five days to ten days with buy back requests being made two times yearly; once in June and once in December.

- c) 4.3.1 **New Indiana Breastfeeding Law**

Effective July 1, 2008, Indiana law goes into effect which protects employees who participate in breastfeeding in the workplace. This law applies to businesses with 25 or more employees, as well as the state and political subdivisions of the state. As written the law requires employers to provide a private location, other than a toilet stall, where an employee can pump their breast milk in privacy during any period away from the employee's assigned duties.

Further, and to the extent reasonably possible, the employer must either provide a refrigerator (or other cold storage space) for keeping milk that has been pumped; or allow the employee to provide their own portable cold storage device for keeping milk that has been pumped until the end of the employee's work day. An employer will not be liable for any harm arising from either the pumping of the employee's breast milk or the storage of this milk except in cases of willful misconduct, gross negligence, or bad faith.

Employees who are interested may contact their Elected Official, Department Head or the Personnel Office for assistance.

All three PAC Committee recommended Policy Handbook revisions and additions, incorporated into Ordinance No. 2008-BCC-20, were approved as submitted on a motion made by Mr. Trine and seconded by Mr. Bagwell.

2. **PAC Committee Recommendation for Criminal Justice Center Nurse Administrator:** Sheriff Talbert and Ree Moon, Personnel Director request the current LPN Nurse Andrea Stonestreet be promoted to the Nurse Administrator's position with the current salary of \$49,557. They also request hiring another LPN. All positions are currently in the budget. Ms. Stonestreet has worked as a Jail Nurse for ten years and is currently taking classes toward her RN degree. She will be finished in about eighteen months. She is presently performing the duties as interim Nurse Administrator.

The PAC Committee recommends the LPN Andrea Stonestreet to become the Nurse Administrator with the salary of \$46,000.00 instead of the budgeted amount of \$49,557.00. They also request the hiring of another LPN. The current salary of an LPN is \$41,409.00. When Andrea receives her R.N. Degree her salary would be reviewed.

At this time Ms. McKillip invited Sheriff Talbert to the podium who wanted to speak in support of keeping the Nurse Administrator Salary at \$49,557.00. Sheriff Talbert was very passionate in presenting his perspective and commenced to read the letter of intent written by Nurse Stonestreet. Head Matron Ree Moon, as well as Sheriff Talbert, believes she would do the job "as well as anyone we could possibly hire".

At the conclusion of the Sheriff's comments, Commissioner Trine, who sits on the PAC Committee, gave explanation of the Committee's considerations in this matter.

Commissioner Bagwell's opinion was that Ms. Stonestreet, because of the work environment, because of the experience and relationship she brings to the job, and because she is furthering her education, should receive the full budgeted salary of \$49,557.00.

Attorney Murrell commented that jail nursing should be viewed as a different category than that of the Health Department or Kinsey Youth Center nursing. Because the inmate can bring medical suit against the Jail, the Jail Nurse is often named as a defendant. He believes that all the County's nurses are doing a great job and are underpaid, but "we have liability issues for the County, out there, that must be addressed, we have no choice, like it or not."

Auditor Wells, who is also on the PAC Committee, spoke for she and PAC Committee members Councilman Dick Miller and Councilman Stan Ortman in saying the decision to recommend the \$46,000.00 amount for an LPN nurse in the position of Nurse Administrator was to take the rest of the County's nurses into consideration, and what might need to be cut at budget time.

Mr. Bagwell suggested that if consideration for all of the County's nursing staff is of greatest concern, then maybe the County should consider them Howard County Nurses and put them wherever they are needed. If a Health Department nurse is needed at the Jail for a few days, that's where she would work. Mr. Bagwell thinks that would not work well because they would not want to work at the Jail.

At the conclusion of discussion a motion was made by Mr. Trine, seconded by Mr. Bagwell and carried to approve the PAC Committee's recommendation of promoting L.P.N. Andrea Stonestreet to the Jail Nurse Administrator position, but at the originally budgeted salary of \$49,557.00 in lieu of the recommended \$46,000.00.

3. **Colonial Benefit Plan For Full Time / Part Time Employees:** Colonial Health Advantage is a voluntary limited benefit medical plan for part time employees that the Insurance Committee was investigating. The amount of work to instigate and manage the program for the benefit it would provide is not feasible at this time. The PAC Committee does not recommend any further action.

#### **IN THE MATTER OF ORDINANCE NO. 2008-BCCO-21:**

Recycling District Director Marla Vechey submitted Resolution 2008-02, a resolution of the Howard County Recycling District to control nuisance solid waste accumulation, illegal dumping and littering. This resolution was adopted at the District's May meeting. It must now be taken to the City of Kokomo, Russiaville, Greentown and the unincorporated areas of Howard County. Ms. Vechey now asks the Board of Commissioners to adopt this resolution in Ordinance form. Section fifteen repeals any former resolutions or ordinances in conflict with the present resolution. Mr. Murrell expressed appreciation to Ms. Vechey for her diligence in preparing the resolution. A motion was made by Mr. Trine, seconded by Mr. Bagwell and carried to approve Ordinance No. 2008-BCCO-21.

#### **IN THE MATTER OF GOVERNMENTAL COORDINATING COUNCIL CONTRACTS:**

GCC Director Larry Ives presented the following issues for the Commissioners' information and approval:

1. **Supplement To The Agreement For The Use Of Metropolitan Planning Funds In The Fiscal Year 2009:** This Supplement is the surveillance contract for reimbursement to the County for Traffic Counts done by the Highway Department. The Agreement was approved on a motion made by Mr. Trine and seconded by Mr. Bagwell.
2. **Renewal Of Existing Lease Of Real Estate:** This agreement is made between Howard County and the Kokomo / Howard County Governmental Coordinating Council as a lease agreement for office space in the Howard County Government Center, in the amount of \$15,000.00 annually. A motion was made by Mr. Trine, seconded by Mr. Bagwell and carried to approve the Renewal Of Existing Lease of Real Estate, and authorize the President to sign on behalf of the Board of Commissioners.

#### **IN THE MATTER OF HOWARD COUNTY PROBATION ISSUES:**

Chief Probation Officer Don Travis submitted the following issues for Board information and approval:

1. **Juvenile Probation Community Corrections Grant:** Mr. Travis presented the Department of Correction's Amendment #1, Renewal #1, Juvenile Community Corrections Grant for 2008/2009. As part of the award letter, it was noted that the DOC records indicated that Howard County Juvenile Community Corrections failed to serve the number of offenders that was indicated in the 2007-2009 grant application. The application indicated 260 juvenile offenders would be served and the records showed only 120 juveniles were served as of the third quarter. Mr. Travis submitted a copy of the letter to be sent with the amendment-renewal, addressing the shortfall by explaining the analyzing of programs and discarding those that are ineffective. A motion was made by Mr. Trine, seconded by Mr. Bagwell and carried to approve Amendment #1 and Renewal #1 of the Department of Corrections Juvenile Community Corrections Grant.
2. **Juvenile Probation Vehicle Purchase:** Currently the Juvenile Probation Department has two vehicles; a Dodge Durango (probation) and a Chevrolet Lumina (home detention). Mr. Travis would like to trade both vehicles for a Chevrolet Impala from Eric's Chevrolet, in the amount of \$9,911.00. A motion was made by Mr. Trine, seconded by Mr. Bagwell and carried to approve the trade-in of the Dodge Durango and the Chevrolet Lumina and the purchase of the Chevrolet Impala in the amount of \$9,911.00, pending Council appropriation.
3. **Adult Probation Vehicle Purchase:** Mr. Travis would like to purchase one vehicle for the Adult Probation Department. He asked Eric's Chevrolet to give him a quote for another Chevrolet Impala, without any trade-ins and was quoted the price of \$18,111.00. The cost of the Impala would be paid from the Adult Probation User Fee Fund. The purchase of a 2008 Chevrolet Impala for the Adult Probation Department was approved subject to Council Appropriation, on a motion made by Mr. Trine and seconded by Mr. Bagwell.
4. **Eradicate Downtown Graffiti:** Mr. Travis has spoken with Tom DiNardo concerning community service work for juveniles to remove graffiti from downtown buildings.

### **IN THE MATTER HOWARD HAVEN ISSUES:**

Interim Superintendent Jennifer Vary presented the following issues for Board information and approval:

1. **Resident Application:** Ms. Vary submitted an Application for Residency for Mr. Richard L. Lemons. Mr. Lemons will be a self-pay resident and is on very limited medication. If accepted, Mr. Lemons will fill the last room available, making twenty-one residents. A motion was made by Mr. Trine, seconded by Mr. Bagwell and carried to approve the Resident Application of Mr. Richard L. Lemons, with the standard ninety day probation period.
2. **Donation List:** Ms. Vary submitted the donation list for May 7, 2008 through June 3, 2008. She also submitted a list of gift cards that were donated.
3. **Duke Energy Day:** The Friends of Howard Haven set up a day with workers from Duke Energy as a Global Event. Volunteers spent the day at Howard Haven planting flowers, front and back, and restoring the pond. Ms. Vary commented it was a great day.
4. **Food Finders:** Howard Haven has gone back to purchasing food supplies from Food Finders. They are also receiving free commodities.
5. **Movie Passes:** Twenty movie passes were donated by Mr. and Mrs. Steiner. Ms. Vary would like permission to take the residents to a movie in the month of July. The approval was made by consensus.
6. **Livestock Donation:** Commissioner Trine suggested that Ms. Vary contact the County Fair Board. Every year several animals are donated to the Rescue Mission. It might be possible to receive a livestock donation from the Fair.

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

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

1. **Salary Claims:** Salary, hourly and overtime claims payable June 20 and 27 and July 2, 2008, in the amount of \$337,929.59 each, were approved on a motion made by Mr. Trine and seconded by Mr. Bagwell.
2. **Operating Claims:** Commissioner Operating Claims payable June 16, 2008, in the amount of \$728,056.96, were submitted. At the previous meeting, the Board voted to hold the claims from Kling's Computers until Information Systems Director Terry Tribby had a chance to speak with Public Defender Steve Raquet (*please refer to page four, item two, "In The Matter Of Claims And Reports" of the Regular Meeting minutes dated June 2, 2008*). Earlier in the meeting, Mr. Tribby and Mr. Bagwell reported that they had spoken with Mr. Raquet and approved the computer purchase (*please refer to page one, item three of these minutes*). A motion was made by Mr. Trine, seconded by Mr. Bagwell and carried to approve the Operating Claims as submitted as well as the Kling's Computer Claims.
3. **Treasurer's Report:** The Treasurer's Monthly report for the month ending May 30, 2008 was accepted on a motion made by Mr. Trine and seconded by Mr. Bagwell.
4. **SWCD Meeting:** The Agenda of the Soil and Water Conservancy District's June 17<sup>th</sup> meeting and the minutes from their May 15, 2008 meeting were submitted.
5. **Veterans Service Officer Report:** The Veterans Service Officer monthly report for the month of May, 2008 was submitted and accepted on a motion made by Mr. Trine and seconded by Mr. Bagwell.
6. **Township Appeal:** Commissioner Trine was the Hearing Officer for a Township Appeal on behalf of Mr. Derrick Jeter of Center Township. A motion was made by Mr. Trine to uphold the Trustee's denial. Mr. Jeter may reapply July 1, 2008. The motion was seconded by Mr. Bagwell and carried.

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

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

1. **Keller & Heckman Invoice:** An invoice from Keller & Heckman for rebanding services though April 30, 2008, in the amount of \$232.50 was received. This invoice needs to be approved by the Board of Commissioners then forwarded to Sprint/Nextel for payment. A motion was made by Mr. Trine, seconded by Mr. Bagwell and carried to approve the invoice from Keller & Heckman in the amount of \$232.50, and to forward the invoice to Sprint / Nextel for payment.
2. **Crowe Chizek Agreement:** The City of Kokomo and Howard County would like to enter into a joint agreement with Crowe Chizek for an evaluation of the proposed Annexation Plan's effects on the City and County's finances. Both the City's and County's attorneys, as well as the County's Steering Committee, have approved the language of the agreement the costs of which will not exceed \$15,000.00. The cost will be shared 50/50 with the City of Kokomo. The agreement with Crowe Chizek is approved and the President is authorized to sign on behalf of the Board of Commissioners on a motion made by Mr. Trine and seconded by Mr. Bagwell.
3. **TS Consulting Invoice:** The County Home received an invoice for services from TS Consulting (Todd Shellenberger) for services incurred for preparation of an RCAP Cost Report. Every year ARCH (Family Services) bases their reimbursement payments to Howard Haven on the previous year's cost study. TS Consulting was contacted by former Superintendent Kelly Spidell to do the RCAP Cost Report but no agreement was brought to the Board of Commissioners for their approval. Mr. Murrell commented that though this study is to be done on an annual basis, it has not been done every year. Mr. Murrell communicated with Mr. Shellenberger and verified the report had been finished and sent to the State. Mr. Murrell recommends approval of the invoice with two (2) contingencies. The first is that the State Department has been contacted by Mr. Murrell to make sure they have the proper figures needed to adjust the ARCH payments. The second would be to inform Mr. Shellenberger that the invoice has been approved subject to his continued service for any follow through information needed by the State. Mr. Shellenberger will be advised to not honor any service performed without the Board of Commissioner's approval. A motion was made by Mr. Trine, seconded by Mr. Bagwell and carried to approve the invoice from TS Consulting, subject to the legal contingencies previously stated.
4. **Annual Meeting:** The Jail Building Corporation has had their Annual Meeting with their Board of Directors. This is a State requirement.
5. **Indiana Municipal Lawyers Association Annual Seminar:** Mr. Murrell will be attending the Municipal Law Seminar this Thursday and Friday (June 19, and 20). He will be receiving current updates in Municipal Law, as well as satisfying continuing education requirements.

## **IN THE MATTER OF COMMISSIONER ISSUES:**

1. **Letter From Sprint/Nextel:** Mr. Bagwell submitted a letter from Sprint/Nextel informing Howard County that Sprint/Nextel will be turning on their 800 mg system in sixty (60) days. Tony Johnson with Integrity Communications will need to be contacted to inform him to report any problems with communications, to Sprint/Nextel.
2. **Reappointment To West Central Indiana Region IV Workforce Board:** The appointments to the West Central Indiana Region IV Workforce Board expire June 30, 2008. The Commissioner's appointment to the Board was Beth Washington from Haynes International. Mr. Bagwell will be calling Ms. Washington to see if she would accept a reappointment to the Workforce Board. A motion was made by Mr. Trine, seconded by Mr. Bagwell and carried to reappoint Beth Washington to the West Central Indiana Region IV Workforce Board pending her acceptance.
3. **Common Construction Wage Appointee:** Indiana University / Kokomo is planning to re-roof the Kelly Student Center. They are asking the Board of Commissioners to appoint a tax-payer representative for the legislative body to the Common Construction Wage Hearing for this project. Mr. Murrell will contact Commissioner Raver concerning this request.



4. **Condemnation Order:** Mr. Bagwell received another notice of the Condemnation Order for the Howard County Airport Extension. At the May 5<sup>th</sup> Commissioner meeting, Mr. Murrell asked that the Airport Authority Commission prepare an agreement outlining the exact course of action that will be taken and what roads will be affected (*please refer to page one, item three, "In The Matter Of Highway Department Issues" of the Regular Meeting minutes dated May 5, 2008*). That agreement has not yet been received.
5. **Umbrella Group Meeting:** The Economic Organization Redevelopment Umbrella Group will be having a session led by Dr. Vaughn Grishom designed to "Produce the embryo of community vision". It will be held at Inventrek on June 30, 2008 from 8:30 a.m. until noon. Mr. Bagwell will try to attend that session on behalf of the Board of Commissioners.
6. **Redevelopment Authority Board Nominations:** The terms of the Redevelopment Authority expire July 30, 2008. Reappointments will be made at the July 7<sup>th</sup> meeting. Mr. Bagwell asked that Board members think of names to be considered for nomination and contact them to confirm their willingness to be nominated.
7. **Auditor's Association Position Statement:** Auditor Wells distributed copies of the Auditor's Association Position Statement to the Board members and Mr. Murrell. This statement outlines the Commissioner's Association's position concerning County Government Reorganization, and the Auditor's Association's debating points.
8. **Appreciation Expressed:** Commissioner Trine informed Sheriff Talbert that while he was attending the Mayor's Annexation Meeting, a resident in attendance informed Mr. Trine that she had received a call from the E911 Dispatch Center at 3:00 a.m. informing her that her garage door was open. She was very impressed with the County's dispatch service.
9. **New London Conservancy District / Town of Russiaville Project:** The Board of Commissioners will be presenting their request for \$48,000.00 in the EDIT fund for the New London Conservancy District / Town of Russiaville Project. Mr. Murrell would like to invite Mr. Mark Faulk, President of the Russiaville Town Board, and Attorney Corbin King to attend the meeting in order to answer any questions the Council might have. Mr. Trine will attend on behalf of the Board.
10. **Continental Steel Main Plan Site Redevelopment Plan:** Mr. John Speidel from Butler Fairman & Seufert distributed copies of the Continental Steel Main Plan Site Redevelopment Plan. As a brief highlight, Mr. Speidel informed the Board that the site has been mediated and will be completed early in the year 2009. Butler Fairman Seufert finds that other than residential housing, most any construction project can be done. There are some special considerations that would be required during construction periods. There is a two foot blanket of good soil over the whole area. Anything deeper than the two foot blanket would require prior evaluation. The study included maps of the area, soil content, potential reuse scenarios, and potential funding sources. The study cost, to this point, is \$4,300.00. Mr. Speidel expressed appreciation to the Board of Commissioners for the opportunity to serve Howard County in this manner. In response to questions, he does not see any reason why a YMCA building could not work on this site, but he would recommend that a day care be located in the residential area east of the site, and that a pool could be installed in the northeast quadrant that was not contaminated, or an above ground pool in other areas of the site. Commissioner Bagwell reminded those attending that the site of the former Steel Inn might be a good option for a day care facility. Mr. Bagwell thanked Mr. Speidel for his presentation.

There being no further business to come before the Board of Commissioners at this time, the meeting was adjourned at 10:40 a.m. on a motion made by Mr. Trine and seconded by Mr. Bagwell.

**HOWARD COUNTY BOARD OF COMMISSIONERS:**

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BRADLEY J. BAGWELL, PRESIDENT

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DAVID A. TRINE, VICE PRESIDENT

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PAUL J. RAVEN, MEMBER

ATTEST:

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ANN WELLS, AUDITOR

Howard County Board of Commissioners Meeting June 16, 2008