

HOWARD COUNTY BOARD OF COMMISSIONERS MEETING MARCH 7, 2011

The Howard County Board of Commissioners met in Regular Session on Monday March 7, 2011 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 Assistant County Attorney Alan Wilson and Auditor Ann Wells.

The meeting was called to order by Sheriff Rogers and conducted by President Moore. Commissioner Thompson led in the Pledge of Allegiance and Vice President Wyman led in a word of prayer.

IN THE MATTER OF APPROVAL OF MINUTES:

The minutes of the February 28, 2011 Administrative Meeting were submitted. Commissioners Tyler Moore and Paul Wyman received information from Acting Surveyor Greg Lake, Drainage Board members and Special Counsel regarding aspects of the pending Phase II Kitty Run Project. A motion was made by Mr. Wyman to approve the minutes as submitted. The motion was seconded by Mr. Thompson and carried.

The minutes of the March 1, 2011 Executive Session were submitted and a motion was made by Mr. Wyman to approve the minutes from the Executive Session between Howard County Board of Commissioners and the Howard County Library. The motion was seconded by Mr. Thompson and carried.

The minutes of the March 3, 2011 Administrative Meeting were submitted and approved on a motion made by Mr. Wyman and seconded by Mr. Thompson. This meeting was also between the Howard County Board of Commissioners and individuals regarding the Kitty Run Phase II Reconstruction Project.

The minutes of the Regular Meeting dated February 21, 2011, having been previously submitted and reviewed, were approved on a motion made by Mr. Wyman and seconded by Mr. Thompson.

At this time the Board of Commissioners expressed condolences to County Attorney Larry Murrell and his wife, Sue, in the death of Sue's brother. The Board thanked Assistant County Attorney Alan Wilson for his presence today.

IN THE MATTER OF DEPARTMENTAL REPORTS:

Howard County Sheriff Department:

- a) Sheriff Steve Rogers informed the Board that the two projects addressed at the February 7th meeting will begin this week (*please refer to page two, items one and two, "In The Matter Of New Business", of the Regular Meeting minutes dated February 21, 2011*).

Plan Commission Department:

- a) Plan Commission Director Greg Sheline submitted copies of the 2010 Annual Report.
- b) The Plan Commission office has received approval for the Flood Hazard Mitigation Grant for the ten homes on Ridge Road and they are waiting for a letter confirming the approval of the 10% match money. Each of the ten properties requires two appraisals, and the Homeland Security Office has suggested that Howard County could begin that process now, even though the funds have not been through the signature process. There are five appraisers listed in the phone book and Mr. Sheline would like the Board of Commissioners to recommend a procedure to procure the appraisers. A motion was made by Mr. Wyman to divide the appraisals equally over the five vendors. The motion was amended to spread the appraisal work evenly between the vendors who give a positive response. The amended motion was seconded by Mr. Thompson and carried.
- c) About three weeks ago, a methadone lab in the County was shut down at 2513 Brookshire Drive. Mr. Steve Barnett, the City Building Inspector, reported that there were fifty (50) different operations in that house, and because it has permeated the walls, he believes the structure needs to come down. The house has been secured but complaints from the neighbors are being received. The owner of record is giving the property in to foreclosure. A tax service has been paying the taxes and Mr. Sheline is trying to find who holds the mortgage. At the conclusion of ensuing discussion a motion was made by Mr. Wyman to set a Public Hearing date at 4:30 p.m. on April 4, 2011, to begin the process of Order of Demolition. The motion was seconded by Mr. Thompson and carried.

At this time the meeting was recessed at 4:16 p.m. in order to change a battery backup of the computer system on a motion made by Mr. Wyman and seconded by Mr. Thompson. The meeting reconvened at 4:27 p.m. on a motion made by Mr. Wyman and seconded by Mr. Thompson.

Juvenile Probation:

Chief Probation Officer Don Travis submitted a request for a new copier in the Juvenile Probation Office, to be paid from the Commissioners' equipment fund in Cumulative Capital. Back in December, 2010, Mr. Travis was approached by Beckley Office Equipment, informing him that they had two copiers turned in that had been on lease, and they would make them available to Mr. Travis for purchase. Mr. Travis did not act at that time because he did not need a new copier. Recently Mr. Travis was informed that the copier in the Juvenile Probation Office is no longer repairable and needs to be replaced. Mr. Travis put together a comparison sheet showing the costs of purchase of one copier and three copiers, to see if there was any cost savings with the purchase of three used machines, under one maintenance contract. Mr. Travis also has a fourth copier at the Juvenile Probation Office that he would like to replace with a copier from the Adult Office. Also under consideration is the fact that the two copiers in the Adult Probation Office are not printers and that is another reason he would like to replace them. New copiers would have the capability to print from the office's computers. The ink used for those are included in the maintenance agreement. At the conclusion of his presentation and a time of questioning, a motion was made by Mr. Wyman to take this request under advisement until the March 21st meeting, for further review by the Board of Commissioners. The motion was seconded by Mr. Thompson and carried.

Veterans Service Office:

Veterans Service Officer Robert Ladd informed the Board of Commissioners of the American Veteran's Traveling Tribute that will be coming to Howard County. This traveling monument offers tributes to the veterans of Viet Nam, World War II and Korea, as well as tributes to Police Officers, Firemen, and Fort Hood. The Mayor's Office is coordinating this event and they are requesting support from the County in the areas of security and set-up. The Tribute is being funded privately. The dates for this traveling monument are September 28 – October 2, 2011 and locations under consideration are the North lot of Delphi, or Jackson Morrow Park. It is estimated the tribute will bring in 10,000 – 12,000 people. Mr. Ladd will continue to update the Board of Commissioners on the progress of the project. Commissioner Moore will be meeting with Mr. Rick Riddle from Golden Corral and Mr. Gary Loveless from GWL Consulting, tomorrow, concerning the tribute.

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 11 and 18, 2011, in the amount of \$352,254.24 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 \$431,853.69 were submitted by Ms. Wells. A motion was made by Mr. Thompson to approve the Operating Claims as submitted. The motion was seconded by Mr. Wyman and carried.
3. **Request To Close Office:** Ms. Wells informed the Commissioners that there will be a Northwest District Auditors meeting on Tuesday, March 15, 2011 at the Country Club. She invited the Commissioners to welcome the Auditor's and that registration would begin at 9: 30 a.m. One of the sessions concerns the Chart of Accounts for all County Auditors in the State of Indiana. The State has mandated a change in account numbers to a state-wide numbering system. Currently the County has about 300 funds and about 100 sub-categories that will need to be changed over to a new numbering system by January 1, 2012. Ms. Wells is requesting to close the financial side of her office from 10:00 a.m. to 12:15 p.m. in order to allow all of the financial office to receive the needed training. She will have someone answer the phone and take messages, during that time. It was the consensus of the Board to allow Ms. Wells to close the financial office from 10:00 a.m. until 12:15 p.m.
4. **PAC Request:** Ms. Wells informed the Board that she intends to make a request to PAC to transfer funds from her part-time account into her job-share account in order to hire an additional job share

position to help the financial office. The position would receive no benefits. The PAC meeting is on March 9th.

IN THE MATTER OF COUNTY ATTORNEY ISSUES:

Assistant County Attorney Alan Wilson submitted the following issues for the Board's information and approval:

1. **MOU For Dog Owner Training:** Mr. Wilson submitted a Memorandum of Understanding with Dog Owner Training, LLC for a \$5,000 Small Business Grant from the County's EDIT Funds, previously approved by the Board of Commissioners at their February 21st meeting (*please refer to page five, Commissioner Wyman, "In The Matter Of Commissioner Issues" of the Regular Meeting minutes dated February 21, 2011*). The MOU was approved on a motion made by Mr. Wyman and seconded by Mr. Thompson.
2. **Barnes & Thornburg Invoice:** Mr. Wilson submitted an invoice from Barnes & Thornburg in the amount of \$2,345.15, for legal services rendered for the period ending January 31, 2011 for General Motors concerns. A motion was made by Mr. Wyman, seconded by Mr. Thompson and carried to approve the payment of the invoice from Barnes & Thornburg in the amount of \$2,345.15.
3. **Alan Wilson Invoice:** Mr. Wilson submitted an invoice in the amount of \$440.00 for litigation services in the case of Howard County, Indiana vs. Correctional Management Company, LLC (Cedarbridge Matters). The invoice was approved for payment on a motion made by Mr. Wyman and seconded by Mr. Thompson.
4. **Proposed CIP Resolution:** At the February 21st meeting, the Board of Commissioners directed Mr. Murrell to prepare a resolution amending the Capital Improvement Plan for 2010/2011, to include \$160,000 for the Kitty Run Project (*please refer to page three, "In The Matter Of The Kitty Run Public Hearing" of the Regular Meeting minutes dated February 21, 2011*). Mr. Wilson submitted a proposed copy of the resolution amending the Capital Improvement Plan and the resolution was taken under advisement for further review until the March 21st meeting on a motion made by Mr. Wyman and seconded by Mr. Thompson.

IN THE MATTER OF COMMISSIONER ISSUES:

COMMISSIONER THOMPSON:

Mr. Thompson has received several complaints of potholes and flooding. He will be talking with Superintendent/Engineer Ted Cain and the IS Department about a procedure to handle highway complaints.

The Citizens Committee for Consolidation will meeting at 5:30, today, and a representative from the Department of Local Government Finance will be responding to the report received from Governor Kernan concerning re-organizational matters.

COMMISSIONER WYMAN:

Mr. Wyman reported that Howard County now has signed agreements with Taft, Stettinius and Hollister and Waggoner, Irwin and Scheele and Associates for handbook review (*please refer to page three, "In The Matter Of Employee Handbook Change", of the Regular Meeting minutes dated February 21, 2011*).

Mr. Wyman submitted a Memorandum of Understanding between Howard County and the City of Kokomo for combined efforts to address wastewater problems in Darrough Chapel. The MOU has already been signed by the City of Kokomo and is now submitted for the Commissioners' approval and signature. Mr. Wyman thanked the combined efforts of the Mayor's office and Carey Stranahan, Greg Lake and the MS4 office. A motion was made by Mr. Wyman to approve and sign the Memorandum of Understanding between the City of Kokomo and Howard County. The motion was seconded by Mr. Thompson and carried.

Mr. Wyman reported on the half marathon that will be a part of Relay For Life, in June of this year. A portion of the course includes Old Sycamore Road and the original plan was to keep the road open. The Relay for Life

committee is now looking at the possibility of closing the road for a portion of the day to make the marathon safer for the runners. Mr. Wyman thanked Larry Smith at Emergency Management Agency for working with the Committee to close the road during the event. This can be done without an ordinance or resolution. The half marathon will be a four hour event and an exit strategy will be available, and proper notice will be given to homeowners that live in the affected area.

COMMISSIONER MOORE:

Mr. Moore submitted a request for a School Bus Turn Around from the Northwestern School, to be located at 3435 450 North (verify address). A motion was made by Mr. Wyman to take the School Bus Turn Around request under advisement for review by Highway Superintendent / Engineer Ted Cain, and verification of the address. The motion was seconded by Mr. Thompson and carried.

The Region IV Workforce Board has asked for a local elected Executive official representative from Howard County to serve on the Executive Board. Mayor Goodnight has served in that capacity before and has expressed an interest to remain on the Board. A motion was made by Mr. Wyman to authorize Commissioner Moore to sign an agreement supporting the appointment of Mayor Goodnight as a Chief Elected Official to the Region IV Workforce Executive Board. The motion was seconded by Mr. Thompson and carried.

IDEM Notices received:

A Wastewater permit #413 for Beaver Point Campground in Windfall Indiana.

A Wastewater permit #945 for Five Star Lawn Care & Landscaping in Kokomo, Indiana.

A motion was made by Mr. Wyman to accept the IDEM Notices of Wastewater permits as listed. The motion was seconded by Mr. Thompson and carried.

Also received was a notice from Delphi Electronics & Safety concerning an Air Permit Application for Delphi Kokomo Technical Center located at 2151 E. Lincoln Road, Kokomo. This is for the installation of two (2) natural gas fired hot water boilers to be used for facility heating.

A motion was made by Mr. Wyman, seconded by Mr. Thompson and carried to accept the notice of permit application.

EMA Calendars for the months of February and March, 2011, and the list of Activities for March, were submitted and accepted on a motion made by Mr. Wyman and seconded by Mr. Thompson.

Notice of Public Hearing by the Howard County Plan Commission concerning the petition of Beverly Wilson to rezone her existing property, on March 15, was submitted and accepted on a motion made by Mr. Wyman and seconded by Mr. Thompson.

Mr. Moore attended and participated in the opening ceremonies of the Treasurer's Association Regional Conference. He thanked Treasurer Martha Lake and commented that it was a positive event for Howard County. The Kokomo Country Club does a good job.

IN THE MATTER OF CLOSING PUBLIC COMMENTS:

Treasurer Martha Lake will be going to Indianapolis, tomorrow, as one of the co-chairs of the Treasurer's Legislative Committee. They will be meeting to construct a letter to legislators, concerning the \$610 million dollars of income tax money issued to the counties by mistake, that the State wants to take back over a period of time. This committee wants to work to protect County finances.

Mr. Moore thanked reporters Pat Munsey and Ken de la Bastide for their articles reporting the Current Condition of the County Address, given by Mr. Moore at the February 22nd Howard County Council meeting.

There being no further business to come before the Board of Commissioners at this time, the meeting was adjourned at 5:15 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 Commissioners meeting March 7, 2011