

## **HOWARD COUNTY BOARD OF COMMISSIONERS MEETING FEBRUARY 4, 2013**

The Howard County Board of Commissioners met in Regular Session on Monday, February 4, 2013, 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 Brad Bray. Also present were Attorney Larry Murrell and Auditor Martha Lake.

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

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

The minutes of the Regular meeting dated January 22, 2013, having been previously submitted and reviewed, were approved on a motion made by Mr. Wyman and seconded by Mr. Bray.

### **IN THE MATTER OF DEPARTMENTAL REPORTS:**

#### **PLAN COMMISSION:**

Plan Commission Director, Greg Sheline, submitted Flood Mitigation Excavation bids. They were opened by the Board of Commissioners as follows:

1) Vincent Concrete	\$99,965.00
2) Alliance Excavating	\$85,640.00
3) North American Construction	\$92,400.00
4) Yard Berry Landscape Excavating Co.	\$98,000.00

A motion was made by Mr. Wyman to receive the bids and take them under advisement for further review. The motion was seconded by Mr. Bray and carried.

#### **SHERIFF DEPARTMENT:**

1) At the January 22<sup>nd</sup> meeting Sheriff Rogers had submitted copies of a listing of items that had been confiscated at the Courthouse Security check point (*please refer to page two, item four, "In The Matter of Departmental Reports, Sheriff Department", of the Regular meeting minutes dated January 22, 2013*). Sheriff Rogers submitted Ordinance No. 2013-BCCO-02, for the Commissioners' consideration, amending section 8 of the former ordinance, including restricted items and disruptive behavior. A motion was made by Mr. Wyman to approve Ordinance No. 2013-BCCO-02, amending section 8 of Ordinance No. 2009-BCCO-14. The motion was seconded by Mr. Bray and carried.

2) Sheriff Rogers submitted Ordinance No. 2013-BCCO-03, an ordinance establishing Sex or Violent Offender Registration and Change of Address fees; and a Sex or Violent Offender Administration Fund. The people who are using these services will actually pay for the services. A motion was made by Mr. Wyman, seconded by Mr. Bray and carried to approve Ordinance No. 2013-BCCO-03, an ordinance establishing Sex or Violent Offender fees and fund.

3) Sheriff Rogers gave a brief update of the CJC Renovation and Technology Upgrade Project, citing that the bunks have not yet been delivered, just being fabricated in February. The switch over to the technology upgrade has been completed and all is going well.

4) Consolidated Dispatch Coordinator, Nick Capozzoli, distributed copies of the 2012 Operating Cost listing and a Calls for Service listing, to the Board of Commissioners. He reviewed the listings with the Board of Commissioners, calling attention to the comparison between 2011 and 2012, and that in 2011, costs were reported as \$1,297,977.33 and in 2012 they came in at \$1,345,641.68; both are below the \$1.4 million budget set out by the CCC in 2010. At the conclusion of the presentation, both Commissioner Wyman and Commissioner Moore expressed appreciation to Mr. Capozzoli and the Dispatch staff for the work they do for Howard County.

#### **PERSONNEL DEPARTMENT:**

1) On behalf of Personnel Director, Wanda McKillip, Auditor Lake submitted a re-appointment request of Mr. Max Custer to the Board of Zoning Appeals. A motion was made by Mr. Wyman to re-appoint Mr. Max Custer to

the Board of Zoning Appeals, whose appointment will expire December 31, 2016. The motion was seconded by Mr. Bray and carried.

2) A motion was made by Mr. Wyman to appoint Mr. Santo Salinas to the Howard County Plan Commission. The motion was seconded by Mr. Bray and carried. Mr. Salinas' appointment will expire December 31, 2016.

3) Two appointments need to be made to the Howard County Community Corrections Advisory Board. Auditor Lake submitted the names of Mr. Brad Bagwell and Ms. Jane Ribble, to be re-appointed. A motion was made by Mr. Wyman to re-appoint Mr. Brad Bagwell and Ms. Jane Ribble to the Howard County Community Corrections Advisory Board. The motion was seconded by Mr. Bray and carried.

Official Appointment certificates will be forthcoming.

President Moore took this opportunity to welcome Miss Madeline Dockemeyer to the world. She is the newly born daughter of Benefits Representative Brittany Dockemeyer and her husband.

#### **HOWARD COUNTY EMERGENCY MANAGEMENT AGENCY:**

EMA Director, Larry Smith, submitted and reviewed the 2012 Year End Report with the Commissioners. The agency is made up of forty to fifty volunteers and three paid employees, and is a coordinating and support agency to all Public Safety agencies in Howard County. A total of 25,597.50 hours were volunteered to our community in 2012. Mr. Smith also submitted the January Calendar and the February Calendar and Activity Listing. A motion was made by Mr. Wyman, seconded by Mr. Bray and carried to accept the January Calendar and the February Calendar and Activity listing, and the 2012 Year End Report.

#### **IN THE MATTER OF THE US 31 PROJECT STEERING COMMITTEE UPDATE:**

US 31 Project Steering Committee Member, Brad Bagwell, updated the Board of Commissioners on the progress of the new US 31 Bypass project. He began the update by reminding the Commissioners that they had previously been invited to the US Coalition Luncheon with State Legislators. Governor Mike Pence spoke at the luncheon and INDOT Commissioner, Mike Kline, was also there. Mr. Bagwell stated that the US 31 Project has been working in three of the five phases: Hamilton County, Howard County and Marshall / St Joe Counties. Mr. Bagwell continued his update, speaking about progress of all the phases, projected opening dates, resident entrance information, benefits of the New US 31, and funding. Once the project is completed the new US 31 will be labeled US 931. At the completion of the presentation, Mr. Wyman offered continued support of the project, until its completion. Mr. Bagwell thanked the Board of Commissioners and Howard County for their support of the Steering Committee and the project, commenting that they are one of the largest supporters of the project.

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

Auditor Martha Lake submitted the following claims and reports for the Commissioners' information and approval:

1. **Operating Claims:** Ms. Lake submitted the Operating Claims, payable today, in the amount of \$1,013,219.70. The Operating Claims were approved as submitted on a motion made by Mr. Wyman and seconded by Mr. Bray.
2. **Salary Claims:** The Commissioners' Salary, Hourly and Overtime claims, payable February 8, and February 15, 2013, in the amount of \$351,341.90 each, were approved as submitted on a motion made by Mr. Wyman and seconded by Mr. Bray.
3. **EMA Title Transfers:** At the January 22<sup>nd</sup> meeting, Ms. Lake had submitted a claim for EMA Title Transfers, in the amount of \$15 for each vehicle (*please refer to page three, "In The Matter Of Departmental Reports, Emergency Management Agency", of the Regular Meeting minutes dated January 22, 2013*). Ms. Lake now informs the Board that the cost to transfer a vehicle title (after 30 days) has increased to \$36 each, making a difference of \$21 per title. Thirty-four of the titles have been received and the Auditor's Office is waiting on the 35<sup>th</sup> title. The Office also has the titles for two boats. A motion was made by Mr. Wyman to approve the additional \$21.00 per title for the EMA vehicles. The motion was seconded by Mr. Bray and carried.

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

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

1. **Redevelopment Commission Re-appointments:** Mr. Murrell submitted three Commissioner re-appointment requests for the Howard County Redevelopment Commission, for a one year term. The request is for the reappointment of Mr. Philip E. Wise, Mr. Dale E. Etherington, and Mr. Larry Hinesley. Mr. Wise, Mr. Etherington, and Mr. Hinesley were re-appointed to the Howard County Redevelopment Commission on a motion made by Mr. Wyman and seconded by Mr. Bray.  
  
Mr. Murrell will submit the Council's appointments to the Howard County Redevelopment Commission at the February Council meeting.
2. **Ratify Clerk's Signature:** Mr. Murrell informed the Board that Clerk Kim Wilson signed a Cooperative Agreement with the Indiana Department of Child Services, Child Support Bureau (CSB), in order to provide for mutual assistance and procedures in the area of child support enforcement and collection. This agreement will also ensure compliance with support agreements and court orders for child support in Title IV-D cases. This agreement needed to be signed and returned before today's meeting; Mr. Murrell is requesting the Board confirm and ratify Ms. Wilson's signature. Ms. Wilson's signature was confirmed on a motion made by Mr. Wyman and seconded by Mr. Bray.
3. **Out-Of-Town:** Mr. Murrell informed the Commissioners that he will not be attending the February 18<sup>th</sup> meeting. Assistant County Attorney Alan D. Wilson will be attending, and will submit an amended Capital Improvement Plan.

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

### **COMMISSIONER BRAY:**

At the January 7<sup>th</sup> meeting the Board of Commissioners appointed Commissioner Bray to serve as Chairman of the EMA Advisory Council (*please refer to page four, item five, "In The Matter of County Attorney Issues", of the Regular Meeting minutes dated January 7, 2013*). Mr. Bray now submits the following appointments to the EMA Advisory Council:

Howard County Council	Richard Miller
Greentown and Russiaville	Roger Waddell
City of Kokomo (unofficial)	Randy Bartlett

The Advisory Council plans on making three (3) more appointments, and the next meeting will be held February 14, 2013 (the second Thursday of the month). Mr. Bray read a letter received from Reserve Officer Marshall Talbert, asking the Advisory Council to examine County Road 100 East, north of 4118 East 100 North. The road is extremely close to the reservoir, and he asks that they consider the possibility of installing a guardrail at that location. This request has been forwarded to Highway Engineer/Superintendent Ted Cain for his recommendation. Sheriff Rogers remarked that, in the past, his department has recovered several cars from the reservoir at that location.

### **COMMISSIONER MOORE:**

1) Mr. Moore submitted an IDEM Notice, informing the Commissioners that IDEM has received an Air Permit Application from GM Components Holdings, LLC. The Notice was received on a motion made by Mr. Wyman and seconded by Mr. Bray.

2) The Board of Commissioners received a notice from DLZ Indiana Inc. that the City of Kokomo intends to proceed with project construction along the abandoned Nickel Plate rail corridor, between Apperson Way and Gano Street. DLZ is the consultant that is contracted by the City of Kokomo. DLZ is asking the Board of Commissioners to participate in a "Red Flag Investigation", concerning any possible environmental effects associated with the project. This letter will be available in the Auditor's Office for review by "interested parties". A motion was made by Mr. Bray to receive the Notice from DLZ Indiana Inc. pertaining to the Nickel Plate Project. The motion was seconded by Mr. Wyman and carried.

3) Mr. Moore submitted a Memorandum of Agreement related to Environmental Protection Agency Cooperative Agreement No. BF-001157-0. This MOA documents the roles and responsibilities of the coalition comprised of the Cities of Kokomo, Russiaville, Greentown, and Howard County. The "Coalition" was formed to conduct regional planning as well as apply for a US EPA Brownfield's Hazardous Substances and Petroleum Assessment Grant. The Coalition was awarded a \$600,000 Assessment Grant, available for two years (September 30, 2014), to be distributed as follows:

City of Kokomo	\$450,000
Howard County	\$ 50,000
Town of Greentown	\$ 50,000
Town of Russiaville	\$ 50,000

A motion was made by Mr. Wyman to approve the Memorandum of Agreement as a member of the Environmental Protection Agency Coalition, and the grant money received in the amount of \$50,000, and authorize the President to sign on behalf of the Board of Commissioners. The motion was seconded by Mr. Bray and carried.

4) Mr. Moore submitted a Uniform Conflict of Interest Disclosure Statement that has been filed in the County Clerk's Office, and a copy will remain in the Auditor's Office. This Disclosure Statement references his business as Moore Title & Escrow, Inc., a company that often works with Howard County in the area of title searches and closing / escrow services. A motion was made by Mr. Wyman, seconded by Mr. Bray and carried to receive the Conflict of Interest Statement. Mr. Moore abstained from the vote.

5) Mr. Moore submitted a CD received from the Indiana Department of Environmental Management. IDEM will now send CD's with permit decisions in lieu of paper notifications. This CD contained permit information concerning Haynes International Inc. The CD with Haynes International permit information was received on a motion made by Mr. Wyman and seconded by Mr. Bray.

6) Mr. Moore expressed appreciation to the Kokomo Tribune for their article recognizing the retirement of Probation Officer Linda Stroup, after thirty-three (33) years of service to Howard County.

#### **IN THE MATTER OF PUBLIC COMMENT:**

The meeting was opened to public comment as follows:

**Jerry Paul**, President of the Howard County Veterans Memorial at Darrough Chapel, 1326 South Webster, Kokomo, Indiana: Mr. Paul began by introducing himself to newly elected Commissioner Brad Bray. Mr. Paul continued in his presentation, by requesting monetary assistance for a new Veterans Memorial (for families of veterans), as well as informative road signs on the new US 31 and the old Highway 31. Mr. Paul reviewed the progress of the memorial as well as the fundraising events used to finance the project. The Project is in its second phase, with the first phase being completely paid for. The cost of the statues for the second phase is \$220,000, and the Veteran Memorial sculptor is from Aberdeen, South Dakota. Mr. Paul is asking for \$50,000 of assistance from the City of Kokomo and \$50,000 from Howard County. Mr. Paul took the opportunity to publicly thank Ms. Mikki Jeffers, Howard County Recycling District, for her assistance in the tab can collection project for Riley Hospital.

**Mikki Jeffers, Director of Howard County Recycling District:** Taylor Primary School will be the recipient of a National Award, and Ms. Jeffers invited the Board of Commissioners to attend the presentation at 9:30 a.m., February 13, 2013, at Taylor Primary School.

*There being no further business to come before the Board of Commissioners at this time,  
the meeting was adjourned at 5:04 p.m. on a motion  
made by Mr. Wyman and seconded by Mr. Bray.*

**HOWARD COUNTY BOARD OF COMMISSIONERS:**

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TYLER O. MOORE

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PAUL G. WYMAN, VICE PRESIDENT

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ROBERT B. BRAY, MEMBER

ATTEST:

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MARTHA J. LAKE, AUDITOR

Howard County Commissioner Meeting February 4, 2013