

HOWARD COUNTY COUNCIL REGULAR MEETING JANUARY 23, 2007

The Howard County Council met Tuesday, January 23, 2007, at 7:00 p.m. in Room 338 of the Howard County Administration Center. Those present included Council President Richard H. Miller, Vice President James A. Papacek, and Members Stanley Ortman, Jeff Stout, Joseph A. Pencek and Paul G. Wyman. Also in attendance were Attorney Larry Murrell and Auditor Ann Wells. Absent from the meeting was Leslie Ellison.

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

IN THE MATTER OF APPROVAL OF MINUTES:

The minutes of the December 12, 2006 meeting, having been previously submitted and reviewed, were approved on a motion made by Mr. Stout and seconded by Mr. Pencek.

IN THE MATTER OF REORGANIZATION FOR 2007:

Councilman Stout nominated Mr. Richard Miller for the office of Council President. The nomination was seconded by Mr. Wyman. Mr. Wyman then made a motion that the nominations for President be closed. That motion was seconded by Mr. Papacek. There being two motions on the floor, Mr. Miller called for any other nominations. There being no further nominations, nominations were closed on a motion made by Mr. Wyman and seconded by Mr. Papacek. Mr. Miller was duly elected as President.

A motion was made by Mr. Ortman to nominate Mr. James Papacek for the office of Vice President. The motion was seconded by Mr. Pencek. The nominations were closed on a motion made by Mr. Wyman and seconded by Mr. Stout. Mr. Papacek was duly elected as Vice President. Vice President Papacek wished President Miller good health through the year!

IN THE MATTER OF OPENING COMMENTS BY THE NEWLY ELECTED PRESIDENT:

President Miller welcomed newly elected Councilman Paul Wyman to the Council and extended best wishes to him. President Miller also welcomed newly elected Commissioner David Trine to his first Council meeting after taking office, and extended best wishes.

President Miller recognized Vice President James Papacek, celebrating twenty-five years as a Council member, beginning January 1, 2007. Mr. Papacek was given a certificate commemorating the anniversary. President Miller opened for floor for Council comment.

Councilman Paul Wyman expressed to the Council that he considered it an honor and privilege to serve the community as a Councilman. He expressed appreciation to former Councilman Dwight Singer for his years of service and mentoring. He also thanked his wife, Shelly, for her encouragement and support, and her attendance at his first meeting.

Auditor Ann Wells took this opportunity to remind the Council of the facts of the CEDIT Fund (500), the un-appropriated balance and the cash on hand. The Assessor's and Auditor's offices are in the process of getting the assessed valuations to the State for approval and anticipating the receipt of this year's tax rate. Mr. Miller reminded the Council Members of the Bridge and Perpetuation funds that are in some instances depended upon to supplement County funds. As a County, we must learn to operate without contributions from those funds.

IN THE MATTER OF ORDINANCE NO. 2007-HCCO-6 - 2007 APPROPRIATED BUDGET:

The State has suggested that the official operating budget for 2007 be submitted in the form of an Ordinance. Ordinance No. 2007-HCCO-6 was approved as submitted on a motion made by Mr. Papacek and seconded by Mr. Ortman.

IN THE MATTER OF SALARY ORDINANCE NO. 2007-HCCO-5 - SALARY ORDINANCE FOR 2007:

Auditor Wells submitted the 2007 Salary Ordinance No. 2007-HCCO-5 which was approved on a motion made by Mr. Ortman and seconded by Mr. Stout.

IN THE MATTER OF THE COUNTY ATTORNEY/COORDINATOR EMPLOYMENT AGREEMENT:

President Miller brings the Employment Agreement between Howard County Board of Commissioners and Lawrence Murrell, for services as the full-time Howard County Attorney/Coordinator for the Board of Commissioners, Howard County Drainage Board and Howard County Council. This agreement has been approved by the Howard County Board of Commissioners at their January 2nd meeting (*please refer to page one, item two, "In The Matter Of Commissioner Appointments and Assignments", of the Regular Commissioner Meeting minutes dated January 2, 2007*), and the Howard County Drainage Board at the January 2nd meeting. Mr. Murrell previously submitted this agreement for review and the Employment Agreement was approved as presented on a motion made by Mr. Stout and seconded by Mr. Wyman. Mr. Murrell expressed appreciation to the Council for their confidence in him and the opportunity to work for Howard County for two more years. President Miller assured Mr. Murrell that his work for the County was invaluable. He believes the County is "very fortunate to have you".

IN THE MATTER OF ORDINANCE NO. 2007-HCCO-3 - ADDITIONAL APPROPRIATIONS:

Ordinance No. 2007-HCCO-3 - Additional Appropriations was read in full by Auditor Ann Wells and acted upon as follows:

APPROPRIATIONS REQUESTED:

| | | REQUESTED: | APPROVED: |
|------------|---|-------------------|------------------|
| <u>001</u> | <u>Howard County General Fund</u> | | |
| <u>018</u> | <u>Howard County Maintenance Department</u> | | |
| 01117.00 | Maintenance Technician I | \$ 2,350.00 | -Withdrawn- |

Buildings and Grounds Supervisor Art Fross submitted a letter from employee William Stonestreet, concerning education he has obtained, on his own initiative, to become HVAC certified. Mr. Fross continued to inform the Council of the cost of the training and how it will eventually save the County in needed repair costs. Officer Terry Sokol and Sheriff Talbert also spoke to the benefit to the County Mr. Stonestreet's training will be. The PAC Committee's recommendation was to submit the request at budget time, where the job title, salary, and job description may be reviewed, but to request that the employee track the time spent on the job performing the duties related to his certification. That information should be given to the Council at budget time. The Board of Commissioners recommended to not uphold the PAC Committee recommendation and to recommend the Maintenance request to the Council for their consideration (*please refer to page two, item two, "In The Matter Of Personnel Department Issues" of the Regular Commissioner Meeting minutes dated January 16, 2007*). Several Council members spoke to this issue. Mr. Ortman commented that as a member of the PAC Committee, they did not have all the information that was presented here. He would change his mind in support of the request. Vice President Papacek commented that if this training would save money that would normally be used from the Maintenance repair line, he would recommend treating this request as a transfer of funds from the repair line to the payroll line and present it later in this meeting. Several members commended Mr. Stonestreet for his initiative and desire to be better trained.

A motion was made by Mr. Papacek, seconded by Mr. Stout and carried to withdraw the request of \$2,350.00 as an additional appropriation and address it as a transfer from 001-018-03253.01 to 001-018-01117-00 in the Maintenance Department.

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|------------|--------------------------------------|--------------|--------------|
| <u>012</u> | <u>Howard County Prosecutor</u> | | |
| 01113.05 | Deputy Prosecutor - Circuit Court | \$ 39,195.00 | \$ 39,195.00 |
| 01113.07 | Deputy Prosecutor - Superior Court I | \$ 39,195.00 | \$ 39,195.00 |

President Miller took this opportunity to submit a letter from the County Council to the Indiana Supreme Court, accepting Mr. James R. Fleming as a full-time Prosecuting Attorney beginning January 1, 2007. His salary is paid by the State and his benefits will be paid by the State, beginning March 1, 2007.

Prosecutor Fleming addressed the appropriations request for Deputy Prosecutors in Circuit Court and Superior Court I. This request was first addressed in November, 2006. Three Deputy Prosecutors were paid from Drug Grants and those grants are now exhausted. Mr. Fleming is asking the County to pick up the salaries of two of the Deputy Prosecutors.

A motion was made by Mr. Papacek, seconded by Mr. Ortman and carried to approve the request of \$39,195.00 in line item 01113.05, Deputy Prosecutor Circuit Court, and \$39,195.00 in line item 01113.07 Deputy Prosecutor Superior Court I.

Total Howard County General Fund **\$ 80,740.00** **\$ 78,390.00**

011 **Reassessment Fund**

| | | | |
|----------|-----------|--------------|--------------|
| 01521.00 | FICA | \$ 22,500.00 | \$ 22,500.00 |
| 01522.00 | PERF | \$ 27,200.00 | \$ 27,200.00 |
| 01523.00 | Insurance | \$ 80,000.00 | \$ 80,000.00 |

010 **County Assessor**

| | | | |
|----------|------------------------|--------------|--------------|
| 01111.00 | Assessor | \$ 42,697.00 | \$ 42,697.00 |
| 01112.00 | Chief Deputy | \$ 32,166.00 | \$ 32,166.00 |
| 01113.00 | First Deputy | \$ 29,596.00 | \$ 29,596.00 |
| 01113.01 | First Deputy (Level 2) | \$ 30,111.00 | \$ 30,111.00 |

011 **Center Township Assessor**

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|----------|-------------------|--------------|--------------|
| 01111.00 | Township Assessor | \$ 41,794.00 | \$ 41,794.00 |
| 01112.00 | Chief Deputy | \$ 32,681.00 | \$ 32,681.00 |
| 01113.00 | First Deputy | \$ 29,596.00 | \$ 29,596.00 |
| 01117.00 | Part Time | \$ 2,500.00 | \$ 2,500.00 |

024 **Taylor Township Assessor**

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|----------|-------------------|--------------|--------------|
| 01111.00 | Township Assessor | \$ 10,736.00 | \$ 10,736.00 |
| 01113.00 | Deputy Assessor | \$ 7,569.00 | \$ 7,569.00 |

026 **Township Assessors**

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|----------|-----------------------------|-------------|-------------|
| 01111.02 | Clay Assessor | \$ 1,172.00 | \$ 1,172.00 |
| 01111.03 | Ervin Assessor | \$ 1,212.00 | \$ 1,212.00 |
| 01111.06 | Honey Creek Assessor | \$ 1,132.00 | \$ 1,132.00 |
| 01111.07 | Howard Assessor | \$ 1,264.00 | \$ 1,264.00 |
| 01111.08 | Jackson Assessor | \$ 1,134.00 | \$ 1,134.00 |
| 01111.09 | Liberty Assessor | \$ 1,407.00 | \$ 1,407.00 |
| 01111.10 | Monroe Assessor | \$ 1,060.00 | \$ 1,060.00 |
| 01111.13 | Union Assessor | \$ 995.00 | \$ 995.00 |
| 01113.02 | Clay Deputy Assessor | \$ 1,285.00 | \$ 1,285.00 |
| 01113.03 | Ervin Deputy Assessor | \$ 996.00 | \$ 996.00 |
| 01113.06 | Honey Creek Deputy Assessor | \$ 957.00 | \$ 957.00 |
| 01113.07 | Howard Deputy Assessor | \$ 860.00 | \$ 860.00 |
| 01113.08 | Jackson Deputy Assessor | \$ 602.00 | \$ 602.00 |
| 01113.09 | Liberty Deputy Assessor | \$ 1,533.00 | \$ 1,533.00 |
| 01113.10 | Monroe Deputy Assessor | \$ 664.00 | \$ 664.00 |
| 01113.13 | Union Deputy Assessor | \$ 604.00 | \$ 604.00 |

043 **Harrison Township Assessor**

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|----------|-------------------|--------------|--------------|
| 01111.00 | Township Assessor | \$ 10,451.00 | \$ 10,451.00 |
| 01112.00 | Deputy Assessor | \$ 6,799.00 | \$ 6,799.00 |

County Assessor Jamie Shepherd has allowed assessor salaries to be paid from the Reassessment Fund, in lieu of County General, for the year 2007. In 2008 the Reassessment Fund will be needed for trending expenses. Year 2009 will see expenses for the State mandated Reassessment.

A motion was made by Mr. Ortman to appropriate the funds as listed above. The motion was seconded by Mr. Papacek and carried.

Ms. Shepherd also informed the Council that the Property Tax Assessment Board of Appeals is a five member Board, consisting of the County Assessor, two Board of Commissioner appointees and two Council appointees. Ms. Shepherd is recommending Democrat Marilyn Beroshok and Republican Ralph Reddersdorf. On a motion made by Mr. Stout and

seconded by Mr. Pencek, Democrat Marilyn Beroshok and Republican Ralph Reddersdorf were appointed to the Property Tax Assessment board of Appeals.

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| Total Reassessment Fund | \$ 423,273.00 | \$ 423,273.00 |
|--------------------------------|----------------------|----------------------|

104 Howard County Juvenile Probation Fund

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|----------|--------------------------|-------------|-------------|
| 03410.00 | Grant Match Fund - JAIBG | \$ 2,222.00 | \$ 2,222.00 |
|----------|--------------------------|-------------|-------------|

Juvenile Chief Probation Officer Don Travis presented the request for the County match money for the JAIBG Grant that was submitted in November, 2006.

The request of \$2,222.00 match money in line item 03410.00, Grant Match Fund - JAIBG was approved on a motion made by Mr. Papacek and seconded by Mr. Wyman.

115 Howard County Sheriff - Inmate Worker Fund

| | | | |
|----------|-------------------------------|-------------|-------------|
| 02253.00 | Repair & Maintenance Supplies | \$ 3,000.00 | \$ 3,000.00 |
| 03252.00 | Repair & Maintenance | \$ 1,000.00 | \$ 1,000.00 |
| 04721.00 | Equipment | \$ 1,000.00 | \$ 1,000.00 |

Sheriff Talbert submitted copies of a report prepared by Officer Don Leffert concerning a list of services that were provided by the Inmate Work Program and fees obtained in the year 2006. Also presented was a list of hours rendered without fees obtained. A total of \$10,978.00 was received and 596 hours without fees are reported. Had the 596 hours been billed at \$35.00 per hour, they would have collected \$20,860.00. He then explained the funds needed for the program.

After commending the fine work by the inmates and professionalism of the officers in charge, a motion was made by Mr. Wyman, seconded by Mr. Stout and carried to approve the requests as listed above.

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| Total Inmate Worker Fund | \$ 5,000.00 | \$ 5,000.00 |
|---------------------------------|--------------------|--------------------|

132 Howard County Surveyor - Perpetuation Fund

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|----------|-------------------|--------------|--------------|
| 03120.00 | Contract Services | \$ 25,000.00 | \$ 25,000.00 |
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Surveyor Beryl Grimme requests funds be appropriated into contract services for the section corner markers.

A motion was made by Mr. Papacek, seconded by Mr. Stout and carried to approve the request of \$25,000.00 to 03120.00, Contract Services.

150 Howard County Cumulative Capital Fund

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|----------|--------------------------|-------------|-------------|
| 04007.00 | Equipment - County Agent | \$ 1,000.00 | \$ 1,000.00 |
|----------|--------------------------|-------------|-------------|

Ms. Susan Nehrer is requesting \$1,000.00 for software not included with cameras being obtained by Purdue University. Auditor Wells reminded those in attendance that Cumulative Capital requests are to go before the Board of Commissioners, before coming to the County Council. The Capital Improvement requests for equipment that were submitted at budget time are to be requested out of Cumulative Capital Funds in lieu of County General. Commissioner Bagwell was in the meeting and gave his acknowledgement of the request.

A motion was then made by Mr. Ortman, seconded by Mr. Papacek and carried to approve the request of \$1,000.00 to line item 04007.00, Equipment - County Agent.

213 Howard County Health Department - Bioterrorism Grant Fund

| | | | |
|----------|-------------------|-------------|-------------|
| 02360.00 | Office Supplies | \$ 1,296.47 | \$ 1,296.47 |
| 03213.00 | Travel & Training | \$ 500.00 | \$ 500.00 |
| 04721.00 | Equipment | \$ 1,500.00 | \$ 1,500.00 |

Health Department Director Kristine Conyers spoke to the requests for the Bioterrorism Grant Fund as a balance of funds left from last year.

A motion was made by Mr. Wyman to approve the requests as listed above. The motion was seconded by Mr. Stout and carried.

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|--------------------------------------|--------------------|--------------------|
| Total Bioterrorism Grant Fund | \$ 3,296.47 | \$ 3,296.47 |
|--------------------------------------|--------------------|--------------------|

215 Master Tobacco Settlement Fund

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|---------------------------------|--------------|--------------|
| 03120.00 Contract Services | \$ 36,483.63 | \$ 36,483.63 |
|---------------------------------|--------------|--------------|

Ms. Conyers reported that this request is the balance of funds needed in the Contract Services line for the imaging project in Vital Records. That request has been approved by the Board of Health. The Board of Health also approved the donation of \$6,500.00 to Project Access and \$1,000.00 to the Humane Society.

The request of \$36,483.63 into line item 03120.00 Contract Services was approved on a motion made by Mr. Wyman and seconded by Mr. Ortman.

923 Howard County Community Corrections Fund - Transition

| | | |
|--------------------------------------|-----------|-----------|
| 01117.00 Transition Coordinator | \$ 975.00 | \$ 975.00 |
| 01116.00 Program Coordinator | \$ 88.00 | \$ 88.00 |
| 01119.00 Caseworker (2) | \$ 420.00 | \$ 420.00 |
| 01521.00 FICA | \$ 113.00 | \$ 113.00 |
| 01522.00 PERF | \$ 137.00 | \$ 137.00 |

924 Howard County Community Corrections Fund - Income

| | | |
|---|-------------|-------------|
| 01111.00 Director | \$ 1,350.00 | \$ 1,350.00 |
| 01112.00 Assistant Director | \$ 801.00 | \$ 801.00 |
| 01113.00 Technical Assistant | \$ 1,075.00 | \$ 1,075.00 |
| 01115.00 Community Service Coordinator | \$ 845.00 | \$ 845.00 |
| 01116.00 Program Coordinator | \$ 795.00 | \$ 795.00 |
| 01119.00 Caseworker | \$ 1,260.00 | \$ 1,260.00 |
| 01521.00 FICA | \$ 469.00 | \$ 469.00 |
| 01522.00 PERF | \$ 567.00 | \$ 567.00 |

925 Howard County Community Corrections DOC Grant Fund

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|--|-------------|-------------|
| 01112.00 Assistant Director | \$ 274.00 | \$ 274.00 |
| 01114.00 Home Detention Coordinator | \$ 875.00 | \$ 875.00 |
| 01118.00 Field Officer (3) | \$ 2,814.00 | \$ 2,814.00 |
| 01521.00 FICA | \$ 303.00 | \$ 303.00 |
| 01522.00 PERF | \$ 367.00 | \$ 367.00 |

Mr. Miller submitted a letter from Community Corrections Director Steve Maus explaining that he would like his employees to receive their 3% employee raise as of January 1st, 2007, like the other County Employees, instead of waiting until their fiscal year's beginning in July, 2007.

Requests for Community Corrections in funds 923, 924 and 925 were approved as submitted on a motion made by Mr. Stout and seconded by Mr. Pencek.

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|----------------------------------|--------------------|--------------------|
| Total Transition Fund | \$ 1,733.00 | \$ 1,733.00 |
| Total Project Income Fund | \$ 7,162.00 | \$ 7,162.00 |
| Total DOC Grant Fund | \$ 4,633.00 | \$ 4,633.00 |

500 Howard County CEDIT Fund

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|--|-------------|-------------|
| 03000.00 Other Services - Future Economic Needs | \$ 5,000.00 | \$ 5,000.00 |
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Commissioner Bagwell requested the additional \$5,000.00 as seed money for anticipated costs resulting from the Economic Development Group Umbrella Study. A meeting will be held this Thursday to discuss the recommendations of the study among the Economic Development Groups involved. This is Phase II of the Study. Discussion ensued and it was understood this money would only be used if necessary.

A motion was made by Mr. Wyman, seconded by Mr. Stout and carried to approve the request of \$5,000.00 to line item 03000.00, Other Services - Future Economic Needs.

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| 04721.05 | Police Equipment – Sheriff | \$ 29,500.00 | \$ - 0- |
| 04722.05 | Mobile Computers – Sheriff | \$ 10,000.00 | \$ - 0- |

Sheriff Talbert reminded the Council that at budget time, these equipment requests were moved from County General to CEDIT requests. Discussion ensued concerning the necessity of the funds being used from the CEDIT Fund. Originally these kinds of equipment requests were from County General Funds. They were moved to Cumulative Capital Funds, then to CEDIT funds when that fund was opened to Operational Expense usage. Auditor Wells is concerned with overspending in the CEDIT Fund.

A motion was made by Mr. Papacek to approve the requests as submitted. The motion died for lack of a second. The requests will be resubmitted from the Cumulative Capital Fund, after the request has been advertised.

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|--------------------------|--|---------------------|--------------------|
| Total CEDIT Funds | | \$ 44,500.00 | \$ 5,000.00 |
|--------------------------|--|---------------------|--------------------|

514 Local Health Maintenance Fund

| | | | |
|----------|-----------|--------------|--------------|
| 04722.00 | Computers | \$ 19,000.00 | \$ 19,000.00 |
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Health Department Director Kristine Conyers clarified that this request originated in October of 2006. The additional funds requested are to update the memory needs of the new software needed to outfit the new computers. Mr. Tribby renegotiated the computers needed and additional funds are requested to meet those needs.

A motion was made by Mr. Papacek to approve \$19,000.00 in line item 04722.00, Computers. The motion was seconded by Mr. Stout and carried.

IN THE MATTER OF RESOLUTION NO. 2007-HCCR-3-TRANSFERS:

Resolution No. 2007-HCCR-3 – Transfers was read in full by Auditor Wells and acted upon as follows:

| | Transfer From: | To: | Amount Requested | Allowed |
|-------------------|--|-------------------|-------------------------|----------------|
| <u>001</u> | <u>Howard County General Fund</u> | | | |
| <u>002</u> | <u>Howard County Auditor</u> | | | |
| 01114.00 | Second Deputy | 01118.00 Overtime | \$ 2,757.00 | \$ 2,757.00 |
| 01117.00 | Part Time | 01118.00 Overtime | \$ 1,301.00 | \$ 1,301.00 |

Auditor Wells reminded the Council that they had authorized her to encumber funds from her 2nd Deputy line item (funds not used because of FMLA taken in 2006) to be used for an Overtime line item to compensate for excessive comp time accrued (*please refer to page two of the Council Regular Meeting minutes dated December 12, 2006*). This is the transfer request of those encumbered funds.

A motion was made by Mr. Papacek, seconded by Mr. Ortman and carried to approve the transfer requests as submitted.

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|-------------------|--------------------------------|-----------------------------------|-------------|-------------|
| <u>014</u> | <u>Superior Court I</u> | | | |
| 01115.00 | Part Time | 01119.00 Secretary | \$ 4,308.00 | \$ -0- |
| 01115.00 | Part Time | 01114.00 Assistant Court Reporter | \$ 769.01 | \$ 769.01 |
| 01115.00 | Part Time | 01114.00 Overtime | \$ 2,520.83 | \$ 2,520.83 |

Superior Court I Judge Menges congratulated Mr. Miller on his election to President of the Council. He then explained to the Council his transfer requests. The first request of \$4,308.00 as a transfer is to bring the secretarial line item up to the salary of the Assistant Court Reporter because the job duties are identical. The 2nd request is to use those encumbered amounts to bring the line item into balance for 2006. The transfer request of \$2,520.83 is to transfer funds into the 2007 Overtime line item to pay compensatory time to an employee who has accrued the limit of compensatory allowable. That employee is crucial to the operation of the Court and cannot take all of the compensatory time earned. Discussion between Council Members and Judge Menges ensued. The raise and job description change request for the Secretarial position has previously been submitted to the PAC Committee and the Board of Commissioners. Their recommendations were to **not** recommend the increase or title change at this time. This request should be submitted at the 2008 Budget time where the job title, salary and job description may be reviewed again. Discussion also ensued concerning the Drug Court.

A motion was made by Mr. Papacek, seconded by Mr. Ortman and carried to approve the transfer requests of \$769.01 from line item 01115.00, Part Time to 01114.00, Assistant Court Reporter, and \$2,520.83 from line item 01115.00, Part Time to 01114.00, 2007 Overtime. A motion was made by Mr. Stout to approve the transfer request of \$4,308.00 from line item 01115.00, Part Time to 01119.00 Secretary. The motion died for lack of a second.

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|-------------------|---|----------|-------------------------|--------------|--------------|
| <u>144</u> | <u>Howard County Recorder Perpetuation</u> | | | | |
| 02365.00 | Repair | 03240.00 | Computer Software Maint | \$ 12,673.39 | \$ 12,673.39 |
| 02371.00 | Operating Supplies | 03240.00 | Computer Software Maint | \$ 1,624.65 | \$ 1,624.65 |
| 02372.00 | Other Supplies | 03240.00 | Computer Software Maint | \$ 4,000.00 | \$ 4,000.00 |
| 04720.00 | Computer System | 03240.00 | Computer Software Maint | \$ 5,000.00 | \$ 5,000.00 |
| 02360.00 | Office Supplies | 03240.00 | Computer Software Maint | \$ 2,910.41 | \$ 2,910.41 |
| 04210.00 | Equipment | 03240.00 | Computer Software Maint | \$ 2,034.95 | \$ 2,034.95 |

In the absence of Recorder Linda Koontz, Mr. Miller and Ms. Wells responded that this request is for the Digitalization process of property records.

A motion was made by Mr. Papacek, seconded by Mr. Pencek and carried to approve the transfer requests as listed above.

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|-------------------|---|----------|-----------|-----------|-----------|
| <u>213</u> | <u>Howard County Health department - Bioterrorism Grant Fund</u> | | | | |
| 03216.00 | Communications | 04720.00 | Equipment | \$ 120.55 | \$ 120.55 |

Ms. Conyers commented that these funds are encumbered funds to transfer and pay equipment claims.

The transfer request was approved on a motion made by Mr. Ortman and seconded by Mr. Wyman.

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|-------------------|--|----------|--------------------|-------------|-------------|
| <u>001</u> | <u>Howard County General Fund</u> | | | | |
| <u>018</u> | <u>Howard County Maintenance</u> | | | | |
| 03253.01 | Repair | 01117.00 | Maintenance Tech I | \$ 2,350.00 | \$ 2,350.00 |

This request was previously submitted as an Additional Appropriation and withdrawn in order to address it as a transfer (*please refer to page two of this meeting's minutes dated January 23, 2007*). This transfer request of \$2,350.00 from line item 03253.01, Repair to 01117.00, Maintenance Tech I was approved on a motion made by Mr. Papacek and seconded by Mr. Ortman.

IN THE MATTER OF RE-CLASSIFICATION OF REGISTERED NURSES IN THE KINSEY YOUTH CENTER AND DEPARTMENT OF HEALTH:

Kinsey Youth Center Director Janet Weaver and Health Department Director Kristine Conyers submitted and distributed a letter of request for the Registered Nurse classification be changed from exempt employee to non-exempt employee for purposes of Overtime pay. President Miller responded that this type of change needs to be addressed through the PAC Committee, as was the request from the Sheriff's Department in 2006. Discussion between Council Members and Ms. Weaver and Ms. Conyers ensued.

IN THE MATTER OF ADMINISTRATIVE SALARIES OF THE KINSEY YOUTH CENTER:

Ms. Weaver continued to dialogue with the Council concerning Administrative Staff Salaried and keeping them current with the Probation salaries. She distributed Memorandums concerning this issue, addressing the funds, through Per Diem, that the Kinsey Youth Center receipts into County General funds. Also addressed in the memorandum are the residents from other Counties that are housed in the Youth Center. Ms. Weaver included a comparison of current Staff Salaries with the 2007 Probation Officers Minimum Salary Schedule. President Miller directed Ms. Weaver to the PAC Committee to begin this request process.

IN THE MATTER OF EXPANDING THE COIT TAX:

President Miller spoke to the issue of a COIT tax to help support the Criminal Justice Center and the Kinsey Youth Center. As the State Legislature discusses switching from Property Tax based revenue to Income Tax based revenue, "Howard

County has been given the opportunity to be an experimental body in this regard” if approved by the Council. Mr. Murrell is drafting an Ordinance in this regard and it has to be approved prior to March 31, 2007, to make it effective the rest of the year. Discussion ensued between Council Members and Attorney Larry Murrell.

IN THE MATTER OF SHERIFF DEPARTMENT ISSUES:

Sheriff Marshall Talbert presented the following issues for Council information and approval:

1. **Increase In Inmate Dental Costs:** Sheriff Talbert distributed copies of the 2006 and 2007 Dental Rate for services to inmates. Several of the procedure fees have changed and several remain at the same rate.
2. **Commissary Reports:** The November and December 2006 Commissary reports were submitted.
3. **Reserve Time For 2006:** Sheriff Talbert distributed copies of the Time worked by the four Reserve Deputies. The totals hours worked were \$2,180.25. Sheriff Talbert commends the program and thanked the Council for their support and equipment available to the Reserve Deputies.
4. **Criminal Justice Facilities Seminar:** DLZ is holding a Criminal Justice Facilities Seminar in Indianapolis February 15 and 16, 2007.
5. **Current Jail Population:** The current inmate population is 339. This is very high for the winter months. This will need to be addressed through expansion. He believes that using the COIT Tax for the Criminal Justice Center will be a benefit to the County.

IN THE MATTER OF PROSECUTOR ACCEPTANCE LETTER:

Earlier in the meeting President Miller submitted a letter to the Indiana Supreme Court accepting James R. Fleming as a full-time Prosecuting Attorney for Howard County beginning January 1, 2007 (*please refer to page two of these Regular Council Meeting Minutes, January 23, 2007*). A motion was made by Mr. Wyman, seconded by Mr. Ortman and carried to accept Mr. James R. Fleming as full-time Prosecuting Attorney.

IN THE MATTER OF PERSONNEL ISSUES:

Personnel Director Wanda McKillip distributed copies of the Howard County Councilman Appointments for 2007.

There being no further business to come before the County Council at this time, the meeting was adjourned at 10:12 p.m. on a motion made by Mr. Papacek and seconded by Mr. Pencek.

HOWARD COUNTY COUNCIL:

RICHARD A. MILLER, PRESIDENT

JAMES PAPACEK, VICE PRESIDENT

PAUL G. WYMAN, COUNCILMAN

STANLEY ORTMAN, COUNCILMAN

LESLIE ELLISON, COUNCILMAN

JEFFREY STOUT, COUNCILMAN

JOSEPH PENCEK, COUNCILMAN

ATTEST:

ANN WELL, AUDITOR

County Council Meeting January 23, 2006