

## **HOWARD COUNTY COUNCIL REGULAR MEETING OCTOBER 25, 2011**

The Howard County Council met in Regular Session on Tuesday, October 25, 2011, at 7:00 p.m. in Hearing Room 338 of the Administration Center. Those in attendance included President Richard Miller, Vice President Stan Ortman and members Leslie Ellison, Jeff Stout, Joseph Pencek, Dwight Singer and John Roberts. Also present were County Attorney Larry Murrell and Auditor Ann Wells.

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

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

The minutes of the August 16, 17, 18 and September 7, 2011 Regular meeting and 2012 Budget Sessions, having been previously submitted and reviewed, were approved on a motion made by Mr. Singer and seconded by Mr. Stout.

At this time President Miller led the Councilmen in a word of prayer.

### **IN THE MATTER OF ORDINANCE NO. 2011-HCCR-26 – ADDITIONAL APPROPRIATIONS:**

Auditor Ann Wells read Ordinance No. 2011-HCCR-26 – Additional Appropriations in full one time and it was acted upon as follows:

		<b>AMOUNT REQUESTED:</b>	<b>APPROVED:</b>
<b><u>001</u></b>	<b><u>Howard County General Fund</u></b>		
000	Homeowners Credit Due to GM Settlement	\$ 510,972.00	\$ 510,972.00
<b><u>006</u></b>	<b><u>Howard County Cumulative Bridge Fund</u></b>		
000	Homeowners Credit Due to GM Settlement	\$ 34,670.00	\$ 34,670.00
<b><u>010</u></b>	<b><u>Howard County Health Fund</u></b>		
000	Homeowners Credit Due to GM Settlement	\$ 29,760.00	\$ 29,760.00
<b><u>043</u></b>	<b><u>Howard County Jail Bond Fund</u></b>		
000	Homeowners Credit Due to GM Settlement	\$ 81,392.00	\$ 81,392.00
<b><u>150</u></b>	<b><u>Howard County Cumulative Capital Fund</u></b>		
000	Homeowners Credit Due to GM Settlement	\$ 35,414.00	\$ 35,414.00
<b><u>252</u></b>	<b><u>Howard County Jail &amp; Juvenile COIT Fund</u></b>		
000	Homeowners Credit Due to GM Settlement	\$ 134,960.00	\$ 134,960.00
<b><u>287</u></b>	<b><u>Howard County 2015 Reassessment Fund</u></b>		
000	Homeowners Credit Due to GM Settlement	\$ 18,897.00	\$ 18,897.00
<b>Total Homeowners Credit Due to GM Settlement</b>		<b>\$ 846,065.00</b>	<b>\$ 846,065.00</b>

This appropriation request is based on action taken by the County Council at their September 7, 2011 Budget Session (*please refer to page 11, “In The Matter Of Possibility Of Lowering The Tax Levy For The County”, of the Budget Session minutes dated August 16, 17, 18, 2011 and September 7, 2011*). Councilman Roberts commented that when the Councilmen were faced with this idea from Assessor Jamie Shepherd “... no one flinched, no one hesitated, it was a unanimous and automatic reflex which, in my mind, represents the value system of Howard Countians...”

A motion was made by Mr. Stout to approve the Additional Requests as submitted. The motion was seconded by Mr. Ellison and carried.

Vice President Ortman thanked Mr. Roberts for his comments, and thanked all Councilmen for their action to give a credit to “homesteaders”.

<b><u>006</u></b>	<b><u>Howard County Cumulative Bridge Fund</u></b>		
33717.00	B-9; CR 800 West 425 N	\$ 5,000.00	\$ 5,000.00

Highway Department Engineer / Superintendent Ted Cain informed the Council that our bridge contractor is also one of the contractors for the new 31 Bypass project, and has been busy with that project. He now has the opportunity to work on County bridge projects and will begin with this bridge. The project cost will be between \$30,000 and \$40,000, but Mr. Cain will be able to do office transfers to complete the funds needed.

A motion was made by Mr. Singer to approve the request of \$5,000 to line item 33717.00, B-9; CR 800 West 425 North. The motion was seconded by Mr. Ortman and carried.

<b><u>252</u></b>	<b><u>Howard County Jail &amp; Juvenile COIT Fund</u></b>		
<b><u>025</u></b>	<b><u>Howard County Jail</u></b>		
01120.01	Part Time Correction Officer	\$ 50,000.00	\$ 50,000.00
01122.00	Overtime Correction Officer	\$ 50,000.00	\$ 50,000.00

Sheriff Steve Rogers confirmed these additional requests are needed in order to cover needed hours through the end of the year. He compared statistics on totals from 2010 and totals ten months into 2011. At this time Sheriff Rogers also gave justification for the transfer requests in the General and COIT Funds.

A motion was made by Mr. Stout to approve the additional requests of \$50,000 into line item 01120.01, Part Time Correction Officer and \$50,000 into line item 01122.00, Overtime Correction Officer. The motion was seconded by Mr. Ellison and carried.

<b>Total COIT Fund</b>	<b>\$ 100,000.00</b>	<b>\$ 100,000.00</b>
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<b>TOTAL ADDITIONALS APPROPRIATIONS</b>	<b>\$ 951,065.00</b>	<b>\$ 951,065.00</b>
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**IN THE MATTER OF RESOLUTION NO. 2011-HCCR-35-TRANSFERS:**

Auditor Ann Wells read Resolution No. 2011-HCCR-35 – Transfers in full one time and it was acted upon as follows:

	<b>Transfer From:</b>	<b>To:</b>	<b>Amount Requested:</b>	<b>Allowed:</b>
<b><u>001</u></b>	<b><u>Howard County General Fund</u></b>			
<b><u>005</u></b>	<b><u>Howard County Sheriff Department</u></b>			
01113.00	Deputies	01119.07 Deputies Overtime	\$ 4,000.00	\$ 4,000.00
01117.01	Lieutenant	01119.07 Deputies Overtime	\$ 15,000.00	\$ 15,000.00
<b><u>252</u></b>	<b><u>Howard County Jail &amp; Juvenile COIT Fund</u></b>			
<b><u>025</u></b>	<b><u>Howard County Jail</u></b>			
01119.01	Correction Officer	01122.00 Overtime Corr Officer	\$ 15,000.00	\$ 15,000.00
01119.01	Correction Officer	01120.00 PT Cook	\$ 9,000.00	\$ 9,000.00
01119.01	Correction Officer	01125.02 PT/Overtime Nurse	\$ 12,000.00	\$ 12,000.00

Sheriff Rogers justified these transfer requests, earlier in the meeting. The transfers for both the County General Fund and the Jail COIT Fund were approved as submitted on a motion made by Mr. Ortman and seconded by Mr. Ellison.

<b><u>008</u></b>	<b><u>Howard County Superior Court II</u></b>		
04724.00	Law Books	03121.00 Maint & Service Contrc.	\$ 421.56 \$ 421.56

In the absence of Superior Court II Judge Brant Parry, it was determined that this request was to cover the remainder of a copier maintenance contract for Superior Court II. The Council approved the request transfer of \$421.56 from line item 04724.00, Law Books to 03121.00, Maintenance & Service Contracts on a motion made by Mr. Stout and seconded by Mr. Ortman.

<u>009</u>	<u>Howard County Coroner</u>				
03121.02	Beepers	02371.00	Other Supplies	\$ 1,000.00	\$ 1,000.00
03216.00	Communications	02371.00	Other Supplies	\$ 100.00	\$ 100.00
03243.00	Photo & Film Develop	02371.00	Other Supplies	\$ 300.00	\$ 300.00

In the absence of Coroner Jay Price, Councilman Jeff Stout reminded the Council members that Mr. Price informed the Council he would be submitting transfer requests, at the Budget Session in August. These transfers are to purchase more body bags and he hopes this transfer would last through the end of the year.

A motion was made by Mr. Singer to approve the transfer requests as submitted. The motion was seconded by Mr. Pencek and approved. Councilman Stout abstained from the vote.

<u>010</u>	<u>Howard County Health Fund</u>				
02337.00	Medical Supplies	04721.00	Equipment	\$ 6,000.00	\$ 6,000.00

During the Budget Sessions, Health Director Kent Weaver informed the Councilmen that the Department was having issues with their vaccine freezer and would probably need to have it replaced. The Health Department is changing vaccine suppliers and will need a new freezer, specifically for vaccine usage, and an additional refrigerator. This transfer is to address those purchases.

A motion was made by Mr. Ortman, seconded by Mr. Ellison and carried to approve the transfer request of \$6,000.00 from line item 02337.00, Medical Supplies to line item 04721.00, Equipment.

<u>115</u>	<u>Howard County Sheriff Work Crew Fund</u>				
03252.00	Repairs	04721.00	Capital Outlay	\$ 700.00	\$ 700.00

The Sheriff's Department needs to purchase several push mowers for the Inmate Work Crew. This transfer amount will be enough to make the purchases.

A motion was made by Mr. Stout to approve the transfer request of \$700.00 from line item 03252.00, Repairs, to line item 04721.00, Capital Outlay. The motion was seconded by Mr. Singer and approved.

#### **IN THE MATTER OF REHIRE REQUESTS FROM THE PUBLIC DEFENDER'S OFFICE:**

Public Defender Steve Raquet submitted a request to rehire a legal secretary position and a Deputy Public Defender position. The Deputy position is a full-time, full load position and he would like to replace it as quickly as possible. A motion was made by Mr. Ortman to approve the request to rehire a legal secretary and the request to rehire a full-time Deputy Public Defender, in the Public Defender's Office. The motion was seconded by Mr. Stout and carried.

At this time Mr. Raquet informed the Council that Community Corrections Director, Steve Maus, will be retiring after the first of the year. Mr. Raquet is a member of the Community Corrections Board and was asked to chair a search committee for Mr. Maus' replacement. The Committee, made up of Mr. Raquet, Judge Tate, and Napoleon Leal, would like to begin interviewing candidates so they can bring a recommendation to the Community Corrections Board at their December meeting. Personnel Director Wanda McKillip would like the Council's consensus before posting the position. The Council gave approval by consensus.

#### **IN THE MATTER OF A REHIRE REQUEST FROM THE PROBATION DEPARTMENT:**

Chief Probation Officer Don Travis announced the retirement of a twenty-two year veteran of the Alcohol and Drug Program, effective October 31, 2011. He would like to request to rehire the position. Currently there are four probation officers in that division and this position handles two hundred eighty-two (282) people on a caseload. The whole division received eight hundred forty (840) clients last year. These positions are funded through the Alcohol and Drug User Fee Fund. The salary is subject to the Probation Officer salary schedule, at \$53,000 and Mr. Travis is not asking the Council to change the salary, at this time. The average length a client is in the A & D program is twelve (12) months. A motion was made by Mr. Singer, seconded by Mr. Stout and carried to allow the rehire request of a probation officer in the Alcohol and Drug Program.

**IN THE MATTER OF THE SECOND READING OF THE HOWARD COUNTY RECYCLING 2012 BUDGET:**

Howard County Recycling District Director Mikki Jeffers submitted her 2012 Proposed Budget for its second reading before the Howard County Council. She confirmed that there have been no changes to the budget since its first reading. Ms. Jeffers answered questions posed by Council Members and at its conclusion the second reading of the 2012 Howard County Recycling Budget was approved on a motion made by Mr. Stout and seconded by Mr. Pencek.

**IN THE MATTER OF AN AMENDMENT TO THE HOWARD COUNTY POLICE RETIREMENT PLAN:**

Sheriff Steve Rogers submitted the First Amendment to the Howard County Police Retirement Plan, from McCready and Keene. This amendment will, (a) enable the plan to comply with the Pension Protection Act of 2006, the Heroes Earnings Assistance and Relief Tax Act of 2008, and the Worker, Retiree, and Employee Recovery Act of 2008, and (b) permit the purchase of additional Credited Service. These amendments will be effective January 1, 2011. A motion was made by Mr. Singer to approve the First Amendment to the Howard County Police Retirement Plan, and authorize the President to sign on behalf of the Howard County Council. The motion was seconded by Mr. Ellison and carried.

There being no further business to come before the County Council at this time, the meeting was adjourned at 7:53 p.m. on a motion made by Mr. Pencek and seconded by Mr. Ellison.

**HOWARD COUNTY COUNCIL:**

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RICHARD A. MILLER

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STAN ORTMAN, VICE PRESIDENT

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JEFF STOUT, MEMBER

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LESLIE ELLISON, MEMBER

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JOSEPH PENCEK, MEMBER

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DWIGHT SINGER, MEMBER

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JOHN ROBERTS, MEMBER

ATTEST:

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ANN WELLS, AUDITOR

Howard County Council Meeting October 25, 2011