

**HOWARD COUNTY COUNCIL REGULAR MEETING NOVEMBER 26, 2013**

The Howard County Council met in Regular Session on Tuesday, November 26, 2013, at 4:00 p.m. in Hearing Room 338 of the Administration Center. Those in attendance included President Richard Miller, Vice President Stan Ortman, and Members Jeff Stout, Leslie Ellison, John Roberts and James Papacek. Also in attendance were County Attorney Larry Murrell and Auditor Martha Lake.

Before the meeting was called to order and in the spirit of the Thanksgiving Season, President Miller offered a word of prayer. The meeting was called to order by Sheriff Steve Rogers and conducted by President Richard Miller.

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

The minutes of the October 22, 2013 meeting, having been previously submitted and reviewed, were approved on a motion made by Mr. Stout and seconded by Mr. Papacek.

**IN THE MATTER OF COUNCIL COMMENT:**

President Miller opened the floor for Council comment as follows:

**Councilman Jim Papacek:** Mr. Papacek thanked the employees of Howard County, and especially those in the Sheriff and Dispatch Departments, the Emergency Management Agency, and the Highway Department for all the work they did for all the citizens of Howard County during our recent storms and tornados.

**IN THE MATTER OF ORDINANCE NO. 2013-HCCO-28 – ADDITIONAL APPROPRIATIONS:**

Auditor Martha Lake read Ordinance No. 2013-HCCO-28 – Additional Appropriations in full one time, and it was acted upon as follows:

<u>1000</u>	<u>Howard County General Fund</u>	<u>AMOUNT</u>	<u>APPROVED:</u>
<u>005</u>	<u>Sheriff's Department</u>	<u>REQUESTED:</u>	
01119.07	Overtime – Deputy	\$ 20,000.00	\$ 20,000.00

Several issues have contributed to the amount of overtime needed at the Sheriff's Department including three deputies out on medical leave, vacation buy back in the month of December, S.W.A.T. call outs, deputy training, and one resignation. Overtime will also be used for County and City assignments during the tornado touchdowns in Howard County.

A motion was made by Mr. Papacek to approve the request of \$20,000.00 to line item 01119.07, Overtime – Deputy. The motion was seconded by Mr. Stout and carried.

<u>018</u>	<u>Howard County Maintenance Department</u>		
01111.00	Superintendent Bldg & Grounds	\$ 5,647.00	\$ -Withdrawn-

Building Superintendent Scott Reed is withdrawing this request because it pertains to the 2014 approved budget. He will re-submit the request in January, 2014.

A motion was made by Mr. Papacek, seconded by Mr. Ortman, and carried to accept the withdrawal of the Appropriation request in the amount of \$5,647.00.

<u>023</u>	<u>Howard County Commissioners Personnel Dept.</u>		
01121.00	Personnel Part Time	\$ 1,000.00	\$ 1,000.00

On behalf of Personnel Director Wanda McKillip, Auditor Lake informed the Council that this request is to cover needed part time work through the end of the year.

A motion was made by Mr. Ortman to approve the request of \$1,000.00 to line item 01121.00, Personnel Part Time. The motion was seconded by Mr. Ellison and carried.

<b>TOTAL COUNTY GENERAL</b>		<b>\$ 26,647.00</b>	<b>\$ 21,000.00</b>
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<b>1112</b>	<b><u>CEDIT – County Share</u></b>			
03226.00	Co Museum Miscellaneous Operating	\$	18,600.00	\$ 18,600.00

Museum Director Dave Broman requests \$18,600.00 to cover the replacement of the rear steps of the Seiberling Mansion. The steps have been deteriorating for several years and repairs have been made. When the steps were removed for repair, it was discovered that the damage extended into the foundation and needed to be addressed. The cost of the project was higher than expected, thus, the additional request.

A motion was made by Mr. Papacek to approve the request of \$18,600.00 to line item 03226.00, County Museum Miscellaneous Operating. The motion was seconded by Mr. Stout and carried.

<b>1120</b>	<b><u>Howard County COIT Spec Leg Jail/Juvenile Fund</u></b>			
<b>025</b>	<b><u>Sheriff Department</u></b>			
01120.00	OT Corrections Officers	\$	60,000.00	\$ 60,000.00
01120.01	Part Time Corrections Officers	\$	14,500.00	\$ 14,500.00

Sheriff Rogers justified the request by informing the Council members that this overtime request is to compensate for the three active military officers' service and for additional needs during the reconstruction project at the jail earlier in the year, vacation buy back needs, and additional regulations requiring two officers for all medical transports to the IU Med Center.

A motion was made by Mr. Stout to approve the requests of \$60,000.00 to line item 01120.00, Overtime Corrections Officers, and \$14,500.00 to 01120.01, Part Time Corrections Officers. The motion was seconded by Mr. Ellison and carried.

<b>TOTAL COIT SPEC LEGISLATION JAIL/JUVENILE FUND</b>		<b>\$</b>	<b>74,500.00</b>	<b>\$ 74,500.00</b>
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<b>1175</b>	<b><u>Howard County Misdemeanant Fund</u></b>			
04723.00	Vehicle (van for Kinsey)	\$	25,973.25	\$ 25,973.25

Sheriff Rogers agreed to purchase a van for Kinsey Youth Center from the Misdemeanant Fund. The van is to replace the vehicle that was totaled in an accident and escape attempt during a recent juvenile transport.

A motion was made by Mr. Ortman to approve the request of \$25,973.25 to line item 04723.00, Vehicle. The motion was seconded by Mr. Papacek and carried.

<b>4913</b>	<b><u>Howard County Kinsey Family Functional Therapy Fund:</u></b>			
02321.00	Gas, Oil & Lube	\$	5,000.00	\$ 5,000.00

A motion was made by Mr. Papacek to approve the request of \$5,000.00 to line item 02321.00, Gas, Oil & Lube. The motion was seconded by Mr. Ortman and carried.

<b>TOTAL ADDITIONAL APPROPRIATIONS ALL FUNDS</b>		<b>\$</b>	<b>150,720.25</b>	<b>\$ 145,073.25</b>
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**IN THE MATTER OF RESOLUTION NO. 2013-HCCR-27 – TRANSFERS:**

Auditor Martha Lake read Resolution No. 2013-HCCR-27 – Transfers in full one time and it was acted upon as follows:

	<b><u>TRANSFER FROM:</u></b>	<b><u>TO:</u></b>	<b><u>REQUESTED:</u></b>	<b><u>ALLOWED:</u></b>
<b>1000</b>	<b><u>Howard County General Fund</u></b>			
<b>005</b>	<b><u>Howard County Sheriff Department</u></b>			
01123.00	Dispatcher	01123.05 OT Dispatchers	\$ 12,000.00	\$ 12,000.00
01123.04	PT Dispatcher	01123.05 OT Dispatchers	\$ 10,000.00	\$ 10,000.00

911 Coordinator Nick Capozzoli informed the Council members that he had several employees leave this year, creating the need for more overtime. He has begun hiring and training personnel to replace those that left, but still needs a part-time worker, which he plans to hire in 2014. President Miller and several council members thanked Mr. Capozzoli and all the dispatchers for the great job they did during the storms and tornados on Sunday, November 17<sup>th</sup>.

A motion was made by Mr. Ortman to approve the transfer request of \$12,000.00 from line item 01123.00, Dispatcher to line item 01123.05, OT Dispatchers, and \$10,000.00 from line item 01123.04, PT Dispatcher to 01123.05, OT Dispatchers. The motion was seconded by Mr. Ellison and carried.

<u>009</u>	<u>Coroner's Office</u>					
03263.04	Med – Hospital Transport	01117.00	Part Time	\$	2,500.00	\$ 2,500.00
03263.04	Med – Hospital Transport	02371.00	Other Supplies	\$	2,000.00	\$ 2,000.00

Coroner Jay Price informed the Council that these transfers should see him through to the end of the year.

A motion was made by Mr. Papacek, seconded by Mr. Roberts, and carried to approve the transfer of \$2,500.00 from line item 03263.04, Med – Hospital Transport to line item 01117.00, Part Time, and \$2,000.00 from line item 03263.04, Med – Hospital Transport, to line item 02371.00, Other Supplies.

<u>023</u>	<u>Commissioners</u>					
01524.00	Employee Service Bonus	01525.00	Comp Time Pay Out	\$	140,000.00	\$ -Tabled-

The employee handbook will be changed to reflect the amount of Compensation Time that can accrue, at fifty (50) hours. This request is to pay out the employee compensatory time at the end of the year.

Discussion ensued that included allowing the departments more time to address this issue, and at the conclusion of the discussion a motion was made by Mr. Papacek, seconded by Mr. Ortman and carried to table the request until the December 10<sup>th</sup> meeting.

<u>030</u>	<u>Public Defender</u>					
01113.00	Deputies	01113.30	FT Dep Public Def	\$	6,532.63	\$ 6,532.63
01113.31	FT Public Defender	01113.30	FT Dep Public Def	\$	19,179.08	\$ 19,179.08

Public Defender Steve Raquet explained that the Full Time Deputy Public Defender being paid from 01113.31 has retired. That position will not be replaced. He would like to transfer the remainder of the fund to 01113.30 to take four part-time Deputy Public Defenders to full time so that their work load can be increased. This brings his office in line with his 2014 budget requests.

A motion was made by Mr. Ortman to approve the transfer request of \$6,532.63 from line item 01113.00, Deputies, to line item 01113.30, FT Deputy Public Defender, and the transfer of \$19,179.08 from line item 01113.31, FT Public Defender, to line item 01113.30, FT Deputy Public Defender. The motion was seconded by Mr. Ellison and carried.

<u>034</u>	<u>Adult Probation</u>					
01119.02	Chief Probation Officer	01120.04	Assist Chief Prob Off	\$	1,000.00	\$ 1,000.00

Superior Court Judge William Menges stepped to the podium at this time in order to introduce Mr. Dustin Delong, who is filling the position of Chief Probation Officer, recently vacated by Mr. Don Travis. Judge Menges also reviewed all the Assistant positions as follows: Mr. Christopher Biehn will be elevated from Juvenile Probation Officer to Assistant Chief Probation Officer, Juvenile Probation; Mr. Chuck McCloskey is the Assistant Probation Officer, Drug & Alcohol; and Ms. Debra Bernard is the Assistant Adult Probation Officer. Mr. Delong then took the floor to explain the transfer request and he was congratulated by Council President Richard Miller. This request is to fund the position change of Mr. Biehn to Assistant Chief Probation Officer, Juvenile Probation.

Before addressing the transfer request, Mr. Delong was asked to greet each Council member for introduction and congratulations. A motion was made by Mr. Ortman, seconded by Mr. Stout and carried to approve the transfer request of \$1,000.00 from line item 01119.02, Chief Probation Officer, to line item 01120.04, Assistant Chief Probation Officer.

<u>1120</u>	<u>COIT Spec Leg. Jail / Juvenile</u>					
<u>025</u>	<u>Sheriff Department</u>					
01119.06	Assistant Cook	01125.02	PRN / OT Nurse	\$	3,000.00	\$ 3,000.00
01119.10	Jail Sergeant	01125.02	PRN / OT Nurse	\$	3,000.00	\$ 3,000.00
01112.01	Assistant Nurse	01125.02	PRN / OT Nurse	\$	3,000.00	\$ 3,000.00
01119.01	Correction Officer	01125.02	PRN / OT Nurse	\$	5,000.00	\$ 5,000.00

01119.01 Correction Officer 01120.01 PT Correction Officer \$ 20,000.00 \$ 20,000.00  
 The Sheriff's Department experienced the loss of several corrections officers to Chrysler so the part time officers have had to fill in the places. The nursing line items reflect the increase in population as well as an increase in medical transports for procedures at the hospital, and five in patient and five out-patient surgeries. We currently have three full time nurses and two part time nurses working around the clock to meet the medical needs of the inmates.

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

<b>1188</b>	<b>Reassessment 2015 Fund</b>			
03265.00	Reassess Solution Contract	01113.04	Reassessment Dep	\$ 10,000.00 \$ 10,000.00
03265.00	Reassess Solution Contract	01521.00	FICA	\$ 1,000.00 \$ 1,000.00

Reassessment Deputies are being used to complete the trending project, in lieu of paying the hourly rate in the assessment contracts.

A motion was made by Mr. Stout to approve the transfer of \$10,000.00 from line item 03265.00, Reassessment Solution Contract, to line item 01113.04, Reassessment Deputy, and \$1,000.00 from line item 03265.00, Reassessment Solution Contract, to line item 01521.00, FICA. The motion was seconded by Mr. Papacek and carried.

**IN THE MATTER OF SALARY ORDINANCE NO. 2013-HCCO-33 – AMENDING SALARY ORDINANCE FOR 2013:**

Salary Ordinance No. 2013-HCCO-33 – Amending Salary Ordinance for 2013 was read in full one time by Auditor Martha Lake, and acted upon as follows.

<u>1000</u>	<u>Howard County General Fund</u>	<b>REQUESTED:</b>	<b>APPROVED:</b>
<u>005</u>	<u>Sheriff's Department</u>		
01119.07	Overtime	\$ 20,000.00	\$ 20,000.00
01123.00	Dispatcher	\$ -12,000.00	\$ -12,000.00
01123.04	PT Dispatcher	\$ -10,000.00	\$ -10,000.00
01123.05	OT Dispatcher	\$ 22,000.00	\$ 22,000.00
<u>009</u>	<u>Coroner's Office</u>		
01117.00	Part Time	\$ 2,500.00	\$ 2,500.00
<u>023</u>	<u>Commissioners' Budget</u>		
01121.00	Part Time Personnel	\$ 1,000.00	\$ 1,000.00
01124.00	Employee Service Bonus	\$ -140,000.00	\$ -Tabled-
01125.00	Comp Time Pay Out	\$ 140,000.00	\$ -Tabled-
<u>030</u>	<u>Public Defender</u>		
01113.00	Deputies	\$ -6,532.63	\$ -6,532.63
01113.31	FT Deputy Public Defender	\$ -19,179.08	\$ -19,179.08
01113.30	FT Deputy Public Defender	\$ 25,711.71	\$ 25,711.71
<u>034</u>	<u>Adult Probation</u>		
01119.02	Chief Probation Officer	\$ -1,000.00	\$ -1,000.00
01120.04	Assistant Chief Probation Officer (name changed from Juv Prob Supervisor)	\$ 1,000.00	\$ 1,000.00
<u>1120</u>	<u>COIT Spec Leg Jail / Juvenile Fund</u>		
<u>025</u>	<u>Sheriff</u>		
01119.06	Assistant Cook	\$ -3,000.00	\$ -3,000.00
01119.10	Jail Sergeant	\$ -3,000.00	\$ -3,000.00
01112.01	Assistant Nurse	\$ -3,000.00	\$ -3,000.00
01119.01	Corrections Officer	\$ -25,000.00	\$ -25,000.00
01125.02	PRN / OT Nurse	\$ 14,000.00	\$ 14,000.00

01120.01	PT Correction Officers	\$ 34,500.00	\$ 34,500.00
01120.00	OT Corrections Officers	\$ 60,000.00	\$ 60,000.00
<b><u>1188</u></b>	<b><u>Reassessment 2015 Fund</u></b>		
01113.04	Reassessment Deputy	\$ 10,000.00	\$ 10,000.00

Salary Ordinance No. 2013-HCCO-33 – Amending Salary Ordinance for 2013 was approved on a motion made by Mr. Papacek and seconded by Mr. Ellison.

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

1) On October 31, 2013, Sheriff Steve Rogers received a letter from First Farmers Bank informing the Sheriff that they were terminating their service to us regarding the Howard County Police Benefit Plan Trust and the Howard County Police Retirement Plan Trust. Options were discussed between Sheriff Rogers and Mr. Douglas concerning possible options. Mr. Douglas recommended Mutual Bank in St. Joe County. On November 19, 2013, Sheriff Rogers received a communication from Mutual Bank confirming that they would be able to provide the service. The administration fee will be .2% (\$24,638.73) of the total assessed value of the plan (\$12,319,364.00). Sheriff Rogers has informed the Merit Board of this decision, as well as Mr. Ron Metz. It was their consensus that the plan was being run very well. Sheriff Rogers will make sure the Auditor’s Office has the new routing information. A motion was made by Mr. Ortman to authorize President Miller to approve the transfer. The motion was seconded by Mr. Papacek and carried.

2) Sheriff Rogers submitted the October, 2013, Jail Commissary Fund and reviewed it with the Council Members. The balance as of October 31, 2013, was \$161,630.02. Sheriff Rogers also apprised the County Council of the activities of the Sheriff’s Department and the 911 Dispatch Center during and after the storms and tornados on November 17, 2013.

**IN THE MATTER OF PUBLIC COMMENT:**

President Miller opened the floor for public comment as follows:

**Grace Aprill, 12765 East County Road 100 N, Greentown, Indiana;** Ms. Aprill distributed copies of a prepared statement concerning the Amended Economic Development Agreement and the Amended SB-1 of the Wildcat Wind Farm II, LLC. The statement also voiced health and safety concerns as they apply to industrial wind turbines.

**IN THE MATTER OF AUDITOR ISSUES:**

Auditor Lake submitted the 2014 Council Meeting Schedule for the Council members’ review.

Ms. Lake submitted Form 1782 Notice, Budget Year 2014, The Notice of Final Budget Recommendations, and reviewed several financial and budgeting matters.

Concerning the 2014 Salary Ordinance, some of the language pertaining to several positions, approved for the 2014 budget year, need to be changed in order to comply with the requirements of the Affordable Health Care Act. A motion was made by Mr. Papacek to authorize Auditor Lake to make necessary changes in the 2014 Salary Ordinance in order to comply with the Affordable Health Care Act. The motion was seconded by Mr. Roberts and carried.

Ms. Lake was asked to speak at a local League of Women Voters meeting and she distributed copies of a power point presentation to the council members, concerning county offices and their official duties.

**IN THE MATTER OF VETERANS SERVICE OFFICE CONCERNS:**

Veterans Service Officer, Retired Colonel Ross Waltemath reviewed his October Monthly report with the Council members and field questions concerning the new construction of Jackson Street Commons, on the corner Jackson Street and Apperson Way, specifically for displaced veterans. The building will have twenty-six (26) units with 4-6 units designed for couples and the remainder as single units. Mr. Waltemath will help with reviewing and confirming applications for occupancy. There are plans to open in February, 2014.

*There being no further business to come before the Council at this time,  
the meeting was adjourned at 5:48 p.m.  
on a motion made by Mr. Papacek and seconded by Mr. Roberts and carried.*

**HOWARD COUNTY COUNCIL:**

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RICHARD H. MILLER, PRESIDENT

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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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JOHN ROBERTS, MEMBER

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DWIGHT V. SINGER, MEMBER

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JAMES PAPACEK, MEMBER

ATTEST:

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MARTHA J. LAKE, AUDITOR

Howard County Council Meeting November 26, 2013