

THE OCTOBER TERM HELD ON THE 17TH DAY OF DECEMBER 2013

The County Commission convened at 9:05 a.m., pursuant to adjournment on December 16, 2013. Present: Dan Colbert-Presiding Commissioner, Eugene Galloway- Associate Commissioner District 1, Matt Bass-Associate Commissioner District 2, Crystal Hall, County Clerk, the following proceedings were held:

Invocation given by Rev. Gary Jackson.

Economic Development Director: Larry Tucker

- Tucker presented the Commission an activity report of the meetings he has attended in the past month and discussed the contacts he has made in the County regarding economic development.
- Discussed development opportunities related to river transportation.

911 Director: Margie Harrell

- Discussed details of the proposed addressing ordinance. Harrell states that there are many dwellings in the County that are not properly marked with 911 addresses, which causes delayed response times for emergency responders when they are unable to locate the proper address. Mike Wood is reviewing the ordinance before the Commission puts it to a vote.
- Harrell will send letters to local entities regarding rate increases beginning July 2014, and remind entities that they must be current on user fees or the County will not extend a new contract.
- Harrell will be attending a 911 Advisory Board Meeting later in the week.

Emergency Management Director: Jerry Daugherty

- Discussed generators for towers and grant funds to reimburse for installing the generators.
- Discussed EMPG grants and 911 phone line revenues.
- Daugherty has applied for two Hazmat grants for the County.
- Daugherty is working with other agencies to hold drills for disaster readiness.
- Daugherty will be picking up two trailers and small generators from the Health Department and will store at the Highway Department.

Unfinished/New Business

- Commissioner Galloway made a motion to award auto parts bids to O'Reilly Auto Parts and NAPA Auto Parts. Commissioner Bass second. The ayes carried the motion.

Lisa Sitler, Coroner

- Sitler reported that as of today's date there have been 302 deaths for 2013 in the County.
- The Commission picked up the Coroner's van from Weinand and Younger. Sitler stated she had not picked the vehicle up as she was not aware it was ready and had never been told what was wrong with it.
- US Cellular turned off the Coroner's cell phone due to the buyout of the company. Sitler states she is unable to keep the old cell phone number. Sitler is working with Verizon to set up a new phone plan and phone number.
- Discussed relocating the Coroner's office to Complex 2. Sitler states she has concerns regarding security/safety going into Complex 2 during late hours. Sitler states she will need a fax/copier/scanner, as she currently uses the machine in Complex 1. Sitler asked if her computer would be able to be connected to the network from Complex 2. The coroner's computer is currently not connected to any network system.
- Sitler reviewed autopsy requirements.

Unfinished/New Business

- Commissioner Galloway made a motion to go into closed session to discuss personnel issues. Commissioner Bass second. A roll call vote was taken, all ayes to enter closed session. Motion carried.
- Commissioner Galloway made a motion to leave closed session. Commissioner Bass second. A roll call vote was taken, all ayes to leave closed session. Motion carried.
- David Henke, on behalf of his wife, Krysti Henke; Mike Krigbaum; and Jim Volmert came before the Commission to inquire why past Elected Officials didn't receive back pay as some of the current Elected Officials will be receiving per the December 3, 2013

Commission minutes when the Commission voted to pay any back compensation owed to current Elected Officials to correct the officials salaries based on the Goodwin v. Carrol County Court decision. Henke also questioned the Auditor and Sheriff's pay schedules. Leah Askey and Mike Wood were present to give legal opinion on the matter. Wood explained his review of the salary commission meeting minutes from 2005 until the present; and offered that the Commissioners were trying to remedy the problem. Wood states that there is no case law that he can find regarding a government entity paying past employees without a judgment from the Courts. Wood stated that the past elected officials would need to file a friendly declaratory motion. Askey offered that the County would not have the authority to provide an attorney for the past elected officials for this, that they would need to seek their own legal counsel for such a motion. The 2009 salary commission voted to put the Auditor position with the same pay schedule as the County Clerk, Collector, Treasurer, Assessor, and Recorder of Deeds. The Sheriff's position follows a separate schedule as per state statute. The Goodwin v. Carrol County Court decision states that salaries follow the positions, not the office holder. When new elected officials take office they are to receive the same pay as their predecessors, not be taken back to the base.

There being no other business before the County Commission at this time, the meeting thereupon was adjourned until Monday, December 23, 2013 at 9:00 a.m.

Crystal M. Hall
County Clerk

Daniel H. Colbert
Presiding Commissioner

EuGene Galloway
Associate Commissioner District I

Matt Bass
Associate Commissioner District II