

May 5, 2010

The Hendricks County Board of Commissioners met in regular session at 9:30 AM on Wednesday, May 5, 2010 with a quorum of all three (3) Commissioners in the Commissioners' Meeting Room on the first floor of the Hendricks County Government Center with the following in attendance:

David A. Whicker	)	
Eric L. Wathen	)	Hendricks County Board of Commissioners
Phyllis A. Palmer	)	
Gregory E. Steuerwald		Hendricks County Attorney
Cinda Kattau		Hendricks County Auditor
John Ayers		Hendricks County Engineer
Michael E. Graham		Administrator to Commissioners
James McBryant		Administrator Cypress Manor
Judith Wyeth		Secretary to the Commissioners

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Commissioner Whicker opened the meeting and led the Pledge to the Flag in unison.

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IN THE MATTER OF MINUTES

Commissioner Palmer moved to approve the minutes of the April 27, 2010 meeting, as corrected.

Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

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IN THE MATTER OF CLAIMS

Commissioner Palmer moved to approve Claims #205216 thru 205227, #205228 thru 205231 and #205232 thru 205248, as submitted. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

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IN THE MATTER OF EXIT 59

Commissioner Whicker stated they are moving a lot of dirt at Exit 59 for the Johnson & Johnson project.

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IN THE MATTER OF RONALD REAGAN PARKWAY

John Ayers announced there would be a progress meeting today for the Ronald Reagan Parkway.

John Ayers referenced a letter from Gradex requesting assistance for tickets they received for their overweight trucks on Plainfield roads while working on construction of the Ronald Reagan Parkway.

John Ayers reported the residents of Sun Chase Subdivision have requested sound screening of the Ronald Reagan Parkway for their homes in this development. Mr. Ayers stated they are looking at using some of the dirt from construction of the Ronald Reagan Parkway to build mounds to help muffle the sound.

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IN THE MATTER OF APPEAL - DENIAL OF POOR RELIEF

Commissioner Whicker acknowledged receipt of the Appeal Right and Procedures for Appeal Request – Township Assistance Action from Karen Hardin, 6639 Pasco Lane, Plainfield, for denial of poor relief for her by Mick Hickam, Guilford Township Trustee. Commissioner Whicker read the statement from Mrs. Hardin seeking appeal of this action. Ms. Hardin stated the Trustee had reported they had wasted income and explained several issues he regarded as wasted income that she and her husband did not agree with and stated some of their needs. Darlene Young, Guilford Township Trustees office, presented a summary income and of wasted income and explained the basic reason of their denial was they were over the income guidelines. Greg Steuerwald clarified the guidelines are established by the federal government and the Guilford Township Trustee was following those guidelines. Commissioner Palmer stated that based on the documents presented today she would make a motion to deny this appeal. Commissioner Whicker seconded the motion and the motion was approved unanimously 3-0-0.

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Commissioner Palmer thanked the Guilford Township Trustee and staff for the work they do and stated the job they do is appreciated.

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IN THE MATTER OF GARY EMSWELLER

Gary Emsweller, Washington Street in Danville, stated that although he did not win the County Commissioners' race he wanted to thank everyone for their support of him in his run for the office of Commissioner and stated there were no hard feelings as all three candidates for this office were friends and he enjoyed the experience.

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IN THE MATTER OF LAUTH

Mike Jones, Lauth, gave an overview and update on the Westpoint Business Park, located at Exit 59. He introduced Doug Fisher with CB Richard Ellis, and David Allen, Bingham McHale. He stated they are working together on this project at Exit 59. David Allen stated he will email an agreement with Veolia Water to Greg Steuerwald for his review. Mike Jones stated he will work with Mike Graham and Cinda Kelley on this project. Commissioner Wathen left at 10:20 AM.

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IN THE MATTER OF BLOOD DRIVE

Receipt was acknowledged of an email from Jamie Shurig, Indiana Blood Center, requesting to hold a blood drive for employees on Wednesday, June 16, 2010 from 8:30 to 10:00 AM on the south parking lot of the Government Center. It was the consensus of the Commissioners to approve the request from the Indiana Blood Center for a blood drive on June 16, 2010 at the Government Center.

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IN THE MATTER OF VENDING MACHINES

There was discussion of cancelling the contract with Calderon Brothers for the vending machines at the Court House and Government Center. Greg Steuerwald explained the termination options. Commissioner Palmer moved to notify Calderon Brothers that we wanted to cancel the contract for vending machines at both the Court House and Government Center. Commissioner Whicker seconded the motion and the motion was approved unanimously 2-0-0.

It was noted a contract had been received from Mast Venting d/b/a Sisters Vending, however, there was no representative in attendance at the meeting today.

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IN THE MATTER OF CORRESPONDENCE

Commissioner Whicker acknowledged receipt of the following correspondence:

Correspondence:

1. Willis Parker, concern about locating section stones and destruction of newly paved county roads.

**Action needed/taken on the following:**

1. Checks received and signed to the county:
  - a. Avenue Broadband Communications Inc. Franchise Fee \$212.62
2. Whicker signed vehicle titles for the following:
  - a. 2007 Dodge Charger Sheriff's Department
  - b. 2007 Dodge Charger Sheriff's Department
3. Documents needing action: None

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IN THE MATTER OF JAIL - FAX

Receipt was acknowledged of a phone call from Capt. Megen Morgan advising the fax in the detective's

section at the jail started smoking this morning when they tried to send a fax and they feel this fax is finished. She stated they have sufficient funds in the commissary fund and are willing to fund a replacement fax if the Commissioners will grant approval to purchase a replacement fax. It was noted we can order a remanufactured fax from CopyCo like several others we have recently purchased for other County office for \$685 and that Capt. Morgan has indicated she has \$800 in her fund. Commissioner Palmer moved to approve the request to purchase a reconditioned replacement fax for the detective section at the jail and that it be funded from their funds. Commissioner Whicker seconded the motion and the motion was approved unanimously 3-0-0.

Commissioner Wathen returned to the meeting at 10:30 AM.

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IN THE MATTER OF WEIGHTS AND MEASURES

Receipt was acknowledged of the March 15 to April 10, 2010 Weights and Measures Monthly Report from Charles Colbert, Weights and Measures Inspector.

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IN THE MATTER OF CYPRESS MANOR

James McBryant presented an application for Winsome V. Lewis for residency in Cypress Manor and gave a brief history of this individual. He referenced an email he had previously sent to the Commissioners relative to this individual. Commissioner Palmer moved to accept this individual as a resident in Cypress Manor as presented by Mr. McBryant and recommended by him. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

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IN THE MATTER OF ANIMAL CONTROL

Mike Graham reported that as a part of the formation of the Animal Control Advisory Group the Commissioners need to appoint one citizen and one veterinarian to the group and stated they have received letters or emails from four individuals seeking the appointment as Citizen Member to the Advisory Group. They are: Cherie Fox, Bea Tate, Krista Teuebaugh and Eugene Trapp. Commissioner Wathen requested that Krista Teuebaugh be considered. Mr. Graham stated for the Veterinarian appointment the following are recommended: Dr. Brain Mehringer, Avon Veterinarian Clinic; Dr. Denise Powell, Pittsboro Veterinarian Clinic; Dr. Blake Deckard, Animal Clinic of Plainfield; Dr. Angela Smith, Pet Clinic of Brownsburg; Dr. Timia Brady, Brownsburg Animal Clinic; and Dr. Dale K. Steele, Westwood Animal Hospital. He also stated some of the Vets listed are recommended names received from the Animal Control Department staff. Mr. Graham stated the appointment recommendation for the Humane Society's member position received from the Hendricks County Humane Society is Merrily Nilles and from the Friends of the Shelter are Dan Mazzio and an alternant Kyle McGuiness. He stated this recommendation raises a policy question on whether or not to permit an alternate. There was discussion of the selection of the appointments, the process to make the selections and if there was a need for an alternate. It was the consensus of the Commissioners for Commissioner Palmer to contact Dr. Steele if he would be interested in being the veterinarian appointment and for Commissioner Wathen to contact Krista Teuebaugh if she would be the citizen appointee.

There was discussion if there was a need to make appointments as alternates. It was the consensus of the Commissioners to continue this matter to the next meeting.

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IN THE MATTER OF CONSERVATION CLUB DAM

Mike Graham stated Pat Cockrum of Sycamore Services and Dennis Dawes of the Hendricks Regional Health are preparing a purchase agreement for Sycamore Services to purchase 4 acres from Hendricks Regional Health. With the money from the sale to Sycamore Services, the Hendricks Regional Health will buy property from Hendricks County. Money from the sale to Hendricks Regional Health will be used by the County to help pay for repair to the Conservation Club dam. Commissioner Whicker stated County Surveyor David Gaston needs to be involved in this matter as this is also a Drainage Board issue. There was discussion the property owners adjacent to the lake including the Conservation Club dam will be assessed an annual drainage fee to maintain the dam after the repair.

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IN THE MATTER OF OLD DANVILLE TOWN HALL

Mike Graham announced the walk through inspection of the Old Danville Town Hall on the square will be on Friday, May 7, 2010.

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IN THE MATTER OF INSURANCE AUDIT

Mike Graham reported the quote from Insurance Audit for the County insurance will be received by Friday, May 7, 2010.

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IN THE MATTER OF PARKING LOTS

Mike Graham stated he and John Ayers will be meeting with representatives of the Town of Danville to talk about combining parking lots on Wednesday, May 12, 2010.

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IN THE MATTER OF RAILS TO TRAILS - B&O TRAIL

John Ayers announced the ground breaking ceremony for the B&O Trail will be held on Tuesday, May 11, 2010 at 2 PM.

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IN THE MATTER OF SR 267

John Ayers stated the County and Towns are working with INDOT on the exchange of SR 267 and they will respond with a counter offer to their original offer.

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IN THE MATTER OF REX (ROCKIES EXPRESS PIPELINE)

John Ayers reported he is continuing to work with REX (Rockies Express Pipeline) relative to the damage to County roads that were caused by their trucks while installing the pipeline in southern Hendricks County. Commissioner Whicker emphasized that funds received from REC should only be used for repair of the roads affected by the construction of the pipeline.

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IN THE MATTER OF SR 39

John Ayers stated SR 39 near Exit 59 has now re-opened. He further stated they have now closed SR 39 between CR 900S and CR 800S in order to repair a bridge (Des. #9608950, Contract R-30295). He presented a new interlocal detour agreement from INDOT for the unofficial local detour on CR 800S / CR 0 / and CR 900S and presented a map indicating the portions of these roads that would be affected. Commissioner Palmer moved to approve and sign the Letter of Understanding for Unofficial Local Detour over CR 800S / CR 0 / CR 900S as presented. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

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IN THE MATTER OF COUNTY VEHICLES

John Ayers explained mechanical problems with one of the County vehicles in the Engineering department vehicle pool that will be costly and stated they will have the Sheriff's garage repair this vehicle as we are unable to replace it at this time.

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IN THE MATTER OF HIGHLANDS

Commissioner Palmer stated she had received a complaint on the roads in The Highlands and requested John Ayers to check these streets.

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IN THE MATTER OF COUNTY HISTORIAN

Auditor Cinda Kattau referenced an email sent to the Commissioner relative to the Indiana County Historian and stated Hendricks County is only one of three counties that do not have a County Historian. There was discussion of a Hendricks County Historian. It was the consensus of the Commissioners for Cinda Kattau to contact the Hendricks County Historical Society for a recommendation for the appointment of a County Historian.

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IN THE MATTER OF MABLE LEINEWEBER

Receipt was acknowledged of a copy of the May 3, 2010 draft letter to Mable Leineweber from Don Reitz, Planning Director, relative to her complaint expressed at the April 27, 2010 Commissioners' meeting. Mr. Reitz responded with a status report of the three properties of interest to Mrs. Leineweber.

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IN THE MATTER OF CORNERSTONES

Receipt was acknowledged of the April 28, 2010 letter to County Surveyor David Gaston from Willis G. Parker relative to road damage incurred while looking for cornerstones after a road has been paved.

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IN THE MATTER OF HUMAN RESOURCES

Receipt was acknowledged of the weekly Human Resources report for April 26 to May 7, 2010 from Ron Love, Human Resources Director.

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IN THE MATTER OF HIGHWAY

Receipt was acknowledged of the weekly Highway report for April 24 to April 30, 2010 from Curt Higginbotham, Highway Superintendent.

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IN THE MATTER OF ERIC WATHEN

Commissioner Whicker congratulated Eric Wathen on his good showing in the primary election for US Representative from District 4 and stated he represented Hendricks County well. Commissioner Palmer concurred with this statement and stated, however, she was glad to keep him as a Hendricks County Commissioner.

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Commissioner Palmer moved to adjourn the Commissioners' meeting at 11:10 AM. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

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David A. Whicker, President

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Eric L. Wathen, Vice President

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Phyllis A. Palmer, Member

ATTEST: \_\_\_\_\_  
Judith Wyeth, Deputy Auditor

