

June 8, 2010

The Hendricks County Board of Commissioners met in regular session at 9:30 AM on Tuesday, June 8, 2010 with a quorum of two (2) Commissioners in the Commissioners' Meeting Room on the first floor of the Hendricks County Government Center with the following in attendance:

David A. Whicker)	Hendricks County Board of Commissioners
Phyllis A. Palmer)	
Gregory E. Steuerwald		Hendricks County Attorney
David Gaston		Hendricks County Surveyor
John Ayers		Hendricks County Engineer
Michael E. Graham		Administrator to Commissioners
Judith Wyeth		Secretary to the Commissioners

NOTE: Commissioner Wathen and Cinda Kattau, Hendricks County Auditor, did not attend this meeting.

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

IN THE MATTER OF MINUTES

Commissioner Palmer moved to approve the minutes of the June 1, 2010 meeting, as corrected.

Commissioner Whicker seconded the motion and the motion was approved unanimously 2-0-0.

IN THE MATTER OF CLAIMS

Commissioner Palmer moved to approve Claims #206316 thru 206326, #207000 thru 207014, #096337 thru 096455 and Direct Deposit #059369 thru 059754, as presented. Commissioner Whicker seconded the motion and the motion was approved unanimously 2-0-0.

IN THE MATTER OF EXIT 59

John Ayers stated the closure of the portion of SR 39 near Exit 59 has been changed, but he has not yet reviewed the new detour route with INDOT.

Mike Graham stated that developer Paul Kite is putting together an application to the Indiana Economic Development Corporation to receive "Shovel Ready Certification" and they needed a letter of support from the Commissioners. He explained he had drafted a letter stating the Hendricks County elected officials are in full support of this program as evidenced by our Tax Increment Finance designation and zoning approval for Mr. Kite's 70 West Commerce Park project at Exit 59. Commissioner Whicker stated he had signed the letter. It was the consensus of the Commissioners to make this letter regarding support of the 70 West Commerce Park project a part of the record.

IN THE MATTER OF RONALD REAGAN PARKWAY

John Ayers stated they are continuing hauling fill dirt for the bridge on the Ronald Reagan Parkway over the CSX tracks and they have now set their first structure at the site. He also explained they are working with the State to use the dirt being removed from the B&O Trail project for fill dirt at this site, which would be a cost savings for both projects.

John Ayers referenced his June 1, 2010 letter to the Indiana Department of Transportation Crawfordsville District following up with his previous request in February 2009 for a traffic signal installation at the intersection of the Ronald Reagan Parkway Connector Road and US 136.

IN THE MATTER OF ORDINANCE NO. 2010-15
AN ORDINANCE ESTABLISHING
THE HENDRICKS COUNTY SURVEYOR'S OFFICE OPERATING FUND

Commissioner Whicker announced a public hearing had been duly advertised for 9:30 AM in the

Commissioners' Meeting Room for an Ordinance Establishing the Hendricks County Surveyor's Office Operating Fund and opened the public hearing at 9:37 AM. David Gaston stated he had presented this draft ordinance to the Commissioners on May 11, 2010 and requested this ordinance be advertised for a public hearing. He explained there are no new fees and that all fees stated in the ordinance have previously been credited to the Surveyor's budget and are used to operate the Surveyors office, however, the State Board of Accounts has instructed him this should be a separate line item. This ordinance will establish a line item for these existing fees. Commissioner Whicker asked if there was any public comment. There was no public input. Commissioner Whicker closed the public hearing. Commissioner Palmer moved to approve the Ordinance Establishing the Hendricks County Surveyor's Office Operating Fund for the purpose of operating the Surveyor's Office and adopt as Ordinance 2010-15. Commissioner Whicker seconded the motion and the motion was approved unanimously 2-0-0.

IN THE MATTER OF RIDGEHILL LOT #121 PEDESTRIAN TRAIL

Ronnie Austin, Washington Township Trustee, stated he had come before the Commissioners on April 20, 2010 to request a pedestrian trail that would be constructed through the County owned Lot #121 in Ridgehill of Prestwick and was directed to bring back plans. He presented plans for this proposed pedestrian trail that was designed by American Structurepoint. There was discussion of the County liability on this lot, the speed limit in this area, possible warning signage and the general safety of the children in the neighborhood. Mr. Austin stated there are 68 homeowners in this development and all but one support this project. Troy Eads, Ridgehill, explained there was overwhelming neighborhood support for this project and the residents are looking forward to this trail. Commissioner Palmer moved to table this request to another meeting for Commissioner Wathen to be involved in the discussion. Commissioner Palmer withdrew her motion. There was discussion of change of ownership of this lot by possibly conveying the property to Washington Township. It was the consensus of the Commissioners to put this proposed pedestrian trail for Ridgehill Lot #121 on the June 15, 2010 agenda for further consideration.

IN THE MATTER OF VENDING MACHINE SERVICE

Janice Payne, Sisters Vending, presented a revised contract to provide vending machine service to the Government Center, Adult Probation and the Court House. Attorney Greg Steuerwald stated he had reviewed this contract and approved the changes making all notice dates 30 days in order to be uniform. Mr. Steuerwald also referenced paragraph #10 referring to removal of existing vending company equipment and stated we may have to wait some time in order to terminate the existing contract with Treat America, formerly Caldron Brothers. Ms. Payne stated they understood this time frame as they have encountered this termination time frame in other instances. Commissioner Palmer moved to notify Treat America, formerly Caldron Brothers, of the Commissioners decision to cancel our vending contract effective at the end of their current contract.

Commissioner Whicker seconded the motion and the motion was approved unanimously 2-0-0.

IN THE MATTER OF COURT HOUSE SECURITY

Mike Graham responded to the Commissioners request at the June 1, 2010 to research where we are with implementing a Court House Security Plan. He reported the last formal contact we had with the Courts was the first of February 2010 and at that time we asked the Courts to review comments regarding the security plans proposed by Sheriff Dave Galloway and Engineer John Ayers. Mr. Graham stated we received written review comments from Judge Freese, Superior 1, and Judge Smith, Superior 4, and briefly relayed their comments. He also stated that in addition to these two written comments written comments were received from Judge Boles, Circuit Court, and Larry Hesson, Council President, stating no additional security is needed at the Court House. Mr. Graham stated we now have a completed security proposal from Sheriff Dave Galloway and Engineer John Ayers that has addressed the concerns of Judges Freese and Judge Smith other than Judge Smith's request to include the Bar Association in the review process. He stated the next decision point is how to convey the revised plans to the Judges and do the Commissioners want another group meeting or do they want to do it individually? There was discussion of the plan, the comments from the two judges, the comments from the two individuals not wanting additional security and of setting up a meeting of the elected officials at the Court House with John Ayers and Sheriff Galloway. It was the consensus of the Commissioners to set a meeting with the elected officials at the Court House. Mike Graham was directed to brief the two individuals in opposition to additional security prior to the meeting.

IN THE MATTER OF ANIMAL CONTROL

Mike Graham reported the section of the Animal Control Advisory Group has been completed except for the County Council and the Commissioners representatives. He explained after the Council makes their selection at their meeting on June 10th 2010 there will be appointment letters presented June 15, 2010 for execution. He stated his focus is on how the Group will address the issues so it has a chance for success and asked if they want the Advisory Group to go through the process of developing a mission statement or do we tell them the mission statement is already established as developed by Mr. Whicker? He stressed there needs to be identification and a listing of the issues the Advisory Group would like to address, after the list is complete then the issues need to be assigned a priority and after the list and priority are assigned the Commissioners should review and make any adjustments they determine are appropriate. Mr. Graham stated the approved list then becomes the work program for the Advisory Group providing a structure to address the issues. There was discussion of the Advisory Group meeting structure. It was the consensus of the Commissioners for Mike Graham to make a list of possible facilitators who could help setup the structure of the Animal Control Advisory Group. Mr. Graham requested the Commissioners to contribute names of possible facilitators for that list.

Commissioner Palmer requested that they look at the Animal Control fees.

IN THE MATTER OF AIC LOCAL COOPERATION AWARD APPLICATION

Mike Graham responded to a request from Commissioner Palmer to put together an application for the 2010 Association Indiana Counties (AIC) Local Cooperation Award Application and presented a draft of an application for providing sewer service for Exit 59. He stated the cooperation between Hendricks County

officials and Monrovia Town officials on this joint project met the criteria for this award. Mr. Graham stated the application is to be only 600 words and it is now 800. It was the consensus of the Commissioners to approve the application for the AIC award and edit the application to reduce to 600 words and then submit.

IN THE MATTER OF LIABILITY INSURANCE

Mike Graham reported that Mark Forsythe with Insurance Audit needed some additional insurance policy information and rather than playing the middle man he had him contact Rich Jensen directly as he found it to be more efficient.

IN THE MATTER OF EMPLOYEE HEALTH INSURANCE

Mike Graham presented Amendment No. Four (4) Hendricks County Government effective April 1, 2010 stating the following changes are made to the Hendricks County Employee Health Benefits Plan: I. in Section Eligibility, Enrollment, and Termination of Coverage, subsection Dependents, Page 2.to Eligibility, and explained the language changes. Commissioner Whicker moved to accept Amendment No. Four of the Employee Health Insurance Benefits Plan, subject to approval by the Council. Commissioner Palmer added to authorize the President to sign the amendment on behalf of the Commissioners and seconded the motion. The motion was approved unanimously 2-0-0.

Mike Graham stated he will take this amendment to the Council at their June 10, 2010 meeting.

IN THE MATTER OF FORMER DANVILLE TOWN HALL

John Ayers stated the report about the condition of the former Danville Town Hall is not ready. He stated it may be ready for next Tuesday.

IN THE MATTER OF BRIDGE INSPECTIONS

John Ayers presented the contract from United Consulting for bridge inspections and explained this in for two phases over four years to inspect the County's 237 bridges in the amount of \$232,400 and will be 80% federally funded. He stated Bridge #178, the historic iron truss pedestrian bridge on Shady Lane behind Kroger's in Danville, requires a special inspection and is included in this amount. Mr. also stated the County's 20% will be funded from cum bridge. Commissioner Palmer moved to approve and sign the contract with United Consulting for bridge inspections for 2010 thru 2012. Commissioner Whicker seconded the motion and the motion was approved unanimously 2-0-0.

IN THE MATTER OF COUNTY ROAD PAVING

John Ayers gave an update on paving of County Roads including Ladoga Road and Maloney Road being done at this time.

IN THE MATTER OF CORRESPONDENCE

Commissioner Whicker acknowledged receipt of the following correspondence:

Correspondence:

1. IDEM, Permits Branch, Office of Air Quality, Twin Bridges Recycling and Disposal Facility, Approval of a Temporary Operations Permit.
2. Elected Officials Workshop covering the Hendricks County Communications Center, Wednesday, June 9, 2010, Plainfield Public Safety Headquarters, 1075 W. Main Street, Plainfield, IN, 6:00 p.m.-8:00 p.m.
3. Hoosier Heartland RC&D Council Meeting, Monday, July 7, 2010, 6:00 p.m., MCL Restaurant & Bakery, 3630 South East Street, Indianapolis, IN.

David A. Whicker, President

Eric L. Wathen, Vice President

Phyllis A. Palmer, Member

ATTEST: _____
Judith Wyeth, Deputy Auditor

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