

January 19, 2010

The Hendricks County Board of Commissioners met in regular session at 9:30 AM on Tuesday, January 19, 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)	
Tyler Starkey		Hendricks County Acting Attorney
Cinda Kattau		Hendricks County Auditor
Dr. David Hadley		Hendricks County Health Director
John Ayers		Hendricks County Engineer
Michael E. Graham		Administrator to Commissioners
James McBryant		Administrator Cypress Manor
Douglas Morris		Hendricks County Systems Administrator
Cathy Grindstaff		Hendricks County Director of Environmental Management
Judith Wyeth		Secretary to the Commissioners

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 January 12, 2010 meeting, as corrected.

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

IN THE MATTER OF CLAIMS

Commissioner Wathen moved to approve Claims #09536 thru 095262 and Direct Deposit #055399 thru 055797, as presented. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF EXIT 59

Mike Graham stated he had hand delivered the contract for the water line for Exit 59 to Veolia Water. He also stated that Veolia has an easement document through the Koger property at Exit 59 for the water line and their attorney is now reviewing this document. Mr. Graham explained he is looking at obtaining a Letter of Credit through the Hendricks County Treasure for this contract with Veolia.

Commissioner Whicker announced they were advised by American Structurepoint this morning during the Hendricks County Regional Sewer Board meeting that the sewers are complete at Exit 59 and that American Structurepoint, Inc. is waiting for the contract of completion from Valenti-Held.

Commissioner Whicker also announced the Regional Sewer Board approved the agreement with Aqua Indiana for their Professional Services for the management and operation of wastewater system area in southern Hendricks County near State Road 39 and I-70 Interchange, Exit 59, to maintain this new sewer system.

IN THE MATTER OF RONALD REAGAN PARKWAY

Mike Graham reported Tom Klein, Avon Town Manager, had inquired if there were any additional meetings planned for the Ronald Reagan Task Force. Commissioner Wathen stated none were planned at this time, however, he would be willing to meet with any Avon Council member.

John Ayers reported the awarding of the Tiger Grants had been moved to the second week of February and he remains hopeful Hendricks County will be awarded a grant for the Ronald Reagan Parkway.

John Ayers stated he is waiting for Notice to Proceed from INDOT for the Ronald Reagan Parkway south of US 36 and explained the local match will be from the Innovative Financing portion of the funding had been

approved. He also stated Crossroads Engineering is surveying the Ronald Reagan Parkway from CR 100S to CR 200S and stated this project is in the Metropolitan Planning Organization (MPO) Long Range Plan.

John Ayers reported the Town of Avon has paid their portion of the paving cost of the Ronald Reagan Parkway that is within their city limits.

John Ayers explained he is checking with Beam, Longest and Neff for the status of the environmental study for the Ronald Reagan Parkway north of 56th Street.

Commissioner Wathen advised he is working with Tom Kline, Avon Town Manager, and Greg Zusan, Avon Town Council Member, on the Ronald Reagan Parkway from CR 100S to CR 200S.

IN THE MATTER OF HEALTH DEPARTMENT

Cathy Grindstaff explained the Health Board has determined they need to request additional legal fees for anticipated increased legal expenses and inquired the process and budget for this additional. The Health Board would like to use the Commissioners' line item for legal services. Auditor Cinda Kattau explained the statute and procedure for the Health Board to request additional funding from the Health Fund Levy from the General Fund. It was the consensus of the Commissioners for Ms. Grindstaff to go to the Council for the additional appropriation for the Health Department legal account and not the Commissioners' account.

Cathy Grindstaff explained the Health Board has approved changes to the Food Ordinance to include Farmers' Markets, changes to the Fee Ordinance to cover permits for Farmers' Markets and also changes to the Body Modification Ordinance. These changes were discussed and the time frame to set an effective date. It was the consensus of the Commissioners for Ms. Grindstaff to bring back these three draft ordinances on January 26, 2010 and request advertising for a public hearing for each of these ordinances.

IN THE MATTER OF HEALTH BOARD APPOINTMENT

Commissioner Whicker acknowledged receipt of a revised list of names from Dr. Hadley for consideration of appointment to the Health Board to replace Dr. Harold Power. Dr. Hadley explained the changes. It was the consensus of the Commissioners to continue the appointment of a new member to the Health Board to the January 26, 2010 meeting.

IN THE MATTER OF ENERGY SAVINGS

John Ayers presented a Request for Proposals (RFP) for Energy Performance Contracting Services to furnish guaranteed energy savings and facility improvement program for County buildings and requested to advertise for proposals. It was determined the proposals would be due at 1:00 p.m. on Friday, March 5, 2010 at the Hendricks County Engineering Office and selection of the qualified provider will occur at a regular County Commissioners' meeting on a date to be determined. Commissioner Wathen moved to advertise the RFP for energy savings to be due at 1:00 p.m. on March 5, 2010 in the Engineer's Office and that the selection would be on a date to be later determined. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF GOV PARTNER SOFTWARE

John Ayers explained the Gov Partner software to handle citizen complaints would be beneficial to the

Engineering department to track road complaints and also for building maintenance. He stated various County offices are planning to join funds to purchase this software and the Engineer's portion could be funded from various Cume Cap lines as follows: Miscellaneous, \$6,000; Community Building Office Space, \$6,000; Animal Shelter General, \$2,500; and Miscellaneous Renovations, \$3,500. It was the consensus of the Commissioners to purchase the Gov Partner software and fund \$18,000 from Cume Cap as stated.

IN THE MATTER OF ENGINEERING DEPARTMENT

John Ayers explained the Metropolitan Planning Organization (MPO) held a Long Range Plan meeting on January 13, 2010 to discuss their 2035 long range plan. He explained the planning area includes all of Hendricks County.

John Ayers stated he and Commissioner Wathen will meet this week with representatives of the Town of Brownsburg to discuss the swap of SR 267 with INDOT.

John Ayers advised that he and two other employees in Engineering plan to attend the LTAP Bridge Conference on January 20, 2010.

John Ayers stated there is some talk of the possibility of a second stimulus package. There was discussion of several projects that might be considered if another stimulus package was made available.

IN THE MATTER OF ROCKIES EXPRESS PIPELINE (REX)

John Ayers stated we have not received a response from Rockies Express Pipeline on repair to County roads that were damaged when the pipeline was installed in southern Hendricks County.

IN THE MATTER OF CAPITAL IMPROVEMENT PLAN

Mike Graham explained as a part of the Comprehensive Financial Plan we prepare a Capital Improvement Plan and that previously he has solicited the projects from the various departments to compile the plan. He stated he would like to have the Planning Department to prepare the Capital Improvement Plan for the 2010 Comprehensive Financial Plan update and stated he has talked to Don Reitz, Planning Director, and he is agreeable to doing the plan. Mr. Graham stated he would like to formally request the Planning Department to prepare the Capital Improvement Plan. There was discussion of the Planning Department doing this project due to the slowdown in their work load at this time. It was the consensus of the Commissioners to request the Planning Department to compile the Capital Improvement Plan for this year.

IN THE MATTER OF DANVILLE PROPERTY

Mike Graham presented a draft letter to Danville seeking permission to inspect their old Town Hall building and stated the rational for having the inspection is the last counter offer from Danville said they would sell the building "as is". He stated that because of the counter offer we need to have a firm understanding of the building's condition. Mr. Graham explained he had asked Jack Lawson for a recommendation on an inspection firm and Mr. Lawson recommended the Buyer's Protection Group and their local representative is Mike Richhart. He further stated that Buyer's Protection Group is a nationwide company with 220 inspectors and explained it would take 6-8 hours to inspect the building and they would produce a report in 24 hours for a fee of \$1,150. Commissioner Wathen moved to approve the letter to the Town of Danville and authorize the

President to sign on behalf of the Commissioners. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

There was discussion of the inspection of the Danville property and that a Hendricks County staff member could accompany the inspector during the inspection. Commissioner Wathen moved to approve the inspection of the Danville property by Mike Richhart of Buyer's Protection Group for a fee of \$1,150. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0. Commissioner Whicker requested a Hendricks County staff member to accompany the inspector at the time of the inspection.

IN THE MATTER OF CYPRESS MANOR

Mike Graham explained James McBryant would like to have a conversation with the Commissioners about how they would like to receive the requests for new residents at Cypress Manor. James McBryant stated he can change the way he gives the request for a new applicant, he could email the Commissioners a summary of the applicant's background if they need more time for consideration of if it is the type of residents then maybe guidelines could be developed to better guide the selection. He presented a draft form for consideration. It was the consensus of the Commissioners for Mr. McBryant to provide a summary description of any new applicant for Cypress Manor to Mike Graham that he would then give to the Commissioners.

Mr. McBryant stated he is working with Systems Administrator Doug Morris and Human Resources Director Ron Love to improve the time keeping for employees of Cypress Manor.

IN THE MATTER OF CUSTODIAL SUPERINTENDENT

Mike Graham referenced an email he sent last week seeking direction on the reorganization of the custodial and maintenance functions. He stated from the comments he received, there is support and agreement for the reorganization and the areas that need attention when the reorganization occurs. Mr. Graham further explained the position and stated it could be changed to Facilities Manager. It was the consensus of the Commissioners for Mike Graham to request Human Resources Director Ron Love to write a new job description for a Facilities Manager.

IN THE MATTER OF TECH BOARD

Mike Graham clarified there is no Hendricks County ordinance establishing a Tech Board and stated the Systems Administrator could bring in issues of concern or requests to the Commissioners' meetings in the same manner as other department heads. Doug Morris explained he would prefer to bring matters as needed rather than have a specified time and date that is not always timely. It was the consensus of the Commissioners that they would no longer have a Tech Board at 10:30 AM on the first and third Tuesday of the week, but would instead incorporate the technology needs and issues into the regular Commissioners' meetings.

IN THE MATTER OF HOMELAND SECURITY GRANT

Mike Graham explained David Warren, Emergency Management Director, has provided a 2007 Homeland and Security Grant Program Sub-Grant Agreement EDS #C44P-0-186A in the amount of \$14,694 for consideration and stated a copy has been sent to Greg Steuerwald for his review. Commissioner Palmer moved to approve the Homeland Security Grant Agreement EDS #C44P-0-186A in the amount of \$14,694, subject

to review by legal counsel. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF HIGHWAY CHARTS SOFTWARE

Receipt was acknowledged of a notice from the Highway Department for renewal of the Annual Maintenance & License Agreement with GFS for Charts Software for their accounting software program in the amount of \$1,500 and presented the Addendum to Articles of Agreement between Hendricks County Highway Department and GFC, LLC for Charts Software. It was noted a copy of the agreement has been sent to Greg Steuerwald for his review and comment. John Ayers stated this accounting software is used by both the Highway and Engineering Departments. Commissioner Wathen moved to approve the Addendum to Articles of Agreement between Hendricks County Highway Department and GFC, LLC for Charts Software in the amount of \$1,500. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF PROLIANCE

Mike Graham stated ProLiance Energy has provided a contract for Reduction of the Jail's Vectren gas bill in response to the presentation ProLiance made on December 22, 2010. He stated a copy of the contract has been sent to Greg Steuerwald for his review, however, had not received his comments. Mr. Graham also stated they were attempting to obtain additional information relative to gas bills for other County buildings and requested to continue this contract with ProLiance Energy until the additional information was received and the contract had counsel approval. It was the consensus of the Commissioners to continue the ProLiance Energy contract to the January 26, 2010 meeting.

IN THE MATTER OF ASSESSOR'S OFFICE

Assessor Gail Brown was on the agenda for the Pictometry contract, however, she requested the Pictometry contract be continued to the January 26, 2010 meeting. It was the consensus of the Commissioners to continue the Pictometry contract to the January 26, 2010 meeting, as requested by the County Assessor.

IN THE MATTER OF STATE OF THE COUNTY SPEECH

It was noted that all elected officials and department heads have been emailed a request to provide information on any special projects, recognition, accomplishments, goals, etc for their office during the past year or are currently working on for the annual State of the County Speech and that this information be provided by January 29, 2010. There was discussion of a date for the speech. It was the consensus of the Commissioners to set the annual Hendricks County State of the County Speech for 1:00 PM on Tuesday, February 16, 2010 in the Hendricks County Government Center Room 4-5.

There was discussion of inviting Council President Larry Hesson to present information during the speech. It was the consensus of the Commissioners for Judy Wyeth to contact Mr. Hesson and invite him to participate.

IN THE MATTER OF COMMUNITY CORRECTIONS ADVISORY COUNCIL

Mike Graham stated that he had not received a response from all parties for the additional appointments to the Community Corrections Advisory Council and requested to continue these appointments to the January 26, 2010 meeting. It was the consensus of the Commissioners to continue the appointments to the Community

IN THE MATTER OF EMPLOYEE TEMPORARY UNPAID LEAVE

Mike Graham presented the Employee Temporary Voluntary Unpaid Leave policy and explained the policy. He stated Ron Love, Human Resources Director has presented this policy to the Council and they have reviewed this policy. There was a brief discussion of this policy and the effective dates. Commissioner Palmer moved to adopt the Temporary Voluntary Unpaid Leave Policy effective January 1, 2010 through December 31, 2010. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF HENDRICKS COUNTY SCHOOLS

Commissioner Palmer reported on an article in the *Hendricks County Flyer* stating that the Indiana Chamber of Commerce had designated all Hendricks County schools as “best buy” with value of education for the dollar with Plainfield having a designation of “head of the class” She stated the school systems in Hendricks County are one of the main attractions that draws people to Hendricks County.

IN THE MATTER OF DAVID A. WHICKER

Commissioner Palmer congratulated Commissioner David A. Whicker on receiving the Community Service Award presented during the annual meeting of Leadership Hendricks County.

IN THE MATTER OF CIB

Commissioner Palmer reported on a meeting of the Capital Improvement Board (CIB) she had attended on January 15, 2010 in the Indianapolis Convention Center and stated the donut counties will have one voting member on the CIB Board. She explained there were two candidates and the representatives from the donut counties selected Brenda Meyer from the Hamilton County Tourism Commission to represent them.

IN THE MATTER OF CORRESPONDENCE

Commissioner Whicker acknowledged receipt of the following correspondence:

Correspondence: None

Action needed/taken on the following:

1. Checks received and signed to the county:
 - a. Governmental Insurance Exchange \$718.80 Vehicle Damage
 2. Whicker signed vehicle titles for the following: None
 3. Documents needing action: None
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IN THE MATTER OF TORT CLAIM

Receipt was acknowledged of a Tort Claim from Nunn Law Office on behalf of Zachary Mokaya for incident of October 28, 2009 at the intersection of CR 800E and US Hwy 36 in the Town of Avon. It was noted the original has been hand delivered to Rich Jensen and a copy faxed to Attorney Greg Steuerwald.

IN THE MATTER OF MAXIMUS

Receipt was acknowledged of a letter from MAXIMUS advising they have submitted a reimbursement claim to the State of Indiana for the third quarter on our behalf in the amount of \$20,613.60.

IN THE MATTER OF SHERIFF'S DEPARTMENT

Receipt was acknowledged of the Sheriff's annual report from Sheriff David Galloway.

IN THE MATTER OF EXECUTIVE SESSION

Commissioner Whicker read the following memo regarding the 9:00 AM Executive Session held on

January 15, 2010.

MEMO

TO: File
DATE: January 15, 2010

We hereby certify that the only matter discussed during the Hendricks Board of Commissioners 9:00 AM Executive Session on this date, duly published by means of the posted Agenda, was the only item listed on said Agenda and no final action was taken.

Hendricks County Board of Commissioners

David A. Whicker, President
Eric L. Wathen, Member
Phyllis A. Palmer, Vice President

Commissioner Palmer moved to adjourn the Commissioners' meeting at 11:03 AM. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

David A. Whicker, President

Eric L. Wathen, Vice President

Phyllis A. Palmer, Member

ATTEST: _____
Judith Wyeth, Deputy Auditor

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