

February 9, 2010

The Hendricks County Board of Commissioners met in regular session at 9:30 AM on Tuesday, February 9, 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
Mary Anne Lewis		Chief Animal Control Officer
James McBryant		Administrator Cypress Manor
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 Wathen moved to approve the minutes of the February 2, 2010 meeting, as corrected.

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

IN THE MATTER OF CLAIMS

Commissioner Wathen moved to approve Claims #202814 thru 202838 and #202841 thru 202968, as presented. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF EXIT 59

Mike Graham reported the easement through the Koger property for the water line at Exit 59 had been secured and Veolia has a tentative start date for the water line of mid March.

Auditor Cinda Kattau reported Cinda Kelley, Executive Director Hendricks County Economic Development Partnership, will present a Resolution for Tax Abatement and Execution of Statement of Benefits for Exit 59 to the Council on Thursday, February 11, 2010.

Commissioner Whicker stated he had been advised there was a water infiltration problem at Exit 59 and the contractor is working to resolve this matter.

Commissioner Wathen stated Love's Truck Stop has sent out a request for infrastructure bids for their proposed project at Exit 59.

IN THE MATTER OF RONALD REAGAN PARKWAY

John Ayers reported INDOT has given the Notice to Proceed for the bridge over the CSX tracks on the Ronald Reagan Parkway and the contractor is ready to start.

John Ayers stated INDOT is scoping a proposed signal for US 136 and the Ronald Reagan Parkway and will have to acquire right-of-way for this project.

Commissioner Wathen advised of a meeting with representatives of INDOT and the Town of Brownsburg to discuss SR 267 and the Ronald Reagan Parkway and presented a draft letter from Brownsburg requesting the Commissioners support with INDOT. There was discussion of the letter and changes. It was the consensus of the Commissioners for Mike Graham to draft a letter with the suggested changes and for Commissioner Wathen to work with Brownsburg on seeking INDOT's support for taking a portion of the money to improve SR 267 and applying it the Ronald Reagan Parkway and for Commissioner Wathen to sign the letter.

IN THE MATTER OF ORDINANCE 2010-04
VACATION OF ALLEYWAY IN THE TOWN OF COATESVILLE

Attorney Andy Kult, Comer Law Office, presented a Petition to Vacate Alleyway on behalf of the Town of Coatesville for Lots 5, 6, 7 and 8 all in the Town of Coatesville. He explained that a certain alleyway lies north of Block 4 of the Original Town of West Milton (now Coatesville), and that a certain alleyway lies between Lots 7 on the west and Lots 5 and 6 on the east of Block 4 in the Original Town of West Milton (now Coatesville) and that the alleyways are not used as public thoroughfares and have never been improved for such. The alleyways are not now and never have been used in the past by any of the abutting owners or the public in general, nor is the same required for use by the public in general or any adjacent owner of ingress or egress and presented a diagram of the property. Commissioner Wathen moved to vacate the two alleys in the Town of Coatesville, based on the request from the Town of Coatesville, contingent that all legal ads have been published and adjacent property owners notified. Commissioner Palmer seconded the motion. Mr. Kult stated they have duly advertised this petition, have notified adjacent property owners and presented copies of the legal notices. Commissioner Wathen withdrew his motion. Commissioner Palmer withdrew her second. Commissioner Wathen moved to approve the vacation of public alleyways in the Town of Coatesville, as presented, as Ordinance No. 2010-04. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF ANIMAL CONTROL

Mary Anne Lewis, Chief Animal Control Officer, presented her annual report of the animal control facility and briefly explained the number of animals turned in to the facility, the number of animals, adoptions and animals euthanized. Ms. Lewis requested to combine the Donation Fund and the Building Donation Fund into one fund. It was the consensus of the Commissioners to combine these two funds into one Donation Fund. There was discussion of the report.

Aaron Lifford, 2511 Boulevard Way in Plainfield, stated he was representing the Human Society and expressed some public concerns and problems relative to the Animal Control. The Commissioners explained the process they were working to evaluate current practices at the shelter.

Mike Graham referenced the February 2, 2010 meeting and the Commissioners request for him to check with the Department of Animal Health and seek advice if someone was available to look at our facility. He stated he has been unsuccessful in locating an individual or group to look at our facility, but will continue the search.

IN THE MATTER OF CYPRESS MANOR

James McBryant presented an application for residency at Cypress Manor for Lori A. Olsen Urciania along with a brief summary of this individual including her needs and stated he thought the Social Security payments would be reinstated to be applied to the private residency rate. Commissioner Palmer moved that based on the recommendation of the Cypress Manor Director to admit this individual for residence at Cypress Manor, contingent on Social Security payments being reinstated. Commissioner Wathen seconded the motion and the

motion was approved unanimously 3-0-0.

James McBryant stated that since the ARCH program has been put on hold he would like to attempt to collect the \$100 per month allowance from the trustees referring individuals to Cypress Manor. Greg Steuerwald stated he will research this matter and report back.

IN THE MATTER OF COURT HOUSE SECURITY

Mike Graham reported he had received written responses from Circuit Court Judge Jeff Boles and Council President Larry Hesson relative to the Court House Security Plan from Sheriff David Galloway. There was discussion of the Commissioners meeting with Court House officials to discuss consideration of future Court House security.

IN THE MATTER OF ENGINEERING

John Ayers presented a list of projects that possibly would qualify for the next federal stimulus package and explained the basic guidelines. There was discussion of the projects.

IN THE MATTER OF 56TH STREET

John Ayers explained on January 12, 2010 he had presented a Subordination Agreement with Indianapolis Power and Light (IPL) for the 56th Street reconstruction project for 56th Street (CR 600N) from CR 900E east to Raceway Road, relative to relocation of utility lines in easements and right-of-way. He stated he has received a revised signed Subordination Agreement from IPL for the utilities easement on 56th Street, explained the changes in this agreement and stated Greg Steuerwald needs to review this document. Commissioner Wathen moved to have Greg Steuerwald review the revised Subordination Agreement with IPL for the 56th Street reconstruction project. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF SNOW REMOVAL

John Ayers gave an update on the Highway Department snow removal and explained the amount of time the drivers have spent clearing the Hendricks County roads during the recent snow storms.

Commissioner Palmer referenced an email she received from a citizen complimenting the highway crew on their prompt clearing of the roads.

It was noted a voice mail had been received in the office over the weekend from a Plainfield citizen expressing gratitude for the prompt clearing of roads in the Plainfield area.

IN THE MATTER OF B&O TRAIL

John Ayers advised the Federal letting for the B&O Trail is scheduled for February 24, 2010 and presented an agreement with INDOT for Greg Steuerwald to review.

IN THE MATTER OF BRIDGE INSPECTIONS

John Ayers stated the Requests for Proposals (RFQ) for bridge inspections have been sent.

IN THE MATTER OF FACILITIES MANAGER

John Ayers reported the position of Facilities Manager has been posted and several resumes and applications have been received.

IN THE MATTER OF PROLIANCE AGREEMENT

There was discussion of the ProLiance Energy agreement for reduction of the Vectren charges for natural

gas for the Jail and Government Center. Greg Steuerwald explained this agreement is a professional contract and does not require obtaining bids. It was the consensus of the Commissioners to continue the ProLiance Contract to the next meeting.

IN THE MATTER OF COMMUNITY CORRECTIONS

Commissioner Whicker stated the Commissioners needed to appoint one more lay person to serve on the Community Corrections Advisory Council. Commissioner Palmer submitted the name of Bill Holland to serve as a lay member of the Community Corrections Advisory Council. It was the consensus of the Commissioners to appoint Bill Holland to serve as a lay person on the Community Corrections Advisory Board and to bring back the entire list of appointees to officially appoint at the February 16, 2010 meeting..

IN THE MATTER OF GOVERNMENT CENTER USE - BOOT CAMP CLASS

Receipt was acknowledged of a request from Michelle Phillips to use the Government Center three evenings a week to teach an exercise class known as "Boot Camp". Ms. Phillips sent an email stating she wanted to use these facilities as she thought these exercise classes could be a part of the County wellness program and she is having trouble finding space. She indicated she has a different group of individuals for each of the three classes with 15 – 20 in each class and these classes would be open to the public. She stated she did charge a fee, however, these classes are much more reasonable than the exercise classes offered in other fitness centers in the area. There was discussion of charging for activities in the County facilities and of the Weight Watchers program. Commissioner Palmer moved to deny use of the Government Center for the teaching of Boot Camp classes. Commissioner Wathen seconded the motion and the motion was approved unanimously. It was the consensus of the Commissioners for Mike Graham to check on the Weight Watchers program in the Government Center.

IN THE MATTER OF 2010 TAX CHART

Auditor Cinda Kattau presented the 2010 tax chart along with the 2009 tax chart to use as a comparison. She stated the tax rate and assessed value both increased this year.

IN THE MATTER OF AIC LEGISLATIVE DAY

Commissioner Palmer reported Hendricks County had good representation at the AIC Legislative Day on Wednesday, February 3, 2010 at the State House and expressed appreciation to State Representatives Greg Steuerwald and Jeff Thompson for taking time to meet with Hendricks County.

IN THE MATTER OF EMPLOYEE HEALTH CLINIC

Mike Graham announced the clinic for Hendricks County Employees would be open on March 1, 2010 at Hendricks Regional Health and stated we have received favorable comments from the employees on the clinic.

IN THE MATTER OF EMPLOYEE HEALTH INSURANCE

Commissioner Whicker stated Human Resources Director Ron Love was out of the office today, but he had left the renewal agreement for employee health insurance and presented the H. J. Spier Company, Inc. Unified Group Service Plan Supervisor Agreement for renewal effective 1-1-10 for execution. Commissioner Wathen moved to approve the renewal Unified Group Service Plan Supervisor Agreement, effective January 1, 2010 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.

IN THE MATTER OF CORRESPONDENCE

Commissioner Whicker acknowledged receipt of the following correspondence:

Correspondence:

- a. IDEM, Office of Air Quality, Solid Waste Permits Section-Office of Land Quality-CFO Approval Renewal/MMP
- b. IDEM, Office of Air Quality,, Solid Waste Permits Section-Office of Land Quality, Notification of Application Receipt, Echo Lake, LLC.
- c. Mari Larrison, CEO, Sheltering Wings, Thank You Letter.

Action needed/taken on the following:

1. Checks received and signed to the county:

- | | | |
|---------------------------|-------------|--------------------------------------|
| a. Bristol West Insurance | \$10,750.00 | Property Damage Insured-Carolyn Wolf |
| b. Birch Telecom | \$ 147.86 | Fees |

2. Whicker signed vehicle titles for the following: None

3. Documents needing action: None

IN THE MATTER OF SUZIE'S PLACE

Commissioner Palmer reported that she and Mike Graham had visited Suzie's Place and felt this was a very professional way to interview in handling child abuse cases.

IN THE MATTER OF A SPILL

It was noted Cathy Grindstaff, Director Environmental Management, had requested a Public Notice for Petroleum Release, Spill or Overfill at the Speedway Station #6023, located at 1608 East Main Street, Plainfield, be advertised in the papers in order to meet the seven day public notice requirement. A copy of the ad that was printed in *The Republican* and the *Hendricks County Flyer* was presented.

IN THE MATTER OF VETERANS' AFFAIRS

Receipt was acknowledged of the January 2010 City & County VSL's Monthly Report from Lori Turpin, Veterans' Service Officer.

IN THE MATTER OF HUMAN RESOURCES

Receipt was acknowledged of the February 1 to February 5, 2010 Human Resources report from Ron Love, Human Resources Director.

IN THE MATTER OF HIGHWAY

Receipt was acknowledged of the weekly Highway report for February 1 to February 7, 2010 from Curt Higginbotham, Highway Superintendent.

Commissioner Wathen moved to adjourn the Commissioners' meeting at 11:18 AM. Commissioner Palmer 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

