

February 16, 2010

The Hendricks County Board of Commissioners met in regular session at 9:30 AM on Tuesday, February 16, 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 Attorney
Cinda Kattau		Hendricks County Auditor
Gail Brown		Hendricks County Assessor
John Ayers		Hendricks County Engineer
Michael E. Graham		Administrator to Commissioners
James McBryant		Cypress Manor Administrator
Doug Morris		Hendricks County Systems Administrator
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 9, 2010 meeting, as corrected.

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

IN THE MATTER OF CLAIMS

Commissioner Palmer moved to approve Claims #202959 thru 202973 and #203225 thru 203314, as presented. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF EXIT 59

Mike Graham reported the easements through the Koger and Love's properties for the water line at Exit 59 had been received and were recorded. Mr. Graham expressed his appreciation and thanked Recorder Paul Hardin for his assistance in the recording of these two easements at Exit 59.

Mike Graham stated he, Commissioner Wathen and Attorney Greg Steuerwald will meet at 8 AM on Friday, February 19, 2010 at the offices of Barnes & Thornburg to discuss the Exit 59 TIF district.

Mike Graham advised the Indiana Economic Development Corporation Industrial Development Grant Fund ((IDGF) Grant Agreement grant for Exit 59 had been received last week and has been sent to Greg Steuerwald for review. He also stated he has kept Project Centerline posted of progress at Exit 59.

IN THE MATTER OF RONALD REAGAN PARKWAY

John Ayers reported the contractor for the bridge on the Ronald Reagan Parkway over the CSX tracks will start moving equipment to the site.

John Ayers advised today he and Appian representatives Dennis Faulkenberg and Laurie Maudlin will accompany representatives from US Congressman Steve Buyer's office on a tour of the Ronald Reagan Parkway.

Commissioner Wathen reported on a meeting he had attended last week with representatives of the Town of Brownsburg, representatives of INDOT and County Engineer John Ayes to discuss State Road 267 and the Ronald Reagan Parkway.

There was discussion of complaints the snow on the Ronald Reagan Parkway was not plowed. John Ayers stated he will check on the plowing of snow on the Ronald Reagan Parkway.

Commissioner Wathen reported there was no action or decision last week on the Tiger Grants for Federal

financing of the Ronald Reagan Parkway from CR 300N to the Interchange of I-74 as Washington DC was closed several days due to the snow,

IN THE MATTER OF ANIMAL CONTROL

Aaron Lifford, 2511 Boulevard Way in Plainfield, requested a copy of the Animal Control procedures manual and an account of the donations given to the Animal Control Donations Fund. Auditor Cinda Kattau explained the tracking of all cash donations to the Donation Fund was through the Auditor's office and that expenditures over \$2,000 required the approval of the Commissioners. Commissioner Wathen referenced the recent Commissioner approval to advertise the adoptive animals in both the *Indianapolis Star* and the *Hendricks County Flyer* and to fund these advertisements for the next year from the Donation Fund. Commissioner Whicker stated the Council has requested that all departments reduce their budgets and this has made some changes in the Animal Control Budget for 2010, which will result in some changes in the operations. Mr. Lifford referenced the annual report of the number of animals in the facility and questioned the number of staff required to handle the animals at the facility. He also requested the Commissioners to host an evening public forum to discuss concerns of the public relative to the Animal Control.

Rick Myers, former Commissioner, Shelton Drive in Avon, gave a brief history of the Animal Control and expressed concerns about the Humane Society involvement.

Mike Graham stated Mr. Lifford was scheduled to meet with himself and Mary Anne Lewis, Chief Animal Control Officer, and they would provide him with a copy of the procedures manual at that time and an explanation of the duties of the staff and budget. Commissioner Whicker stated Mr. Graham and Ms. Lewis will address his concerns in their meeting.

Mike Graham responded to the Commissioners' request to have an evaluation of the Animal Control facility and reported he had talked to Belinda Lewis, Director of Fort Wayne Animal Care & Control, and she recommended two organizations that provide evaluations on the operation of animal shelters. He stated she recommended either American Humane Association or The Humane Society of the United States. Ms. Lewis told him either organization provides a good evaluation and both organizations would be credible with organizations like the Humane Society of Hendricks County. Mr. Graham stated he is making contact with both organizations to determine their scope of service and cost and that Belinda Lewis recommended the formation of some type of advisory board for the animal shelter. She advised him that without an advisory board there is no avenue for concerned citizens to have input into the process and a significant benefit is an advisory board that could help to provide transparency onto the operation and may reduce some of the concerns. Mr. Graham stated a concern in establishing an advisory board would be finding a person with the skill to facilitate the meetings. It was the consensus of the Commissioners for Mike Graham to continue to search for a way to evaluate the Animal Control facility.

Doug Morris reported the six laptop computers used by the Animal Control staff need to be replaced at a

cost is \$9,286.66. He requested to purchase these computers using the Donation Fund. There was discussion of using other funds. It was the consensus of the Commissioners for Doug Morris to obtain additional information for funding and bring back next week.

IN THE MATTER OF CYPRESS MANOR

James McBryant presented a renewal contract for RCAP amendment with FSSA (Family Social Service Administration) for Cypress Manor for consideration. It was noted Greg Steuerwald has reviewed this contract. Commissioner Palmer moved to approve and sign the contract with FSSA (Family Social Services Administration) Division of Aging Amendment #1 and authorize the President to sign on behalf of the Commissioners. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF OBSOLETE COMPUTER EQUIPMENT

Doug Morris presented a list of obsolete computer equipment with a quote to dispose of this old out dated computer equipment that has no value that has been stored at the Sheriff's Department and other locations. He explained he had worked with Linn Detwiller, Director Hendricks County Solid Waste, and obtained quotes for disposing of this equipment thru NuGenesis. Mr. Morris explained NuGenesis handles the Tox-Away program of the Solid Waste and felt they would safely and environmentally dispose of the equipment. He also explained he will remove the hard drives before they send the computers to NuGenesis so there is no information contained on the equipment. There was discussion of funding for this disposal and if other departments might also have some old outdated and worthless computer equipment that might need to be disposed. It was the consensus of the Commissioners for Doug Morris to send an email to all departments to report any unused computer equipment stored in their offices, to work with NuGenesis and the Hendricks County Solid Waste to dispose of County computer equipment that had no value and to request funding of this disposal from the Solid Waste Special Projects Fund.

IN THE MATTER OF ASSESSOR'S OFFICE

Assessor Gail Brown requested to use the office space located on the northwest side of the first floor of the Government Center that has been occupied by the former Center Township Assessor as a satellite office of the assessor's office and to move the former Washington Township Assessor, Harold Hiser, into this space. She explained her other satellite offices and stated Mr. Hiser is currently doing the assessing of new construction on the west side of the County. Commissioner Palmer moved to approve the Washington Township Assessor to use the vacated space on the first floor of the Government Center. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF PICTOMETRY

Assessor Gail Brown reported the Indianapolis Metropolitan Planning Organization (MPO) has agreed to contract with Pictometry to do the aerial photography of Hendricks County. She explained that we will be entering a two year agreement with MPO and not with Pictometry for this service at a considerable savings to the County. Ms. Brown will bring back the agreement with MPO when the details are finalized.

IN THE MATTER OF COMMUNITY CORRECTIONS

Mike Graham presented a draft letter to the selected members of the Community Corrections Advisory

Board and requested the Commissioners to formally make a motion to acknowledge the initial appointment of the members of the Community Corrections Advisory Board. He stated the Indiana Code requires the Board to meet within 30 days of the initial appointment and to select their chairman, a vice chairman and a secretary-treasurer. There was discussion of the letter. Commissioner Palmer moved to approve the letter to the Community Corrections Advisory Board Members with the change to read Todd McCormack, Director of Hendricks County Superior Court Adult Probation, to convene and conduct the activities of the Hendricks County Community Corrections Advisory Board. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

Commissioner Whicker read the following list of appointees to the Community Corrections Advisory Board:

<u>APPOINTEE</u>	<u>APPOINTED BY</u>	<u>REQUIREMENTS</u>
David Galloway	Sheriff	County Sheriff or Sheriff's designee
Rhett Stuard	Prosecutor	Prosecuting Attorney or Prosecutor's designee
Julie Richards	Healthy Families Director	Director of County Office of Division of Family Resources or designee
Robin Brandgard	Plainfield Town Council	Executive of most populous municipality in County or Executives' designee
Judge David Coleman	Circuit Court Judge	Two Judges having criminal jurisdiction
Judge Karen Love		
Judge Jeff Boles	Circuit Court Judge	One Judge having juvenile jurisdiction
Terry Kessinger	County Executive	Public Defender of Public Defender's designee
Maria Larrison	County Executive	One Victim or Victim Advocate
Larry Hesson	County Executive	One Member of County Fiscal Body or designee
Todd McCormack	County Executive	One Probation Officer
Tourney Rodkey	County Executive	Educational Administrator
Pat Cockrum	County Executive	Pat Cockrum
Four Lay Persons:		
Cinda Kattau	County Executive	Lay Person (County Auditor)
Bill Holland	County Executive	Lay Person
Ben Neureiter	County Executive	Lay Person (Juvenile Probation Officer)
Tonee Bell	County Executive	Lay Person

Commissioner Wathen moved to approve the appointments of the County Executive to the Community Corrections Advisory Board as listed. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF MASS TRANSIT

Mike Graham reported there is a proposal to seek funding for mass transit by some of the elected officials and business community leaders in our region. He stated it is an important public policy issue and because Hendricks County is involved, the leadership of Hendricks County needs to eventually develop a position on this proposal. He also stated Hendricks County is represented on the two MPO boards by John Ayres, County Engineer, and Lesa Ternet, Planning Department, and stated these representatives need to have some policy direction in order to know how to vote. Mr. Graham recommended the Commissioners and Council meet in a joint session to talk about this transit proposal and in addition to the elected officials, recommended we invite county staff from Engineering & Planning, the four town managers, staff from Hendricks County Economic Development Partnership and some representatives from the Central Indiana Regional Transportation Authority to participate in a discussion. He stated he had a preliminary discussion with the Council members at their

February 11, 2010 meeting and while it may not be necessary to immediately determine a policy, it is an important to study this topic. It was the consensus of the Commissioners for Mike Graham to set up a meeting for discussion of mass transit as outlined.

IN THE MATTER OF DANVILLE TOWN PROPERTY

Mike Graham reported he is waiting on a revised building inspector agreement for inspection of the Danville Town property on the square that was previously used as the Danville Town Hall.

IN THE MATTER OF PARKS OF PRESTWICK - SPEED LIMIT

John Ayers explained they had citizen complaints on the excessive speed through the Parks of Prestwick and on CR 100S through the Parks of Prestwick Subdivision. He requested to advertise this speed limit ordinance for a public hearing on March 16, 2010. It was the consensus of the Commissioners to advertise for a public hearing for an ordinance for Maximum Speed Limits on Certain County Roads on CR 100S in the Parks of Prestwick Subdivision for March 16, 2010.

IN THE MATTER OF FR-059

John Ayers presented a Change Order in the amount of \$5,548.92 from Trisler Construction for culvert FR-059, located on CR 450W north of US Highway 40 in Franklin Township over an open ditch. Rich Condre, Crawford, Murphy & Tilley Engineering (CMT), explained some problems with the soils at this location, the additional expenses and some changes that reduced the original estimate. Commissioner Wathen moved to approve the Change Order for FR-059 with Trisler in the amount of \$5,548.92, as recommended by the County Engineer. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF B&O TRAIL

John Ayers presented a contract with the Indiana Department of Transportation – Local Public Agency Project Coordination Contract American Recovery and Reinvestment Act of 2009 Funding EDS # A249-10-320980, Des. No. 0901655 for the B&O Trail in Hendricks County. Commissioner Wathen moved to approve and sign the contract between Hendricks County and INDOT for the B&O Trail, as presented. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

John Ayers presented a draft letter to Michael W. Reed, Commissioner INDOT stating we are in compliance with Title XV, Subtitle A. Section 1511 of the American Recovery and Reinvestment Act (Pub. L. 111-5 (Feb. 17, 2009) (ARRA). Commissioner Palmer moved to sign the letter to INDOT to accompany the INDOT contract for the B&O Trail, as presented by the County Engineer. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF DONNELLY DRIVE

John Ayers reported he had ordered pipe to resolve the drainage problems on Donnelly Drive and he has applied for the DNR permits to do this work.

IN THE MATTER OF EAST CAMPUS

John Ayers stated there were some sewer problems at the East Campus and they currently cannot use the bathroom facilities in the Multiplex. He explained they will reroute the sewer lines, however, he is not sure of

the cost for this project.

John Ayers reported the contractor for the new road at the East Campus is working to resolve some utility issues and they are ready to start demolition of the storage building and then begin construction of the new road to access the work release center and animal control facility.

IN THE MATTER OF STORAGE

Commissioner Palmer questioned if we routinely check the storage items in the Multiplex on the East Campus. John Ayers responded the Engineering Department does watch the items stored in the Multiplex and explained the departments that store items and where they are located in the building.

IN THE MATTER OF GOVERNMENT CENTER CARPET

Commissioner Palmer requested a thorough check be made of the new carpet in the Government Center to locate repair/replace any carpet squares that are loose or have corners that are not secured. John Ayers stated he will do a check of the carpet throughout the Government Center.

IN THE MATTER OF COUNTY ROAD SIGNS

Commissioner Palmer stated at a meeting of the Indiana Association of County Commissioners (IACC) there was discussion that all county road signs must be reflective by 2012 and that these signs must meet certain size requirement and reflectivity. John Ayers responded that each county must have a plan on meeting the sign requirements by 2012 and the deadline for having the signs in place is 2016. He stated Hendricks County has ordered signs to meet the size and reflectivity guidelines and plans to meet the deadline. Mr. Ayers explained the County process to meet the sign requirements by the deadline and stated the new signs will be easier to read due to the increased size and the increased reflectivity.

IN THE MATTER OF PROLIANCE ENERGY CONTRACT - ENERGY SAVINGS

Mike Graham presented the ProLiance Energy contract with Vectren Energy Delivery of Indiana – North Gas Service Agreement and the Indiana Gas Company, Inc. D/B/A Vectren Energy Delivery of Indiana, Inc. for reduction of Jail and Government Center gas bills. He stated they will install a meter at the Government Center and one at the jail and will need two analog phone lines, one at each location. John Ayers stated this would be a one- time installation charge and equipment purchase for approximately \$3,800. He also stated the study indicated the Government Center and Jail were the only County buildings that qualified for this savings due to the volume of gas used by each building and we would save approximately \$15,000 annually at the Jail.

Commissioner Palmer moved to approve the contract with ProLiance for the Jail and Government Center, based on review by the County Attorney, the recommendation of the County Engineer and authorize the President to sign on behalf of the Commissioners. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

There was discussion of funding for the two required analog phone lines. It was the consensus of the Commissioners to fund the two analog lines and phones from the Commissioners' budget phone line.

IN THE MATTER OF PLAINFIELD COMMUNITY SCHOOLS – WAGE COMMITTEE

Receipt was acknowledged of a letter from Jud Wolfe, Assistant Superintendent of Plainfield Community School Corporation, requesting an appointment of a representative to serve as a member of a Wage

Determination Committee to set wages for 2010 summer projects for the various Plainfield School projects. It was noted citizens who had been previously appointed were Brian Legg, Bryan Halfaker and Dennis Gibbs to serve on the Plainfield School Wage Committees. It was the consensus of the Commissioners to appoint Dennis Gibbs to serve on the Wage Committee for the Plainfield Community Schools, if he is willing to serve.

IN THE MATTER OF HEARTLAND CROSSING – BONDS

Harold Hiser, President Hendricks County Redevelopment Commission, reported he had received a call the bonds for the Heartland Crossing have been sold by the Indiana Bond Bank for \$18,000,000. He also stated the bond documents and final settlement papers requiring both the Commissioners' signatures and the signatures of two members of the Redevelopment Commission will be presented by Bruce Donaldson, Barnes & Thornburg, during the February 23, 2010 Commissioners' meeting.

IN THE MATTER OF PROCLAMATION

Receipt was acknowledged of an email from Susie Friend, Director Hendricks County United Way, requesting a proclamation recognizing Bright House Networks' Contribution to Digital Inclusion and a Proclamation that March 15, 2010, be Known as Bright House Networks' Day. Commissioner Palmer moved to draft a proclamation recognizing Bright House Network's Contribution to Digital Inclusion and a Proclamation that March 15, 2010 be known as Bright House Networks' Day and bring the Proclamation next week for execution. Commissioner Wathen 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:

1. Hoosier Heartland RC&D Annual Council Meeting, Monday, March 1, 2010, 6:30 p.m. MCL Restaurant and Bakery, 3630 South East Street, Indianapolis, IN

Action needed/taken on the following:

1. Checks received and signed to the county: None
2. Whicker signed vehicle titles for the following: None
3. Documents needing action:

a. Cincinnati Companies Bond Release James Miller

IN THE MATTER OF DANVILLE PARKING

Receipt was acknowledged of the February 10, 2010 letter from Judge Robert Freese, Superior Court 1, relative to parking in Danville.

IN THE MATTER OF PLANNING AND BUILDING

Receipt was acknowledged of the 2009 annual Planning and Building Report of Collections and the January 2010 Monthly Report of Collections from Don Reitz, Planning Director.

IN THE MATTER OF CYPRESS MANOR

Receipt was acknowledged of the Cypress Manor report for February 1 to February 12, 2010 from James McBryant, Cypress Manor Administrator.

IN THE MATTER OF HIGHWAY

Receipt was acknowledged of the weekly Highway report for February 6 to February 12, 2010 from Curt Higginbotham, Highway Superintendent.

IN THE MATTER OF STATE OF THE COUNTY SPEECH

Commissioner Whicker announced the State of the County Speech would be presented today at 1 PM in rooms 4-5 of the Government Center and that Commissioner Eric Wathen would be delivering the speech with Council President Larry Hesson presenting the financial report of Hendricks County.

Commissioner Palmer moved to adjourn the Commissioners' meeting at 11:05 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
