

The Hendricks County Board of Commissioners met in regular session at 9:00 AM on Tuesday, February 24, 2017 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:

Bob Gentry)	
Phyllis A. Palmer)	Hendricks County Board of Commissioners
Matthew D. Whetstone)	
Gregory E. Steuerwald		Hendricks County Attorney
Nancy Marsh		Hendricks County Auditor
Theresa Lynch		Hendricks County Recorder
Brett Clark		Hendricks County Sheriff
John Ayers		Hendricks County Engineer
R. Todd McCormack		Hendricks County Executive Director
Curt Higginbotham		Hendricks County Highway Superintendent
James McBryant		Hendricks County Director Cypress Manor
Douglas Morris		Hendricks County Systems Manager
Tammy Brinkman		Hendricks County Director of Nursing
Julie Haan		Hendricks County Director of Environmental Health
Kevin Cavanaugh		Hendricks County Facilities Manager
Jim Mardis		Hendricks County Clean Water Director
Erin Hughes		Hendricks County Human Resources Administrator
Catherine Haines		Hendricks County Court Administrator
Nicki Lawson		Hendricks County Deputy Assessor
Tim Dombrosky		Hendricks County Planner
Judith Wyeth		Secretary to the Commissioners

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

Greg Steuerwald gave a brief prayer for those who wished to participate.

IN THE MATTER OF MINUTES

Commissioner Palmer moved to approve the minutes of the February 14, 2017 meeting, as amended.

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

IN THE MATTER OF CLAIMS

Commissioner Gentry moved to approve Claims #110041 thru 110043, Direct Deposit #149069 thru 149564 and all claims presented thru March 1, 2017. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF RACEWAY ROAD CURVE CORRECTION

Commissioner Whetstone announced Notice to Bidders was duly advertised for bid opening at 9 AM for the curve correction on Raceway Road, between I-74 and CR 600 North, and it was now 9:02. He asked if there were any more bids to be presented. There were none and the bids were closed. John Ayers opened and read the following bids received:

Calumet	\$348,200	E&B Paving	\$362,700	Milestone	\$382,405
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Mr. Ayers will take these three bids under advisement and bring back a recommendation at the March 14, 2017 meeting.

IN THE MATTER OF ORDINANCE NO. 2017-06
ZA 444/17: JKJ LLC

Tim Dombrosky presented ZA 444/17: JKJ, LLC, a request for a zoning amendment change from AGR/Agriculture; Residential District to GB/General Business District for 0.47 acres in Marion Township, located on the north side of US Highway 36, approximately 0.25 mile west of intersection with SR 75. He stated the Plan Commission held a public hearing for this zoning amendment on February 14, 2017 and sends with a

Favorable Recommendation 6-0-0. Commissioner Palmer moved to approve ZA 444/17 JKJ LLC, as recommended by the Plan Commission, as Ordinance No. 2017-06. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF ORDINANCE NO. 2017- 97
ZA 445/17: DUANE R. AND PATRICIA LANE

Tim Dombrosky presented ZA 445/17: Duane R. and Patricia Lane, a request for a zoning amendment change from HB/Highway Business District to GB/General Business District for 7.58 acres in Marion Township, located on the north side of US Highway 36, approximately 0.33 mile west of the intersection with SR 75. He stated the Plan Commission held a public hearing for this zoning amendment on February 14, 2017 and sends it with a Favorable Recommendation 6-0-0. Commissioner Palmer moved to approve ZA-445/17: Duane and Patricia Lane, as recommended by the Plan Commission, as Ordinance No. 2017-07. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF LATE BID

A representative from Morphe Construction delivered a bid for the Raceway Road Curve at 9:07 AM. They were told the bid opening had been advertised for 9 AM, bids had been closed and all bids received had already been opened and read. Attorney Greg Steuerwald stated the bid should be returned unopened to Morphe Construction.

IN THE MATTER OF BOND PURCHASE AGREEMENT

Greg Guerrettaz, Financial Solutions Group (FSG), presented a list of bids they obtained to get the best interest rate for the County Wheel Tax Refunding Bonds. He reported the vendor of choice and explained. Bruce Donaldson, Barnes & Thornburg, explained the Bond Purchase Agreement for the County Wheel Tax Refunding Bonds and presented a signature page for execution. Commissioner Gentry moved to sign the signature page, as presented. Commissioner Palmer seconded the motion and h motion was approved unanimously 3-0-0. Greg Guerrettaz stated this new interest rate will reduce the interest in half and will save Hendricks County taxpayers a considerable amount of money.

IN THE MATTER OF CYPRESS MANOR

James McBryant presented a report of uncollected accounts at Cypress Manor listing three open accounts for a total amount of \$5,850.67 and explained. Commissioner Palmer moved to declare the uncollected \$5,850.67 at Cypress Manor as “uncollectable”. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF HEALTH DEPARTMENT

Tammy Brinkman presented three contracts/agreements for the Health Department and advised she has sent these documents to Greg Steuerwald for his review: She explained each of these documents:

- NCM Contract – In Theater Advertising Proposal for students needing school required vaccines
- NCM Contract – In Theater Advertising Proposal for 2017 Fall Flu
- Lunar Outdoor Advertising for Billboard Advertising - for the Health Department

She further advised these contracts will all be funded from a grant. Greg Steuerwald clarified these contracts. There was discussion of the success of this advertising. Ms. Brinkman stated they plan to do a survey this year

when citizens come in for their vaccinations to ask where they heard about the Hendricks County Health Department and she will report back on their findings. Commissioner Gentry moved to approve the three contracts presented for the Health Department for vaccinations. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF APPOINTMENT

Receipt was acknowledged of an appointment request from Bridgette Collins, Work Release Director, however, she is now requesting to wait and come to the next meeting on March 14, 2017. It was consensus of the Commissioners to continue Ms. Collins to the March 14, 2017 meeting.

IN THE MATTER OF RACES

Lee O'Connor, Race Maker Production, brought maps of race courses for their three planned 2017 races in Hendricks County:

- 1) No Luck Irish Run (may be all in the Town of Plainfield)
- 2) Try Tri Triathlon - Brownsburg High School
- 3) Naptown Triathlon - Eagle Creek Park and Eagles Crest.

He explained the types of races, locations, dates and use of County roads. Mr. O'Connor advised he is working with both the Hendricks County Sheriff's Department and the Indianapolis Police Department for security and safety during three proposed races.

IN THE MATTER OF COMPUTER DEPARTMENT - BOOKEYE CONTRACT

Doug Morris presented the renewal Independent Contractor Agreement for John Parsons to digitize County documents on the Bookeye System. He noted this is a two year contract thru December 31, 2018 with the same conditions and pay. There was discussion of this contract. The Commissioners requested for Doug Morris to come up with a plan for digitizing documents. Commissioner Gentry moved to approve this contract for John Parsons's work on Bookeye and to review quarterly. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF SHERIFF'S DEPARTMENT

Sheriff Brett Clark advised it has been the practice of the Sheriff's Department to present their firearm to a deputy when they retire and he requested to ratify the previous approval to present the firearm to Sgt. Kell Miles on his retirement last week from the Sheriff's Department after almost 30 years of service. Commissioner Gentry moved to declare Sgt. Miles firearm as surplus equipment and ratify the previous action of presenting the firearm to Sgt. Kell Miles on his retirement. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

Sheriff Brett Clark presented the annual Jail Report. He explained they have been able to provide meals for \$1.38, which is down from \$1.46 and for the large number of inmates at the jail this amounts to a considerable savings. He also explained they are currently providing sack lunches to residents at the Work Release and are being reimbursed for these meals. Sheriff Clark stated although the intent was for residents at the Work Release to purchase their food from the vending machines in the facility they have some indigent residents that have no money to purchase items so these meals are provided for these residents.

Sheriff Clark presented a summary of 2016 vehicle crashes by the Sheriff's Department showing a total of 23 vehicles being involved in accidents. He explained the review process for all accidents involving the Sheriff's Department

IN THE MATTER OF ALARM ORDINANCE

Sheriff Brett Clark stressed the need to revise Ordinance No. 1998-36 The Alarm Ordinance. He explained the suggested changes and presented a draft copy of the proposed amended Alarm Ordinance. It was the consensus of the Commissioners to advertise for a public hearing for the Amended Alarm Ordinance for 9 AM on Tuesday, March 28, 2017.

IN THE MATTER OF CR 900E & CR 100N ROUNDABOUT

John Ayers presented a contract with Crossroads Engineers for inspection services for the inspection of the CR 900E and CR 100N Roundabout construction. Commissioner Gentry moved to approve the contract with Crossroads Engineers for construction of the Roundabout at CR 900E and CR 100N. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF AT&T LINE

John Ayers advised AT&T is constructing a line in Hendricks County without a permit and that he has put them on notice. He noted AT&T routinely constructs lines in Hendricks County and are fully aware they need a permit.

IN THE MATTER OF RONALD REAGAN PARKWAY

John Ayers advised they need to monitor the wetlands constructed on the Regional Sewer District property near I-70 and SR 39 as part of the Ronald Reagan Parkway bridge over the CSX tracks and presented an agreement with Williams Creek for Wetland Mitigation Monitoring and Maintenance Services for the Ronald Reagan Parkway in the amount of \$4,410 per year. There was discussion of doing this monitoring in house. Mr. Ayers stated the monitoring will include reporting to IDEM on a regular basis and this vendor has worked with wetland monitoring. Commissioner Whetstone moved to approve the contract with Williams Creek for Wetland Mitigation Monitoring and Maintenance Services for the Ronald Reagan Parkway. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

John Ayers presented a memo addressing the Ronald Reagan extension design relative to CR 900E and the railroad crossing south of CR 700N, and explained. He also addressed the Marathon pipelines in the area of the proposed bridge over the CSX tracks. There was discussion of these design plans. It was the consensus of the Commissioners to move forward on Ronald Reagan Parkway as planned at CR 900E.

Mike Starkey, Brownsburg, stated he is willing to donate right of way for CR 900E as he was concerned with the safety of this proposed intersection. He is opposed to spending money for building a bridge over the CSX tracks when there are only two trains per day and no indication that they will add more or that they may close this line.

John Ayers addressed constructing an at-grade crossing or a bridge over the Ronald Reagan Parkway and that CSX has advised that they are opposed to any new at grade crossings. It was the consensus of the Commissioners for John Ayers to check with INDOT if an at-grade crossing is acceptable and to table the agreement for design.

IN THE MATTER OF BRIDGE NO. 290

John Ayers reported CSX is requesting \$11,550 to review the plans for Bridge No. 290, located on Dan Jones Road over the CSX tracks, and a breakdown of the charges. He recommended not signing or approving this CSX request at this time. It was the consensus of the Commissioners to not approve the CSX charge for reviewing plans for Bridge No. 290, as recommended by County Engineer John Ayers.

IN THE MATTER OF ROAD SCHOOL

John Ayers announced he and his staff will be attending Purdue Road School on Monday, March 7 thru Wednesday, March 9, 2017.

IN THE MATTER OF CR 800 SOUTH

John Ayers reported that he has directed Milestone to construct flood mitigation measures, as agreed to by them, on their property adjacent to CR 800S.

IN THE MATTER OF WHITE LICK CREEK

John Ayers referenced a letter from a citizen relative to flooding on their property from White Lick Creek and addressed their concerns. It was the consensus of the Commissioners for John Ayers to reply to both the citizen and Representative Behning on this matter.

IN THE MATTER OF SR 39

Commissioner Whetstone reported he met with representatives of INDOT to discuss the SR 39 and CR 1000S interchange. He explained INDOT sees a need for two entrances at the intersection of SR 39 and I-70 to meet the demands of the proposed Sunbeam Development. They are planning to add additional lanes to I-70 and rebuilding the interchange at SR 39 by 2020. He stated they also recommend adding additional lanes on SR 39 to create capacity for future growth.

IN THE MATTER CLOCK ON SQUARE

Kevin Cavanaugh explained the large clock on the corner of the Prosecutor's Annex, US 36 and Jefferson Street, was "gifted" to the County by the Danville Rotary in 2013 and stated we have received an agreement from the Verdin Company for the annual maintenance of this clock in the amount of \$580. There was discussion of annual maintenance for the clock. Commissioner Palmer moved to approve \$580 for the maintenance of the clock in front of the Prosecutor's office. Commissioner Whetstone seconded the motion and the motion was approved 2-1-0 with Commissioners Palmer and Whetstone voting aye and Commissioner Gentry voting nay.

.IN THE MATTER OF ENERGY EFFICIENCY / MAINTENANCE

Kevin Cavanaugh gave an update on the energy efficiency/maintenance upgrade project stating new control cabling is being installed to variable air volume boxes (VAV) in offices. New plumbing lines, controls and valves are being installed on large air handlers. The programming for the building management system (BMS) is being developed.

IN THE MATTER OF GOVERNMENT CENTER MEETING ROOM

Kevin Cavanaugh reported the estimated shipping date for the new chairs in the Commissioners' Meeting Room in the Government Center remains March 29, 2017.

IN THE MATTER OF SOLID WASTE BUILDING

Kevin Cavanaugh explained design development planning continues for the Hendricks County Solid Waste

District building, however, geotechnical tests have discovered areas of bad fill along the northwest area of the planned building footprint. They are evaluating options to mitigate the bad fill.

IN THE MATTER OF AED’S

Kevin Cavanaugh stated the training for AED’s for all County facilities will be completed on March 6, 2017.

IN THE MATTER OF TIME CLOCK FINGER PRINT READERS

Kevin Cavanaugh reported registration of staff for use of the time clock finger print readers is being scheduled through the Auditor’s Payroll Team. He noted we had an extra finger print reader since we will not be installing one at Cypress Manor, however, Sheriff Clark has requested a finger print reader installed at the jail for his staff so they will be installing the extra reader for the Sheriff at the Jail.

IN THE MATTER OF COURTHOUSE TUNNEL CEILING

Kevin Cavanaugh advised he has had further detailed discussions with the engineer from American Structurepoint, who initially worked with the County on the Courthouse tunnel issues. He stated we have a good approach on how to take advantage of the pending roadwork and take measures to minimize further degradation to the tunnel ceiling. He noted the County also plans to implement repairs to the deteriorating areas that we are aware of from within the tunnel. He explained he has a proposal for their inspection, design, and observation services totaling \$7,500. Mr. Cavanaugh reported Attorney Greg Steuerwald has reviewed this proposal and is OK with the language of the proposal. He further advised they have existing funds in their Professional Fees budget to cover this work and requested approval of this proposal from Structurepoint. Commissioner Gentry moved to approve the proposal with Structurepoint for the tunnel ceiling in the amount of \$7,500. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF MUSEUM

Kevin Cavanaugh announced we are currently engaged in the re-roofing project for the Museum. The planning for this started last year and included notification to our insurance carrier that we believed we had hail damage and may be due some compensation for that. He acknowledged the insurance company’s initial inspection determined that there was hail damage and that shingle replacement was warranted, however, the claim resulted in a net payment of only \$3,705.86, which was inadequate to cover the cost of shingle replacements for that building. Leanna Alverson continued to negotiate this with our insurance carrier and the final total settlement has been adjusted to \$93,480.00.

IN THE MATTER OF COURTHOUSE AND MARION PROBATION

Kevin Cavanaugh advised the exterior of both the Courthouse and the Marion Street Probation are in need of exterior maintenance (tuck pointing, caulking, cleaning, brick repair/replacement and limestone repair). He stated we have an approved budget this year for the Probation Building, but they were unable to encumber 2016 funds to carry over for the Courthouse. He acknowledged upon inspection to finalize plans for the Probation Building work, and obtain updated proposals for the Courthouse, we have determined that more detailed specifications and scope of work descriptions are needed as there are many areas of these two buildings that need attention and we should pursue competitive proposals for this work. Mr. Cavanaugh stated the County will need the detailed

specifications to obtain fair and competitive proposals. He explained to facilitate determining the scope and specifications for repair he has started preliminary discussions with a firm that has a specialty in building repair and restoration projects. The firm is the etica group, based in Indianapolis. He stated this firm understands that our discussions are only preliminary and that there is no commitment for future contracted services. He further explained they are prepared to conduct preliminary inspections of these buildings in order to create a budgetary cost projection for the County. It was the consensus of the Commissioners for Kevin Cavanaugh to move forward to obtain competitive proposals for exterior building maintenance for the Courthouse and Marion Street Probation buildings.

IN THE MATTER OF EMPLOYMENT

Todd McCormack announced the interviews should be complete by the end of the day for the Administration and Public Affairs position.

John Ayers advised he plans to go to Council for a change in his staff.

IN THE MATTER OF CONGRESSIONAL LEASE

Todd McCormack stated the Congressional lease agreement for space in the Government Center remains unresolved and needs to be addressed. There was discussion of this rental space. Greg Steuerwald clarified the ethical issue and “free market value”. Commissioner Whetstone presented the U.S. House of Representatives District Office Lease Agreement sand noted the lease agreement was a two-year term from January 2, 2017 thru and not including January 2, 2019. There was discussion of the rent amount. Commissioner Gentry moved to approve the agreement for Congressman Rokita to stay in the same space in the Government Center for two years and the same amount of \$300 monthly. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF CHIEF PUBLIC DEFENDER

Todd McCormack advised the position for Chief Public Defender has been posted and we have been receiving resumes for the position, however, interviews have not yet been scheduled or conducted.

IN THE MATTER OF CYPRESS MANOR

Todd McCormack reported additional progress has been made towards implementing the agreement for the transition of Cypress Manor to Hendricks Regional Health (HRH), however, we have no contract at this time and the transition to Hendricks Regional Health was to be effective March 1, 2017. There was discussion of this transition.

IN THE MATTER OF GOVERNMENT CENTER SPACE

Todd McCormack advised moving the Executive Director and Administration and Public Affairs offices to the Human Resources Office space in the Government has been proposed, but never officially adopted and inquired if the Commissioners agree with such relocation. It was the consensus of the Commissioners to authorize Todd McCormack and Kevin Cavanaugh to proceed with space planning for the office relocation in the Government Center.

IN THE MATTER OF FLEET MANAGEMENT

Todd McCormack acknowledged he has met with several Elected Officials and Department Heads to get feedback regarding possible fleet management and to discuss/revise vehicle needs. The concept was universally supported as being a better system than the current system. He stated a revised proposal has been received from Enterprise and he would like to have this placed on a future agenda for the Commissioners' Meeting. There was discussion of the County fleet and of this concept. It was the consensus of the Commissioners' to add discussion of Fleet Management to the Commissioners' March 28, 2017 agenda. Commissioner Palmer requested that Request for Proposals be advertised in order to see if there were other interested parties who provided this same service.

IN THE MATTER OF RIGHT STUFF

Nancy March reported that she is working on the Right Stuff attendance program and the new changes they have made should make this attendance program more user friendly. She stated they will continue to work on this to make this program work better for County employees.

IN THE MATTER OF CONVENTION AND VISITORS BUREAU

It was acknowledged that Josh Duke, Communications Manager for Visit Hendricks County, brought in several items from the Indiana Bicentennial celebration and requested to have these items displayed in the Government Center. Included is a presentation torch, a large banner signed by Hendricks County citizens that attended the Torch ceremony, a Bicentennial Flag, several pictures and documentation. Visit Hendricks County has approved to fund up to \$1,000 for the purchase of cabinets and framing to display these items. It was the consensus of the Commissioners for Commissioner Palmer and Facilities Manager Kevin Cavanaugh look at this request and these items for consideration.

IN THE MATTER OF TOWNSHIP ASSISTANCE GUIDELINES

Receipt was acknowledged of the Township Assistance Guidelines from Guilford Civil Township from Jennifer Thornell, Administrator Assistant, that were approved by Charles D. Ellis, Guilford Township Trustee and the Township Board on February 1, 2017 to be effective February 2, 2017.

Don Hodson, Washington Township Trustee, has provided the Washington Township Assistance Standards and Guidelines for 2017.

IN THE MATTER OF CORRESPONDENCE

Commissioner Whetstone acknowledged receipt of the following:

Correspondence:

1. IDEM February 20, 2017 letter stated the application, plans and specification, and supporting documents for the Brownsburg Public Green sanitary sewer have been reviewed and processed in accordance with rules which applies to the construction of this proposed sanitary sewer system to be located at the west side of Green Street between North Green Parkway and East Franklin Street.in Brownsburg, Indiana
2. Receipt of the Cummins Behavioral Health Systems Board of Directors Meeting Announcement for Thursday, March 2, 2017 along with the minutes from their January 26, 2017 meeting.

- 3. IDEM letter of February 23, 2017 serving as notice that the Indiana Department of Environmental Management (IDEM) Office of Water Quality, Facility Construction and Engineering Support Section has received a sanitary sewer permit application on February 20, 2017, from Mr. Keith Lash, CalAtlantic of Indiana, as required by IC 13-15-3-1. If approved by IDEM the permit would allow the applicant to construct a sanitary sewer for Four Oaks, Section 4, in Danville, Indiana.
- 4. IDEM letter serving as notice that the Indiana Department of Environmental Management (IDEM) Office of Water quality, Facility Construction and Engineering Support Section has received a sanitary sewer permit application on February 23, 2017, from Mr. Paul Rioux, President, Newbury at Wynne Farms. LLC, as required by IC-13-1-3-1. If approved by IDEM the permit would allow the applicant to construct a sanitary sewer for Newbury at West Wynne Farms, Section 3, in Brownsburg, Indiana.
- 5. IDEM sent letter of February 23, 2017 advising the application, plans and specification, and supporting documents for the Regency, Section 2, project have been reviewed and processed in accordance with rules adopted under 327 IAC 3. They enclosed the Construction Permit (Approval No. 22104), which applies to the construction of this proposed sanitary sewer system to be located at the east side of CR 900 East approximately 2,500 feet south of CR 200 North.
- 6. IDEM letter of February 23, 2017 advising the application, plans and specification, and supporting documents for the West Central Conservancy District Wastewater Treatment Plant Improvement Project have been reviewed and processed in accordance with rules adopted under 327 IAC 3. They enclosed the Construction Permit (Approval No. 22137), which applies to the construction of this proposed sanitary sewer system to be located approximately 450 feet southeast of the intersection of South County Road 625 East and Penn Drive, in the City of Avon, Indiana.

Action needed/taken on the following:

- 1. Checks received and signed to the county: \$ 142.00 Sheriff’s Vehicle Collision
- 2. Commissioner Whetstone signed vehicle titles for the following: None
- 3. Documents needing action: None

IN THE MATTER OF CYPRESS MANOR

Receipt was acknowledged of the Cypress Manor report for February 11 to February 24, 2017 from James McBryant, Cypress Manor Director.

IN THE MATTER OF HUMAN RESOURCES

Receipt was acknowledged of the Human Resources report for February13 thru February 24, 2017 from Erin Hughes, Human Resources Administrator.

IN THE MATTER OF WEIGHTS AND MEASURES

Receipt was acknowledged of the Weights and Measures Monthly Report for January 15, 2017 thru February 15, 2017 from Joie Davis, Weights and Measures Inspector.

Commissioner Gentry moved to adjourn the Commissioners’ meeting at 11:25 AM. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

Matthew D. Whetstone, President

Phyllis A. Palmer, Vice President

Bob Gentry, Member

ATTEST: _____
Judith Wyeth, Deputy Auditor

