

AGENDA
HENDRICKS COUNTY COUNCIL
Hendricks County Government Center
355 South Washington Street, Danville, Indiana
June 5, 2018
9:00 A.M.

CALL TO ORDER

ADOPTION OF AGENDA

MINUTES OF MAY 1, 2018

UNFINISHED BUSINESS:

Park Board

NEW BUSINESS:

Jeremy Gooch - Chief Public Defender

Susan Bentley - Probation Employee Updates

Erin Hughes - Human Resources

Designate Organizations to Receive 1/2 of Innkeeper's Tax in Excess of 5%

Discussion of Big Box Stores and Dark Store Theory

EMERGENCY ADDITIONAL APPROPRIATIONS

REALLOCATIONS OF FUNDS

OTHER COUNCIL BUSINESS

Status of Funds

**HENDRICKS COUNTY COUNCIL
MAY 1, 2018**

The regular meeting of the Hendricks County Council was called to order by President Eric Wathen on Tuesday May 1, 2018 with the following in attendance: Caleb Brown, Larry Hesson, Mike Rogers, Jay Puckett, Eric Wathen, Brad Whicker, David Wyeth, Financial Administrator Tami Mitchell, and Auditor Nancy Marsh. The Pledge of Allegiance was led by President Eric Wathen.

IN THE MATTER OF THE AGENDA

It was moved by David Wyeth and seconded by Jay Puckett to adopt the agenda as amended. Motion carried 7-0.

IN THE MATTER OF THE APRIL 3, 2018 MINUTES

It was moved by Jay Puckett and seconded by Brad Whicker that the minutes be approved as presented. Motion carried 6-0-1 (MR).

IN THE MATTER OF PROBATION DEPARTMENT

Probation Director Susan Bentley stated the probation department had hired an internal applicant for the Home Detention Coordinator and was requesting \$5,200 (\$100 per week) supplement for the additional coordinator duties. Ms. Bentley stated the starting salary per the salary schedule is \$62,183 plus \$5,200 bringing the salary to \$67,383. It was moved by Larry Hesson and seconded by Mike Rogers to approve the request beginning with the next pay. Motion carried 7-0.

Probation Director submitted edits to the Probation Policy Manual for the Council's review. Councilman Jay Puckett stated he would not be in favor of these edits because he does not recognize any policy manuals other than the Hendricks County Policy Manual. Commissioner Matt Whetstone stated there had been some good developments with the judges and the differences were down to two or three items. Mr. Whetstone stated he has seen movement to get a unified policy manual. Commissioner Whetstone stated the Ms. Bentley had brought the edits to the Commissioners for their review and approval. It was the consensus of both bodies to discuss the edits at the Benefit Committee meeting for possible revisions, county-wide, to the county policy manual. It was moved by Larry Hesson and seconded by Brad Whicker to table the request. Motion carried 7-0.

IN THE MATTER OF PITTSBORO ECONOMIC DEVELOPMENT COMMISSION

It was moved by Jay Puckett and seconded by Brad Whicker to recommend Paulina Loeffler, 320 West Main Street, Pittsboro, Indiana 46167 to be appointed as a member of the Pittsboro Economic Development Commission. Motion Carried 7-0.

IN THE MATTER OF THE DANVILLE PUBLIC LIBRARY APPOINTMENT

It was moved by Caleb Brown and seconded by Mike Rogers to appoint Brandon Doub to the Danville-Center Township Public Library Board for a four-year term to expire May 5, 2022. Motion carried 7-0.

IN THE MATTER OF HUMAN RESOURCES

Erin Hughes, Human Resources presented a request for approval job description for contract positions a Child Contact Specialist and a Case Assessment & Triage Coordinator. Councilman Larry Hesson questioned whether a job description was needed if the employees are independent contractors and inquired who is signing the contracts. Mr. Hesson stated only Commissioners have the statutory authority to sign contracts. Court Administrator Catherine Haines stated the judges sign the contract, but she would be happy to add the Commissioners as signatories. It was moved by Jay Puckett and seconded by Brad Whicker to approve the job descriptions for the Child Contact Specialist as a FLSA Non-Exempt and the Case Assessment and Triage Coordinator as a FLSA Non-Exempt. Motion carried 7-0.

**IN THE MATTER OF THE HENDRICKS COUNTY PARK BOARD
AMENDING ORDINANCE 2000-007**

Council President Eric Wathen opened the public hearing regarding amending Ordinance 2000-007 creating Hendricks County Department of Parks and Recreation and asked for public comment.

Commissioner Matt Whetstone, 23 Oakmont, Brownsburg, Indiana, stated that the discussion was originally to dissolve the park board and consolidate it as a department under the Hendricks County Commissioners. After discussion, it was decided to request a hybrid ordinance merging the management of the park board. Mr. Whetstone stated that the Park Board had rejected the proposed ordinance and requested a meeting with the Council and Commissioner Presidents to find common ground. Mr. Whetstone stated their research has shown at least 3 cases where the proposed model has worked. At this time, Mr. Whetstone requested the Council delay any action as the Commissioners may come back with a different ordinance.

Paul Miner, 113 Shockley Drive, Lizton, Indiana stated that he has been involved for 18 years. Mr. Miner stated that he was told that if someone gave the Commissioners a play by play, they will follow it. Mr. Miner stated the play by play is statute.

Mr. Miner stated there are excellent channels of communications through the various appointments and the proposed ordinance is an over reaction because the governmental bodies have not availed themselves to the opportunities provided by the board member appointments. Mr. Miner stated that the Park Board provides bi-monthly reports to the Commissioners and Council and several members regular attend the Commissioner and Council meetings. Mr. Miner stated it is destructive to hear second hand concerns. Mr. Miner read the Mission Statement of the Park Board.

Greg Midgley, 5682 Augusta Woods Drive, Plainfield, Indiana thanked the Council for creating the Park Board as well as thanking the Park Board for all the improvements they had made. Mr. Midgley wants any changes to accelerate action; not slow it down.

Donna Watson, 505 Main Street, Amo, Indiana stated she serves on the Amo Town Council. Ms. Watson stated that the Town of Amo had worked closely with the Park Board on the Vandalia Trail. Ms. Watson stated that no one had approached the Town Council about this issue and believed they should have at least been notified of the issue.

John Hoover, 1128 Crystal Court, Avon, Indiana asked the Council to consider if this ordinance will improve the parks. Mr. Hoover stated the Park Board has done an excellent job and if the ordinance change doesn't make improvements, why change it.

Bill Harrington, 2312 River Birch Drive, Avon, Indiana, speaking as a private citizen and as a member of the Park Board. Mr. Harrington stated the park board statute is a well thought out system where the stakeholders of the land have statutory authority. Mr. Harrington thanked the county for the willingness to sit down to coordinate efforts.

Mr. Harrington stated that the proposal to "rewire" the existing ordinance eviscerates the authority of the Park Board. Currently the Commissioners appointee is one of seven members. The proposed ordinance would give the Commissioners complete control. Mr. Harrington thanked the Council for being generous through the budgeting process.

Mr. Harrington stated the proposed ordinance seemed to be a heavy-handed management authority which is unnecessary and seems punitive. Mr. Harrington asked that the seven-member board of private citizens be respected as they do a good job.

Councilman Eric Wathen stated the parks remain an issue with him because of non-elected officials making decisions involving tax payer funds.

Councilman Mike Rogers stated he was not at the last meeting where this was discussed. Mr. Roger stated that he had served on the Avon Town Council for several years where other board members had some reservations about creating a park board. Mr. Rogers stated it is very important to get the right people to serve and it is a heavy responsibility.

Councilman Larry Hesson stated he was on the Council when the Park Board was created. Mr. Hesson stated that we have two fully functional parks and one under development. Mr. Hesson stated he is quite confident we would have zero parks today if the Park Board had not been established.

Mr. Hesson stated he does not question the Commissioners expertise but there are others who hold expertise as well. Mr. Hesson stated, "if it isn't broken, don't fix it; the system works". Mr. Hesson stated he disagreed with the purpose and method and asked that the experts be allowed doing what they do best.

Mr. Hesson suggested the subject be discussed before a joint meeting of the entire Council and Commissioners. Mr. Hesson stated that we are lacking communication and if there is going to be a meeting, it be a joint meeting. It was moved by Larry Hesson and seconded by David Wyeth to hold a joint meeting for the Park Board discussion.

Councilman Caleb Brown stated he has the same tax concerns as Councilman Wathen but is not against a joint meeting.

Councilman Brad Whicker stated he would prefer to see how the meeting with the Presidents of the Council and Commissioners goes before holding a joint meeting.

Councilman Larry Hesson stated he had the same concern about communication if a joint meeting isn't held. Brad whicker agreed about the communication issue but recommended the smaller group to see where the discussion goes.

Councilman Jay Puckett stated he agreed with Councilman Whicker and thought the meeting would be best with a smaller number and asked if Larry Hesson would attend with Councilman Wathen. Councilman Mike Rogers volunteered to attend.

Motion for joint meeting lost 1 (LH)-6.

It was moved by Caleb Brown and seconded by Brad Whicker to close the Public Hearing and no action was taken on the proposed ordinance. Motion carried 7-0.

IN THE MATTER OF THE EMERGENCY ADDITIONAL APPROPRIATIONS

It was moved by Brad Whicker and seconded by Caleb Brown to approve Food & Beverage additional number 1 in the amount of \$4,000.00. Motion carried 7-0. It was moved by Brad Whicker and seconded by Caleb Brown to approve Local Road & Street additional number 2 in the amount of \$463,272.00. Motion carried 7-0. It was moved by Jay Puckett and seconded by Brad Whicker to approve MVH additional number 3 in the amount of \$1,000,000.00 and number 4 in the amount of \$78,832.00. Motion carried 7-0. It was moved by Jay Puckett and seconded by Brad whicker to approve Recorder's Perpetuation additional number 5 in the amount of \$3,000.00. Motion carried 7-0. It was moved by Larry Hesson and seconded by Mike Rogers to approve Supplemental Public Defender additional number 6 in the amount of \$50,000.00; CASA additional number 7 in the amount of \$10,000.00; CASA additional number 8 in the amount of \$22,000.00; Work Release Project Income number 9 in the amount of \$30,000.00; Home Detention additional in the amount of \$7,487.00; and Immunization Grant additional in the amount of \$1,599.00. Motion carried 7-0.

Larry Hesson thanked John Ayers, County Engineer and Curt Higginbotham, Highway Supervisor, on the outstanding job they do with the county roads.

REALLOCATION OF FUNDS

It was moved by Larry Hesson and seconded by Caleb Brown to approve Treasurer number 1 transfer in the amount of \$4,000.00; Parks and Recreation transfer number 2 in the amount of \$14,321.00; Parks and Recreation transfer number 3 in the amount of \$3,215.00; Health transfer number 4 in the amount of \$2,000.00; number 5 in the amount of \$1,881.00; number 6 in the amount of \$1,218.00; and number 7 in the amount of \$350.00. Motion carried 7-0.

OTHER COUNCIL BUSINESS

Receipt of the Status of Funds was acknowledged.

Larry Hesson stated the State Board of Accounts called Council meeting will be held June 30, 2018. Auditor Marsh will register attendees. Mike Rogers will be attending.

Mike Rogers stated he was surprised that it was the Council who statutorily established the Park Board and believed the Council needed independent legal counsel when these legal issues come up.

Auditor Nancy Marsh reported she had received notification that Hendricks County units of government will receive \$3,710,538 in supplemental distribution of income tax. Ms. Marsh estimated the county's portion to be approximately 30% of the distribution.

There being no further business to come before the Council, upon motion made by David Wyeth and seconded by Caleb Brown, the meeting was adjourned at 10:07 on May 1, 2018 to be followed by a Benefit Committee meeting.

HENDRICKS COUNTY COUNCIL

Caleb M. Brown

Eric Wathen

Larry R. Hesson

Brad Whicker

Jay Puckett

David Wyeth

Michael C. Rogers

ATTEST:

Nancy L. Marsh, Auditor

Nancy Marsh

From: Susan Bentley <sbentley@co.hendricks.in.us>
Sent: Thursday, May 31, 2018 4:23 PM
To: Nancy Marsh
Cc: Stephenie Lemay-Luken
Subject: 6/5/18 presentation
Attachments: 6-5-18 council presentation.pptx

Nancy:

As you know, I am on the agenda for the 6/5/18 Council Presentation. I was wondering if you could send the Council this email along with the attached presentation so they can review prior to 6/5/18. I have four requests to present. Two of the requests are to fill positions that already exist and are open with qualified candidates who have less years of experience in order to save county funds. I was fortunate enough to have an excellent candidate pool and thus, was able to accomplish some savings through attrition.

The other two requests are for new positions that do not currently exist, but that are desperately needed. The timing of these requests is due to DOC grant funding as well as one year of JDAI grant funding available. This money coupled with the savings through attrition and lower detention rates through JDAI, allows me to be able to maximize the savings now to the county for these two new positions. If I wait to request in by budget for FY2019, I cannot guarantee the quality of applicants with the limited salary requirements these applicants possess.

Currently, due to a shortage of staff we are on a waitlist for home detention applicants, as I am not willing to put people on home detention without being able to properly supervise them and risk community safety. As of today, we have 32 people waiting to be screened and placed on home detention. These people are unfortunately being held in Work Release and in the Hendricks County Jail. Sheriff indicates that the cost to house these inmates are \$15.00/day to the county. (\$50.00-\$35.00/day DOC funds) This averages to about \$480.00/day to Hendricks County. At that rate, we are facing added costs of around \$144,000 from July through December that can be avoided with sufficient staffing. It is for this reason, that the requests come now outside of budget hearings for FY2019.

Thank you so much for your consideration,

Susan Bentley
Hendricks County Chief Probation Officer
101 West Marion Street
Danville, IN 46122
Work-317-745-9247
Cell-317-590-3298
Fax-317-745-9319

Memo

To: Hendricks County Council

From: Erin Hughes, Human Resources

Date: May 21, 2018

Re: Job Description

Item for discussion at your meeting Tuesday:

1. The Treasurers Department has changed one job description from part-time to full-time. There is no change in classification.
 - Tax Processing Deputy FLSA: Non-Exempt Pay Band: OSS 4
Budget Number: 1001.10307.000.0103

EMERGENCY APPROPRIATION RESOLUTION

Whereas, certain extraordinary emergencies have developed since the adoption of the existing budget, so that it is necessary to appropriate more money than was appropriated in the annual budget; therefore, to meet such extraordinary emergencies;

Be it resolved by the County Council of Hendricks County, Indiana, that for the expense of said County the following additional sums of money are hereby appropriated and ordered set apart out of the several funds as herein and for the purpose herein specified, subject to the laws governing the same.

	DEPARTMENT	ACCOUNT	DESCRIPTION	AMOUNT	APPROVED
1.	Auditor	1001.10203.000.0102	Deputy		
2.	Treasurer	1001.10307.000.0103	Deputy	\$9,500.00	
3.	EMS	1001.20211.000.0142	Supplies & Equip.	\$1,000.00	
4.	Election	1001.30200.000.0146	Attorney	\$2,500.00	
5.	Court Administration	1001.33800.000.0160	Autopsies	\$3,000.00	
6.	EDIT	1112.33220.000.0143	RR Pky. Design	\$936,836.00	
7.	Immunization Grant	8130.18631.000.0214	Nurse	\$42,662.00	
8.	Immunization Grant	8130.18632.000.0214	PT Adm. Asst.	\$28,000.00	
9.	Immunization Grant	8130.13590.000.0214	FICA/Medicare	\$5,406.00	
10.	Immunization Grant	8130.13591.000.0214	PERF	\$6,058.00	
11.	Immunization Grant	8130.13592.000.0214	Group Insurance	\$10,093.00	
12.	Immunization Grant	8130.13593.000.0214	Unemployment	\$132.00	
13.	Immunization Grant	8130.13594.000.0214	Worker's Comp.	\$168.00	
14.	Immunization Grant	8130.33000.000.0214	Mileage/Travel	\$776.00	
15.	Interpreter Grant	9108.30702.000.0160	Interpreters	\$2,000.00	
16.	Reduction Surveyor	1001.10600.127.0106	Surveyor	(\$232.00)	
17.	Reduction Surveyor	1202.10600.127.0106	Surveyor	(\$804.00)	

Adopted this 5th day of June, 2018 by the following vote:

AYE

NAY

Caleb M. Brown

Caleb M. Brown

Larry R. Hesson

Larry R. Hesson

(absent) _____

(absent) _____

Jay R. Puckett

Jay R. Puckett

Michael C. Rogers

Michael C. Rogers

Eric Wathen

Eric Wathen

Brad Whicker

Brad Whicker

David Wyeth

David Wyeth

ATTEST: _____

Nancy L. Marsh, Auditor

REALLOCATION OF FUNDS RESOLUTION

Be it resolved by the County Council of Hendricks County, Indiana, that for the expenses of the unit of Government of Hendricks County, the following sums of money previously appropriated for expenditures from a detailed account within a major classification, are hereby reallocated to another detailed account within a different classification as originally appropriated, all as herein specified.

	DEPARTMENT	FROM	TO	AMOUNT	Y/N
1.	Court Administration	1001.20100.000.0160	1001.44000.000.0160	\$457.00	
2.	Chief Public Defender	1001.16602.000.0166	1001.20100.000.0166	\$500.00	
3.	Chief Public Defender	1001.16602.000.0166	1001.20208.000.0166	\$1000.00	
4.	Chief Public Defender	1001.16602.000.0166	1001.30510.000.0166	\$1,000.00	
5.	Chief Public Defender	1001.16602.000.0166	1001.32800.000.0166	\$780.00	
6.	Chief Public Defender	1001.16602.000.0166	1001.33000.000.0166	\$1,750.00	
7.	Chief Public Defender	1001.16602.000.0166	1001.33400.000.0166	\$200.00	
8.	Chief Public Defender	1001.16602.000.0166	1001.37315.000.0166	\$1,844.00	
9.	Chief Public Defender	1001.16602.000.0166	1001.42701.000.0166	\$3,000.00	
10.	Chief Public Defender	1001.16602.000.0166	1001.44000.000.0166	\$2,000.00	
11.	Work Release	1122.15405.000.0154	1122.15420.000.0154	\$298.48	
12.	Work Release	1122.15405.000.0154	1122.15424.000.0154	\$1,242.40	
13.	Work Release	1122.15406.000.0154	1122.15420.000.0154	\$354.34	
14.	Work Release	1122.15408.000.0154	1122.15420.000.0154	\$158.69	
15.	Work Release	1122.15408.000.0154	1122.15499.000.0154	\$3,940.77	
16.	Work Release	1122.15409.000.0154	1122.15425.000.0154	\$2,067.82	
17.	Work Release	1122.15417.000.0154	1122.15420.000.0154	\$499.42	
18.	Work Release	1122.15417.000.0154	1122.15411.000.0154	\$2,877.20	
19.	Work Release	4909.15411.000.0154	4909.15400.000.0154	\$5,000.00	
20.	Work Release	4909.15408.000.0154	4909.15401.000.0154	\$495.00	
21.	Work Release	4909.15408.000.0154	4909.15403.000.0154	\$625.00	
22.	Work Release	4909.15408.000.0154	4909.15410.000.0154	\$625.00	
23.	Work Release	4909.15408.000.0154	4909.15415.000.0154	\$55.00	
24.	Work Release	4909.15408.000.0154	4909.15416.000.0154	\$625.00	
25.	Work Release	4909.15408.000.0154	4909.15499.000.0154	\$5,000.00	
26.	JDAI DOC Grant	9119.15309.000.0160	9119.13590.000.0160	\$1,193.31	
27.	JDAI DOC Grant	9119.15309.000.0160	9119.13591.000.0160	\$2,215.03	
28.	JDAI DOC Grant	9119.15309.000.0160	9119.13592.000.0160	\$2,758.83	
29.	JDAI DOC Grant	9119.15309.000.0160	9119.13593.000.0160	\$66.00	
30.	JDAI DOC Grant	9119.15309.000.0160	9119.13594.000.0160	\$394.65	

Adopted this 5th day of June, 2018.

AYE

NAY

Caleb M. Brown

Caleb M. Brown

Larry R. Hesson

Larry R. Hesson

(absent)

(absent)

Jay R. Puckett

Jay R. Puckett