

September 18, 2000

The Hendricks County Board of Commissioners met in regular session at 10:20 AM on Monday, September 18, 2000, in the Commissioners’ Meeting Room on the first floor of the Hendricks County Government Center with the following in attendance:

John D. Clampitt	)	
Hursel C. Disney	)	Hendricks County Board of Commissioners
Gregory E. Steuerwald		Hendricks County Attorney
Russ Lawson		Hendricks County Highway Superintendent
Walt Reeder		Hendricks County Plan Commission Director
John Tarantino		Hendricks County Engineer
Debbie Reeder		Hendricks County Auditor
John Parsons		Hendricks County Systems Administrator
Stayce McClain		Hendricks County Human Resource Director
Steve Stoddard		Hendricks County Sheriff Department
Judith Wyeth		Secretary to the Commissioners

NOTE: John A. Daum was attending a planning of farm preservation conference in Maryland and did not attend the meeting today

IN THE MATTER OF HIGHWAY

Russ Lawson reported that Highway crews have replaced a box culvert and are working on black topping.

IN THE MATTER OF BRIDGE NO. 274

John Tarantino advised for Bridge No. 274 over the CSX Railroad on Blake Street (Cartersburg Road0 that USI

Consultants will provide Phase 1, for federal guidelines as it will receive federal funding, which will include field survey, soil investigation, right-of-way, construction engineering/inspection and design, however, there is not sufficient funding and requested to shift funding for Bridge No. 273 to Bridge No. 274 and to not seek additional funding at this time. Commissioner Clampitt moved, per staff recommendation, to sign the agreement for Bridge No. 274 as presented. Commissioner Disney seconded the motion and the motion was approved unanimously. 2-0-0.

John Tarantino explained the review process for selecting consulting firms within the Engineering Department. Commissioner Disney requested that after receiving proposals that they reduce the list to at least three (3) qualified and recommended by the Engineering Department and bring the list to the Commissioners to make the final decision.

IN THE MATTER OF USI

John Tarantino presented change order with Bernardin and Lochmueller for Bridge No. 220 for extra support agreement and additional in the amount of \$1,500 for the addition of a Texas Rail to this bridge further stating that funds are available. There was discussion of this change and of the recommended Texas Rail. Commissioner Clampitt moved, per staff recommendation, to approve the change order in the amount of \$21,000 with additional \$1,500 for Texas Rail design and to stay within budget. Commissioner Disney seconded the motion and the motion was approved unanimously. 2-0-0.

IN THE MATTER OF BRIDGE NO. 220

John Tarantino presented change order with Bernardin and Lochmueller for Bridge No. 220 for extra support agreement and additional in the amount of \$1,500 for the addition of a Texas Rail to this bridge further stating that funds are available. There was discussion of this change and of the recommended Texas Rail. Commissioner Clampitt moved, per staff recommendation, to approve the change order in the amount of \$21,000 with additional \$1,500 for Texas Rail design and to stay within budget. Commissioner Disney seconded the motion and the motion was approved unanimously. 2-0-0

IN THE MATTER OF CR 200N AND RACEWAY ROAD - TRAFFIC SIGNAL

John Tarantino presented Agreement from Traffic Engineering consultant Chet M. Skwarcan for traffic signal construction observation services for anew traffic signal to be located at CR 100N and Raceway Road in Hendricks County in the amount of \$4,000, however, did not include survey of \$1,000. This work has been completed and the sign is complete. There was discussion of The City of Indianapolis participating. Commissioner Clampitt moved, per staff recommendation, to request additional from Council from cum cap. Commissioner Disney seconded the motion and the motion was approved unanimously. 2-0-0. It was the consensus of the Commissioners to contact The City of Indianapolis for financial help in lane realignment.

John Tarantino presented Agreement with Traffic Engineering, Inc., to be executed for the construction observation of this traffic signal at CR 200N and Raceway Road. Commissioner Clampitt moved, per staff

Recommendation, to have a member of the board execute the Agreement as presented. Commissioner Disney seconded the motion and the motion was approved unanimously 2-0-0

IN THE MATTER OF CR 900E AND 700N

In response to a previous request from Brown Township Trustee Joyce McClain for a 4-way stop at CR 900E and 900N, John Tarantino advised that traffic study indicated warning signs before the intersection and to replace all stop signs with high intensity signs. There was discussion of the cost for rumble strips on county roads and traffic study guidelines for 4-way stop. Commissioner Clampitt moved, per staff recommendation, to replace signs and to visit this site again in six (6) months. Commissioner Disney seconded the motion and the motion was approved unanimously. 2-0-0

IN THE MATTER OF SUBDIVISION BOND REVISIONS
LINDEN SQUARE, PHASE 2 & CRYSTAL FARMS, SECTION 5

Walt Reeder requested bond revisions for both Linden Square, Phase 2, and Crystal Farms, Section 5, based on the on-site inspection of these projects and that the improvements have been adequately maintained for the required one year period for the maintenance bond to be released for each and further advised that these developments are subject to a Legal Drain Assessment. Commissioners Clampitt moved, per staff recommendation, to approve the bond revision for these two (2) projects as presented. Commissioner Disney seconded the motion and the motion was approved unanimously. 2-0-0

IN THE MATTER OF MIP-651: TRINA RUND

Walt Reeder presented a draft letter to Bank One requested forfeiture of the cashier’s check for MIP-651: Trina Rund as the prescribed improvements have not been completed in order for the County to complete the work on the roadside ditch that was never regarded. Commissioner Clampitt moved, per staff recommendation, for the Board to execute the letter and send. Commissioner Disney seconded the motion and the motion was approved unanimously. 2-0-0 Commissioner Disney moved to have Commissioner Clampitt sign the cashier’s check. Commissioner Clampitt seconded the motion and the motion was approved unanimously. 2-0-0

IN THE MATTER OF NORTHERN ACRES

David Gaston reported on Northern Acres stating the Highway and Engineering Departments had completed the work as planned and suggested that the Drainage Board will not do any more work until the street drainage problem is resolved.

IN THE MATTER OF BROWN TOWNSHIP

David Gaston responded to inquiry from Brown Township Trustee Joyce McClain relative to drainage problems in Brown Township and stated that he will work with the Engineering Department to resolve these drainage problems and that he will contact Ms. McClain. The Surveyor volunteered to work with the Engineering Department to do this work.

IN THE MATTER OF ZA-239/WA0-0-03; LEE DEVELOPMENT - MASTEN LAKES

Greg Steuerwald advised that ZA-239/WA00-03: Lee Development – Masten Lakes which the Commissioners

sent back to the Plan Commissioner at their September 11, 2000, meeting is not a public hearing, but comments could be taken during presentation and discussed.

IN THE MATTER OF HUMAN RESOURCES

Stayce McClain advised that on the list of elected officials for the Harassment Policy the Commissioners were inadvertently omitted and requested to add their position to the list of elected officials. Commissioner Clampitt moved, per staff recommendation, to add Commissioners to the list. Commissioner Disney seconded the motion and the motion was approved unanimously. 2-0-0

Stayce McClain presented EEOC Statistical Data Form and requested approval to distribute this mandatory form. Commissioner Clampitt moved, per staff recommendation, to allow this form be sent. Commissioner Disney seconded the motion and the motion was approved unanimously. 2-0-0

IN THE MATTER OF ANIMAL SHELTER

Cathy Grindstaff presented a complaint received in her office relative to the Animal Shelter, which will be forwarded.

IN THE MATTER OF COURTHOUSE

John Tarantino presented plans for the west entrance to the Courthouse to add concrete posts and to fund from cum cap. Commissioner Clampitt moved, per staff recommendation, to allow expense as presented. Commissioner Disney seconded the motion and the motion was approved unanimously. 2-0-0

IN THE MATTER OF DETENTION NEEDS ASSESSMENT'

John Tarantino reported that the Detention Needs Assessment is not yet complete, but will be over their contract and requested to reimburse from special contracts or to go to Council for additional. Commissioner Clampitt moved to take up to \$200 from Special Contracts. Commissioner Disney seconded the motion and the motion was approved unanimously. 2-0-0

IN THE MATTER OF ANIMAL SHELTER

John Tarantino give a follow-up on request from employees of the animal shelter to check for asbestos and lead paint in their facility and presented a quote from Micro Air, Inc., for asbestos and lead paint survey. Mr. Tarantino advised that this firm has done work in the county previously. There was discussion if other firms did this type of work. Commissioner Clampitt moved, per staff recommendation, to allow this study. Commissioner Disney seconded the motion and the motion was approved unanimously. 2-0-0. It was the consensus of the Commissioners to go to the Council if funding cannot be found.

IN THE MATTER OF SUPERIOR 3

John Tarantino advised that Judge Love of Superior 3 had requested six ceiling fans be installed in the court area and reported that these could be purchased and installed for \$500 if maintenance did the installation. There was discussion of the need for these ceiling fans. It was taken by consent that Engineering checking to the actual need for the fans.

IN THE MATTER OF ENVIRONMENTAL HEALTH – PRINTER

John Parsons advised that Environmental Health had requested a color laser printer and discussed that this could be a long-term improvement. There was discussion of the need for a color printer. Mr. Parsons stated that the State Board of Health had requested them to have a color printer and that there is money in the computer budget for this equipment. Commissioner Clampitt moved per Health Department request and Computer Department recommendation to purchase as presented. Commissioner Disney seconded the motion and the motion was approved unanimously. 2-0-0

IN THE MATTER OF PICNIC TABLE

John Tarantino advised that the picnic tables at the Government Center need to be replaced or recoated as the area of the security chains is eating away at the legs of the table. It was the consensus of the Commissioners to check further and obtain a cost of vinyl table and bring back with recommendation.

IN THE MATTER OF FURNITURE

There was discussion of an old wood desk and chair that did not make it to the auction and which Mill Creek Schools has requested to purchase. There was discussion of the type of desk and value. It was the consensus of the Commissioners that Commissioner Clampitt check, to give a value and then bring back a recommendation.

IN THE MATTER OF EDIT AND CUM CAP

There was discussion that cum cap funds still carried the encumbered error and must be corrected by letter from Commissioners or Engineering to Auditor.

IN THE MATTER OF COUNTY MAPS

Walt Reeder advised that they had established a limit of four (4) of the new county maps free to each department, however, this does not meet the needs of the Sheriff Department and requested authorization to release additional maps to the Sheriff Department for them to have in each vehicle. Steve Stoddard stated that the county deputies work off of these maps and they need the most current ones for new subdivisions and would need 40 maps for their road officers and dispatchers. There was discussion of the incorrect spelling of “Hendricks” on these maps and of a council member name. It was consensus of the Commissioners to grant this request.

IN THE MATTER OF ZA-241/HC00-01: NORTH/SOUTH CORRIDOR ZONING

Walt Reeder presented the amended zoning map for the North/South Corridor for the property owned by Hession Enterprises and Andrea B. Lacy, which was presented as ZA-241/HC99-01: Hendricks County Commissioners (North/South Corridor) and previously approved as Ordinance 200-19.

IN THE MATTER OF ORDINANCES FOR CANVASSERS AND SELLERS

A draft Ordinance for Registration and Regulation of Canvassers and a draft Ordinance for Registration and Regulation of Direct Sellers was discussed and the need for these in the county. Debbie Reeder, Auditor, requested time to check with the State to determine if the State Board of Accounts had approved forms or if forms need to be set

up and approved for these ordinances.

IN THE MATTER OF NOISE ORDINANCE

There was discussion that the Noise Ordinance was unable to be enforced as there were no funds to purchase the over \$5,000 worth of monitoring equipment necessary. Commissioner Clampitt moved to request \$6,000 additional from Council for Special Contracts for the noise monitoring equipment. Commissioner Disney seconded the motion and the motion was approved unanimously. 2-0-0

IN THE MATTER OF CLAIMS

Commissioner Clampitt moved to approve claims \$201990 thru 202018 as presented. Commissioner Disney seconded the motion and the motion was approved unanimously. 2-0-0

The meeting recessed for lunch to resume at 1:00 PM

IN THE MATTER OF ZA-242/UN00-02: R & R PRODUCTS, INC.

Walt Reeder presented ZA-242/UN00-01: R & R Products, (Inc., for a zoning change from R-3: Medium Density, Single Family Residential District to C-2: General Commercial district for the 1.068 acres in Union Township located on the west side of State Road 39, approximately 0.50 mile south of CR 800N. This comes with a favorable recommendation of 4-0-1 from the Plan Commission and with an unfavorable staff recommendation because there is no commercial in this area, however, there was no public comment during the public hearing, Lee Comer, stated that they wanted limited use that would match the limitation in previous use and gave the following self-imposed conditions.

- | | |
|-----------------------------|-------------------|
| 1. Floor covering | 4. Tax Service |
| 2. Accounting & Bookkeeping | 5. Temporary Help |
| 3. Engineering & Surveying | |

Commissioner Clampitt moved, per Plan Commission recommendation and with self-imposed conditions to approve as Ordinance 2000-20 as presented. Commissioner Disney seconded the motion and the motion was approved unanimously. 2-0-0

IN THE MATTER OF ZA-243/UN00-02: MIDLAND COOP, INC.

Walt Reeder presented ZA-243/UN00-02: Midland Coop, Inc., for a zoning change from I-2, Light Industrial District to I;3: Heavy Industrial District for 1.56 acres in Union Township located on the north side of Conrail Railroad just west of the Lizton town boundary, 0.10 mile west of Lebanon Street with self-imposed restriction for: “Bottled gas usage only”. This comes with a favorable staff recommendation and a favorable Plan Commission recommendation of 4-0-1. Commissioner Clampitt moved, to approve ZA-243 per staff and Plan Commission recommendation as presented with self-imposed condition as Ordinance 2000-21. Commissioner Disney seconded the motion and the motion was approved unanimously. 2-0-0

IN THE MATTER OF MILLCRAFT PAPER

Steve Sallee of Millcraft Paper made a brief presentation and gave a price for copy paper stating that they have just

recently purchased the Cincinnati Cordage and Paper Company from whom the County has purchased paper. It was the consensus of the Commissioners that the secretary check with various paper companies for the best paper quality and price.

IN THE MATTER OF SPRINT TOWER CONTRACT

There was discussion of the proposed Sprint Spectrum contract and that if Sprint leases a portion of the tower to some other firm that Hendricks County should receive a portion of the fee. Commissioner Clampitt moved to refer the lease agreement to the county attorney to amend that if anything else is put on this tower and to work out with Sprint. Commissioner Disney seconded the motion and the motion was approved unanimously. 2-0-0.

IN THE MATTER OF TOUT SCHOOL CREEK ESTATES

Lee Comer presented a proposal of five items relative to the Tout School Creek Estates for the 140 acre development. Ed Schrier read the stipulations and advised that this has now been approved by the Plan Commission. There was discussion of the cul-de-sac and of roadside ditch. Commissioner Clampitt moved to postpone this matter for one (1) week until September 25, 2000. Commissioner Disney seconded the motion and the motion was approved unanimously. 2-0-0

IN THE MATTER OF LANA PEDIGO, REALTOR

Receipt was acknowledged of a letter from Lane Pedigo for Carpenter GMAC Real Estate requesting to take a picture in front of the Government Center with the slogan, "Selling Hendricks County One Yard At A Time". It was the consensus of the Commissioners that Ms. Pedigo be called and advised that they have no object to this request.

IN THE MATTER OF EMERGENCY MANAGEMENT

Stayce McClain advised that she had received information that James Adams and Scott Tyler were both interested in the position of Emergency Management Director, however one has not officially applied for the position himself. It was the consensus of the Commissioners to postpone this matter for one (1) week to September 25, 2000.

IN THE MATTER OF MINUTES

Commissioner Clampitt moved to approve the minutes of September 5, 2000, meeting with corrections. Commissioner Disney seconded the motion and the motion was approved unanimously. 2-0-0

IN THE MATTER OF LAND – HOSPITAL

Greg Steuerwald advised of the informational meeting to purchase 150 acres along CR 200N with intent to swap with the Hendricks Community Hospital for the 50 acres at the Annex and that the only holdup is that the hospital wants help with constructing a road from US 36 to Sycamore Lane to the Senior Services building with the Town of Danville participating and this road would help to make the trade equal. There was discussion of this land swap. The hospital will get the road designed and do ½ conveyance one year and then complete the second year so that Danville can build a water tower on site. It was the consensus of the Commissioners that the county attorney proceed with negotiations and that an agenda be posted for joint meeting with the Town of Danville and the Hendricks County Board of Commissioners for Monday, September 25, 2000, at 7:00 PM at the Danville Town Hall to discuss road and

property.

IN THE MATTER OF COMPUTER - CONTRACT

Debbie Reeder, Auditor, requested an original contract with Quest for County computer work. Commissioner Clampitt requested that this be provided by next week.

IN THE MATTER OF BROWNFIELDS LOAN - WARRICK LAND FILL

Greg Steuerwald expressed thanks to Bruce Donaldson for his Letter of Credit from Erwin Union Bank and that the developer will share in the attorney fees for the Brownfields Loan on the Warrick Land Fill, Hufford property.

There being no further business the meeting recessed at 2:15 PM

John A. Daum

Hursel C. Disney

ATTEST: _____
Debbie Reeder, Auditor

John D. Clampitt
