



## **HENDRICKS COUNTY BOARD OF COMMISSIONERS**

### **MINUTES OF THE MAY 25, 2021 MEETING**

The Hendricks County Board of Commissioners met in regular session at 9:00 AM on Tuesday, May 25, 2021 in the Commissioners' Meeting Room located on the first floor of the Hendricks County Government Center at 355 S. Washington Street, Danville, IN 46122 with the following Hendricks County personnel in attendance:

Phyllis A. Palmer	Commissioner, President
Bob Gentry	Commissioner, Vice President
Dennis W. Dawes	Commissioner
R. Todd McCormack	Executive Director
Greg Steuerwald	Attorney
Kendall Hendricks	Councilman
Nancy Marsh	Auditor
Nicole Lawson	Assessor
Doug Morris	I.T. Director
John Ayers	Engineer
Kevin Cavanaugh	Facilities Manager
Erin Hughes	Human Resources Administrator
Tim Dombrosky	Planning & Building Director
Dawn Mason	Emergency Management Director
Krista Click	Environmental Health Director
Michael Aviah	Public Health Education Specialist
Jeff Corder	Public Health Preparedness Coordinator
Bart Harvey	Highway & Bridge Project Manager
Ryan Lemley	Parks & Recreation Superintendent
Brett Clark	Sheriff (Attended Remotely)
Kim Galloway	Assistant Engineer (Attended Remotely)
Curt Higginbotham	Highway Department Superintendent (Attended Remotely)
Joe Percy	Highway Department Assistant Superintendent (Attended Remotely)
Terry Benton	Highway Department Office Manager (Attended Remotely)

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#### **PLEDGE TO THE FLAG, PRAYER, AND DETERMINATION OF A QUORUM**

Commissioner Palmer opened the Meeting at 9:05 AM with a quorum of all three (3) Commissioners present and led the Pledge to the Flag in unison. Commissioner Dawes gave a brief prayer for those who wished to participate.

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#### **IN THE MATTER OF MINUTES**

Commissioner Gentry moved to approve the Minutes of the April 27, 2021 Commissioners' Meeting as presented. Commissioner Dawes seconded the motion and the motion was approved unanimously 3-0-0.

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#### **IN THE MATTER OF CLAIMS**

Commissioner Dawes moved to approve Direct Deposit Check Numbers 206843-207353 and Budgetary Claims presented from the Auditor's Office for the period beginning May 13, 2021 and ending May 26, 2021 as presented. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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#### **IN THE MATTER OF DONATION OF RIGHT-OF-WAY PARCELS TO THE COUNTY FROM HERITAGE HILLS, LLC.**

Todd McCormack presented the paperwork for the donation of parcel nos. 32-07-26-300-031.000-022 and 32-

07-27-400-032.000-022 from Heritage Hills, LLC. and recommended the County accept the donations. Todd McCormack reported he sent the paperwork to Greg Steuerwald and John Ayers for them to review as well.

Commissioner Dawes moved to accept the donations as presented. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF PROPOSAL OPENING FOR COPIERS AND PRINTERS**

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Doug Morris opened proposals for copiers and printers from Braden Office Systems, Indiana Business Solutions, Konica Minolta, Sharp Systems, and Van Ausdall & Farrer and advised he would review the proposals and present a recommendation at the June 22, 2021 Commissioners' Meeting.

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**IN THE MATTER OF BID OPENING FOR 2021 COMMUNITY CROSSINGS  
GRANT FUNDED RESURFACING PROJECT**

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Commissioner Palmer closed the bids for the 2021 Community Crossings Grant Funded Resurfacing Project at 9:10 AM. John Ayers opened and read the following bids:

<b>VENDOR</b>	<b>BID AMOUNT</b>
Calumet Civil Contractors	\$2,734,017.50
DC Construction Services	\$2,711,009.55
Harding Group	\$2,239,443.75
Milestone Contractors	\$2,270,265.00
Rieth-Riley	\$2,559,254.00

John Ayers stated he would take the bids under advisement and present a recommendation on a later date.

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**IN THE MATTER OF FAMILY PROMISE CERTIFICATIONS OF LOCAL APPROVAL**

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Julie Randall, Family Promise Executive Director, presented the Emergency Solutions Grant Shelter Application and Certification of Local Approval for \$60,000.00 and the Emergency Solutions Grant Rapid Rehousing Application and Certification of Local Approval for \$200,000.00 to provide emergency and permanent housing and stability services to those experiencing homelessness in Hendricks County and requested approval.

Commissioner Gentry moved to approve the applications and certifications as presented. Commissioner Dawes seconded the motion and the motion was approved unanimously 3-0-0.

Julie Randall reported in 2020 Family Promise ended homelessness for 103 families and prevented homelessness for over 600 families in Hendricks County. Julie Randall advised 27% of County residents are unable to meet their basic needs and stated the number one reason is the lack of affordable housing. Julie Randall stated something has to be done to create affordable housing within the County or it will only continue to get worse.

There was discussion amongst Julie Randall regarding what constitutes as affordable housing and the need to bring more living wage jobs to Hendricks County instead of lower wage ones.

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**IN THE MATTER OF REQUEST FOR TAX ABATEMENTS FOR ELECTRIC PLUS**

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Victoria Ross-Frost, representative from Hendricks County Economic Development Partnership, presented an Application for Designation of Economic Revitalization Area, Statement of Benefits for Real Estate Improvements tax abatement, and Statement of Benefits for Personal Property tax abatement for Electric Plus and requested approval to present the matter to the Council. Electric Plus will be constructing a 16,000 square foot prefabrication facility with an estimated cost of \$2.65 million, purchasing approximately \$150,000.00 worth of manufacturing equipment, and creating fifteen new full-time jobs with an average annual salary of \$65,000.00. The seven-year tax abatements would save them approximately \$280,009.00 and the County would receive approximately \$210,330.00.

Commissioner Gentry moved to approve presenting the abatements to the Council as requested. Commissioner Dawes seconded the motion and the motion was approved unanimously 3-0-0.

## **IN THE MATTER OF PETITION TO VACATE PLATTED RIGHT-OF-WAY**

Ben Comer, representative from Comer Law Office, presented a Petition to Vacate Platted Right-of-Way for the Petitioners: Theodore Englert, Wayman Waites, and James Waites. Ben Comer reported the Petitioners are requesting the Commissioners schedule a Public Hearing to consider vacating a certain alleyway, or portions thereof, of the entire alleyway running north and south and located between lots sixty-three (63) and sixty-four (64) in James H. Oliver's Addition to the Town of Cartersburg. Ben Comer advised there is one (1) adjoining property owner that will be notified of the Hearing. Notice shall be sent via certified mail, regular mail, and published in The Republican.

Commissioner Dawes moved to schedule the Hearing during the June 22, 2021 Commissioners' Meeting. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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## **IN THE MATTER OF PETITION TO VACATE ROAD RIGHT-OF-WAY**

Ben Comer, representative from Comer Law Office, presented a Petition to Vacate Road Right-of-Way for the Petitioner, B & B Farm Holdings, LLC. Ben Comer reported the Petitioner is requesting the Commissioners schedule a Public Hearing to consider vacating a certain road right-of-way, or portion thereof, of County Road 601 South beginning at a point approximately 1600 feet east of its intersection with County Road 400 East in Clayton and running east therefrom to the terminus of County Road 601 South. Ben Comer advised there are no adjoining property owners to be noticed of the Hearing. Notice shall be published in The Republican.

Commissioner Dawes moved to schedule the Hearing during the June 22, 2021 Commissioners' Meeting. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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## **IN THE MATTER OF PTABOA APPOINTMENT**

Nicole Lawson presented the resume of Mark Ratterman and recommended he be appointed to serve a one (1) year term on the Property Tax Assessment Board of Appeals (PTABOA).

Commissioner Dawes moved to appoint Mark Ratterman as recommended. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0. Mark Ratterman's term shall expire on June 24, 2022.

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## **IN THE MATTER OF RESOLUTION ESTABLISHING POLICY FOR COMMISSIONERS ELECTRONIC MEETING PARTICIPATION**

Commissioner Palmer presented the proposed Resolution Establish the Policy by Which Members of the Board of Commissioners may Participate by Electronic Means of Communication for consideration. Nancy Marsh advised this was a template she received from the AIC for a new law allowing electronic meeting participation, with certain restrictions. Greg Steuerwald advised electronic meetings are not required.

Commissioner Gentry moved to approve the Resolution establishing the Commissioners' Electronics Meeting Policy as presented. Commissioner Dawes seconded the motion and the motion was approved unanimously. Nancy Marsh assigned Resolution No. 2021-23.

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## **REQUEST FOR OFFICE SPACE FOR SENIOR AREA DIRECTOR**

Julie Gray, Purdue Extension Senior Area Director, reported her current office lease expires on August 31, 2021 and would like to downsize to a smaller space and requested permission to utilize a small area inside the County's Purdue Extension Office at the Fairgrounds instead. Beth Switzer advised she does not have any issues sharing the space with Julie Gray and stated she will not utilize any of the County's staff, equipment, or supplies. Julie Gray stated she currently pays \$14.00 per square foot for her current space and would be willing to pay the County the same amount or pay fair market value.

There was discussion amongst the Commissioners, Todd McCormack, Julie Gray, and Beth Switzer regarding the matter.

Commissioner Dawes moved to approve the request with Greg Steuerwald preparing the lease at fair market value. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF ELC GRANT TO CONTINUE COVID-19 TESTING CENTER**

Krista Click presented the ELC Grant Letter of Intent to continue the COVID-19 testing center through December 31, 2021 and requested approval.

Commissioner Gentry moved to approve the Letter as presented. Commissioner Dawes seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF IDOH GRANT FOR MASS COVID-19 VACCINATION CLINICS**

Krista Click presented the IDOH Grant Agreement for \$48,494.70 for mass COVID-19 vaccination clinics and requested approval. Krista Click reported part of the Grant will be used to purchase a replacement cargo trailer and the old trailer shall be traded in or auctioned off, preferably traded in.

Commissioner Gentry inquired about the second quote. Krista Click advised they were still working on obtaining a second quote to compare to the first one.

Commissioner Gentry moved to approve the Agreement as presented. Commissioner Dawes seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF NACCHO GRANT AGREEMENT TO BUILD CAPACITY OF LOCAL MEDICAL RESERVE CORPS**

Krista Click presented the NACCHO Grant Agreement for \$10,000.00 for materials and training needed to build the capacity of the local Medical Reserve Corps and requested approval.

Commissioner Dawes moved to approve the Agreement as presented. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF COVID-19 VACCINATION CLINIC**

Krista Click reported the COVID-19 Vaccination Clinic will be moving from the Fairgrounds to the Government Center after July 4, 2021 due to the decrease in demand. Once relocated, the Clinic will be open two days a week, except during the week of the 4H Fair, when it will be open daily at the Fairgrounds.

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**IN THE MATTER OF PROPOSED NALOXBOX PROGRAM**

Michael Aviah and Chase Cotton, representative from the Willow Center, presented the proposed NaloxBox Program to strategically place publicly available naloxone boxes in Avon, Brownsburg, and Plainfield in centrally accessible locations based upon the IDOH's naloxone administration heat map and requested approval. Hendricks County ranked 11<sup>th</sup> in Indiana for the highest number of opioid deaths in 2020. Michael Aviah stated the cost to purchase the naloxone will be covered by grants.

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There was discussion amongst the Commissioners, Dr. David Stopperich, Krista Click, Michael Aviah, and Chase Cotton regarding the matter.

It was the consensus of the Commissioners to approve moving forward with the Program as requested and to communicate with the Sheriff's Department and local police departments.

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**IN TH MATTER OF ZA 481/21: SOLENTIAL ENERGY**

Tim Dombrosky presented an ordinance to amend the zoning map of Hendricks County from AGR/Agriculture Residential District to AGR SECS-OL/Agriculture Residential District with Solar Overlay, commonly known as ZA 482/21: Solential Energy, S17/20-T16N-R1E, Middle Township, 3 parcels totaling 51 acres, located at 4289 and 4265 E County Road 400 N, Danville, IN 46122 and requested approval. Tim Dombrosky reported there

were two concerned individuals with questions present at the May 11, 2021 Plan Commission Public Hearing. Tim Dombrosky stated their questions were satisfactorily answered and it was approved unanimously 7-0-0.

Commissioner Gentry moved to approve the Ordinance as presented. Commissioner Dawes seconded the motion and the motion was approved unanimously 3-0-0. Nancy Marsh assigned Ordinance No. 2021-24.

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**IN THE MATTER OF BROWNSBURG FIRE TERRITORY  
MEMORANDUM OF UNDERSTANDING**

John Ayers presented the Memorandum of Understanding (MOU) with Brownsburg Fire Territory for utilization of 8320 N. County Road 900 E and 8950 E. County Road 750 N. in Brownsburg for training purposes, including burning and coordinated training with the Brownsburg Police Department and recommended approval.

Commissioner Gentry moved to approve the MOU as presented. Commissioner Dawes seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF CIVILCON QUOTE**

John Ayers presented the CivilCon quote for \$52,629.80 for the replacement of Culvert No. EE-002 on County Road 625 W., north of County Road 350 N., and recommended approval.

Commissioner Gentry moved to approve the Quote as presented. Commissioner Dawes seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF KEITH HENDERSON QUOTE**

John Ayers presented the Keith Henderson Quote for \$48,989.00 for the replacement of Culvert No. WA-047 on County Road 900 E., south of County Road 100 N., and recommended approval.

Commissioner Gentry moved to approve the Quote as presented. Commissioner Dawes seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF RECLASSIFICATION REQUEST TO INDOT**

John Ayers presented a letter to INDOT requesting the Functional Reclassification for certain County road segments and recommended approval.

Commissioner Dawes moved to approve the Letter as presented. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF ELECTED OFFICIALS**

Sheriff Brett Clark expressed his concerns of the NaloxBoxes being unmonitored and one person taking all the doses of Naloxone and recommended placing one of the boxes in the Jail, as long as it aesthetically fits, and stated the Naloxone will freeze and does not recommend leaving them outside.

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**IN THE MATTER OF TOWN OF PLAINFIELD ANNEXATION REQUEST**

John Ayers reported the Town of Plainfield is pursuing annexation of properties south of CR 600 S. and west of Center Street, including a 1.35 acre parcel belonging to the Commissioners that was acquired to aid in the maintenance of Bridge No. 219, and inquired if there are any objections to the annexation of this parcel.

It was the consensus of the Commissioners to allow the Town to pursue the annexation of the parcel.

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**IN THE MATTER OF HIGHWAY DEPARTMENT'S ANNUAL OPERATIONAL REPORT**

John Ayers presented the Highway Department's 2020 Annual Operational Report and requested approval.

Commissioner Gentry moved to approve the Report as presented. Commissioner Dawes seconded the motion and the motion was approved unanimously 3-0-0.

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## **IN THE MATTER OF HIGHWAY DEPARTMENT INSURANCES**

Todd McCormack reported he previously forwarded an email from Curt Higginbotham regarding why the Highway Department is required to pay part of their liability insurances and requesting the Commissioners pay them instead. Todd McCormack advised it seems unusual and does not know the history behind why the Highway Department pays them and requested direction on how to proceed.

Nancy Marsh advised it was most likely done this way to help with the General Fund levy by shifting them to be paid from MVH instead and stated the Highway Department pays more than just some of their liability insurances from MVH; health, PERF, unemployment, worker's compensation, etc.

There was discussion amongst the Commissioners, Todd McCormack, Nancy Marsh, John Ayers, and Curt Higginbotham regarding the matter. Commissioner Palmer advised she has noticed on the Claims Report that other departments pay a portion of their health, PERF, and unemployment and does not know why. Todd McCormack and Nancy Marsh advised some departments pay these for grant funded employee positions as the money comes from the grant proceeds and not from the County's General Fund. Nancy Marsh stated some departments also have an established tax rate that allows them to be paid from those proceeds. John Ayers advised some of the wages for Engineering Department employees are paid from Highway funds as well.

It was the consensus of the Commissioners to pay all the Highway Department's health, liability, PERF, unemployment, wages, and worker's compensation premiums from the County General Fund beginning in 2022, pending maximum levy and Council approval. Freeing up the MVH Funds will allow approximately \$1 million to be utilized for maintaining County roads.

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## **IN THE MATTER OF SHELTERING WINGS**

Todd McCormack reported he received an email yesterday from Sheltering Wings requesting the Commissioners approve the Certification of Local Approval for them to apply for an Emergency Solutions Grant that is due Friday, similar to the ones presented by Family Promise earlier in the Meeting and requested approval. Todd McCormack advised he does not know what the Grant funds will be used for as he has not heard back from Donita Roberts, Event and Admin. Coordinator for Sheltering Wings, and was hoping she would attend the meeting today to explain her request and complete the Certification.

Donita Roberts did not appear in person or virtually. There was discussion amongst the Commissioners and Todd McCormack on the matter.

Commissioner Gentry moved to approve the Certification and for Todd McCormack to execute it on their behalf, pending receipt of the further information from Sheltering Wings needed to complete it. Commissioner Dawes seconded the motion and the motion was approved unanimously 3-0-0. Commissioner Palmer and Nancy Marsh stated this is the second time recent requests have come in at the last minute without all the required information.

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## **IN THE MATTER OF ADDITIONAL COUNTY PHONES**

Doug Morris reported the Fairgrounds have requested two additional phones and Beth Switzer, Purdue Extension, has requested one additional phone and requested guidance on how to proceed. Doug Morris advised the phones cost approximately \$160.00 each and the monthly service is approximately \$12.00 per month per phone.

It was the consensus of the Commissioners to add the phones as requested.

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## **IN THE MATTER OF COMMENTS FROM THE FLOOR**

Jay Thompson, Pittsboro Town Councilman, inquired if I.T. could donate used computer equipment to local high schools to utilize for any computer repair classes they might have.

Doug Morris advised he would reach out and see if any would be interested in the outdated equipment.

Ryan Lemley distributed the Parks and Recreation 5-Year Comprehensive Master Plan to the Commissioners and reported they have used it to apply for DNR Grants.

## **IN THE MATTER OF COMMISSIONERS**

Commissioner Palmer reported she and Commissioner Dawes attended the ceremony for the replica of the Tomb of the Unknown Soldier and thanked the Fairgrounds for their cooperation.

Commissioner Palmer reported there was an article in the Indianapolis Star regarding Greg Steuerwald and his HB 1006 that also mentioned Sheriff Brett Clark and stated the publicity was good for the County.

Commissioner Palmer advised there is an Executive Session following the adjournment of the current Meeting.

### **IN THE MATTER OF ACKNOWLEDGMENT OF CORRESPONDENCE**

#### **CHECKS RECEIVED**

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|---------------------|-----------------------------|-----------------------|
| 1. \$720.00 Per Lot | M/I Homes of Indiana, LP    | Lot 71, 72, and 82    |
| 2. \$171.33         | A!A Corporation             | Refund                |
| 3. \$351.00         | Leadership Hendricks County | Lease of Office Space |

#### **STAFF REPORTS RECEIVED**

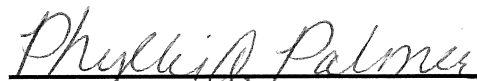
1. Receipt was acknowledged for the Engineering Department Report of May 25, 2021 from John Ayers.
2. Receipt was acknowledged for the Facilities Department Report of May 25, 2021 from Kevin Cavanaugh.
3. Receipt was acknowledged for the Executive Director's Report of May 25, 2021 from Todd McCormack.
4. Receipt was acknowledged for the I.T. Department Report of May 25, 2021 from Doug Morris.
5. Receipt was acknowledged for the HR Report of May 8, 2021 – May 21, 2021 from Erin Hughes.
6. Receipt was acknowledged for the Highway Department Report of May 3, 2021 – May 7, 2021 and May 10, 2021 – May 14, 2021 from Curt Higginbotham.
7. Receipt was acknowledged for the EMA Report of May 8, 2021 – May 21, 2021 from Dawn Mason.
8. Receipt was acknowledged for the Planning and Building Department's Report of Collections for the collections period of April 1, 2021 through April 30, 2021 from Tim Dombrosky.
9. Receipt was acknowledged for the Parks & Recreation Report of May 21, 2021 from Ryan Lemley.

#### **CORRESPONDENCE RECEIVED**

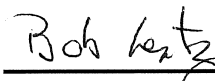
1. Letter from Indiana Farm Bureau Insurance for Claim No. 3200024485.
2. Letter from Rebecca Aimone regarding "Critical Race Theory".
3. Notice of Claim from Koch McAuley & Bailey, representing Diane Straub.
4. Low Cost Spay Neuter Clinic Hendricks County Statistic Report for April 1 to April 30, 2021.
5. Notice of Public Hearing by the Hendricks County Plan Commissioner for 6422 E. County Road 100 S. in Avon from Moench Engineering, P.C.

### **IN THE MATTER OF ADJOURNMENT**

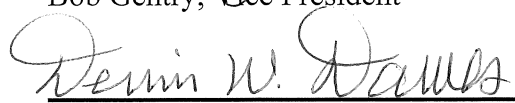
Commissioner Dawes moved to adjourn the Hendricks County Commissioners' Meeting at 11:18 AM on Tuesday, May 25, 2021. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.



Phyllis A. Palmer, President



Bob Gentry, Vice President



Dennis W. Dawes, Member