

October 23, 2000

The Hendricks County Commissioners met in regular session at 10:40 AM in the Commissioners’ Meting Room on the first floor of the Hendricks County Government Center with the following in attendance

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

IN THE MATTER OF HIGHWAY

Russ Lawson requested a date to advertise for highway supplies. Commissioner Clampitt moved, per staff recommendation, to advertise for quote/bids for highway supplies at 11:00 AM on Monday, December 11, 2000. Commissioner Disney seconded the motion and the motion was approved unanimously. 3-0-0 There was discussion of the fuel bids and the changes in fuel prices. Mr. Lawson will check on current pricing and report back.

Russ Lawson responded to citizen request for the county to take over Lafayette Street in the Town of Belleville stating that this was approved as MIP-646 and that this street was not to be taken over as a county road as it does not meet county requirements and right-of-way. There was discussion of this matter. It was the consensus of the Commissions that the Engineering Department check further and to send a letter to Alan Murphy that this is not a

county road.

Russ Lawson reported that he and David Gaston, County Surveyor, will check out some roadside ditches.

IN THE MATTER OF BRIDGE NO. 220

John Tarantino presented a previously approved change order for execution of the Texas Rail for Bridge No. 220, located on CR 600S, over Clarks Creek in Guilford Township, for net increase of \$25,399.50.

IN THE MATTER OF CONTRACTORS COMPLETION – DIAMOND COVE, SECTION II

Walt Reeder presented a request for Contractor’s Completion Affidavit and Inspector’s Certificate of Completion and Compliance for Diamond Cove, Section II. Commissioner Clampitt moved, per staff recommendation to approve and accept the affidavit for Diamond Cove, Section II as presented. Commissioner Disney seconded the motion and the motion was approved 2-0-1 with Commissioner Clampitt and Disney voting aye and Commissioner Daum abstaining.

IN THE MATTER OF RECORD PRESERVATION

John Tarantino reported that the estimate for record preservation, phase 1, has been revised. Dennis Easley explained two proposals that the county can use, stating that the camera from the Clerk’s office could be used with staff, which would reduce cost or to contract out. There was discussion of the camera equipment in the Clerk’s office and of possibly providing staff through Human Resources, of the space needed and if there was space available if done “in house” and to contract outside source until we can see cost and get set up. John Parsons requested clarification of disc, which would contain the records. Mr. Easley stated that these are lifetime discs. Sharon Dugan explained the process and need to preserve court records. Commissioner Clampitt moved to go to the Council with cost to do Phase 1-A to contract outside source until we can see cost and to set up “in house” after that and to get started on the record preservation now. Commissioner Daum seconded the motion and the motion was approved 2-1-0 with Commissioners Clampitt and Daum voting aye and Commissioner Disney voting nay.

IN THE MATTER OF GIS MAP ACCOUNT

John Tarantino advised that we have received a bill from Beam Longest and Neff and requested to pay from line 43-430-107. Commissioner Disney moved, per staff recommendation, to pay this bill from account stated.

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

IN THE MATTER OF TELEPHONE ACCOUNT

There was discussion of the language in the telephone contract being changed. Commissioner Clampitt moved to wait until the County Attorney has approved the language in the telephone contract with Williams Communications. Commissioner Disney seconded the motion and the motion was approved unanimously. 3-0-0

IN THE MATTER OF HAUNTED HOUSE

Steve Stoddard requested help with the haunted house that is sponsored by the Sheriff Department for Project Angel and advised that it will be open thru Tuesday, October 31, 2000

IN THE MATTER OF ADDRESSING

John Parsons requested a program to correct 37 computer pages of incorrect zip codes being installed. There

was discussion of resolving this problem. Commissioner Clampitt moved to approve the expense as requested. Commissioner Disney seconded the motion and the motion was approved unanimously. 3-0-0 There was discussion of making the Auditor, Computer Department and Human Resources a copy of a letter signed by the Department heads. The Commissioners approved by consensus.

IN THE MATTER OF COMPUTER

John Parsons stated that he only received \$50,000 of his requested appropriations from the Council. Mr. Parsons read an e-mail to the clerk and four judges also from the Indiana Supreme Court advising that they are working to provide e-mail and internet access to all judges and elected clerks in the state in order to start using modern technology tools such as e-mail in our judicial system. Mr. Parsons also read an e-mail from General Motors for child support stating they will discontinue mail service and need web access immediately. Also that the attorney general unclaimed property letter must be submitted on a disk in the future. There was discussion of giving a letter to the Council requesting additional funding to comply with these requests. Sharon Dugan explained the unclaimed funds. It was the consensus of the Commissioners that John Parsons take the letters of mandate to the Council for consideration of additional finds.

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

IN THE MATTER OF EMERGENCY MEDICAL SERVICE

Hugh Bain of the Hendricks Community Hospital presented list of emergency equipment to be funded from the EMS line along with a copy of the Indiana Emergency Medical Services Commission Equipment Incentive Grants. Mr. Bain further stated that the hospital plans to start a paramedic class soon.

IN THE MATTER OF GIS

There was discussion of approaching the Council to approve a contract with Beam Longest and Neff for GIS thru the end of 2000. Clint Stoutenour of the Engineering Department stated that contracting for a portion of the GIS will be a good start for the county to help move along in order to get all departments connected in the central server. Commissioner Disney moved to approach Council to approve contract for GIS with Beam Longest and Neff, to work with Clint Stoutenour of the Engineering Department, for the contract to be for \$5,000 until the end of 2000. Commissioner Clampitt seconded the motion and the motion was approved unanimously 3-0-0. There was discussion of the information available, accessibility and possibly charging for the availability of this information.

IN THE MATTER OF FLAG POLICY

Commissioner Disney moved that we adopt a flag policy that all flag lowering must come thru the Commissioners' Office. Commissioner Clampitt seconded the motion and the motion was approved unanimously. 3-0-0. There was discussion that whenever the flags are lowered that a memo be sent to all departments and the media.

IN THE MATTER OF ANIMAL CONTROL

Willis Parker came forward to inquire the status of a new animal shelter building. There was discussion that there were no building plans at this time. There was discussion of "farm" dogs running loose, if all animals should

be neutered in response to concerns to reduce the number of animals being put to death and to lower the number of unwanted animals. Mr. Parker also requested to submit changes to the Animal Control Ordinance

IN THE MATTER OF RESERVE ACCOUNT

There was discussion of requesting a reserve account for the Capital Improvement Plan. Commissioner Disney moved to go to the Council to request \$2,000,000 in the Reserve Account. Commissioner Clampitt seconded the motion and the motion was approved unanimously. 3-0-0

IN THE MATTER OF EMPLOYEE HEALTH INSURANCE

Stayce McClain presented a letter from Nyhart Insurance relative to the new prescription drug RU-486 that may be used to induce abortions during early pregnancy to offer a plan sponsor election to either elect to exclude or elect to cover this drug. Commissioner Clampitt moved to exclude coverage for this drug. Commissioner Disney seconded the motion and the motion was approved unanimously. 3-0-0

Ms. McClain presented letter of October 2000 from Linda Rowing of Nyhart advising that the state of New York, in an effort to find a way to fund care for the poor , has passed a law that has the potential to seriously affect all employees, if an individual covered by county plan receives hospital care in the state of New York the plan is responsible for payment of a surcharge of 8% of the hospital bill, however, if the attached paperwork is not completed and returned to Nyhart by the deadline, November 10, 2000. in addition to the 8% surcharge, your plan would be subject to a 24% penalty. There was discussion of the New York law. Commissioner Clampitt moved to not pay or sign the surcharge. Commissioner Disney seconded the motion and the motion was approved unanimously. 3-0-0

IN THE MATTER OF HUMAN RESOURCES

Auditor Debbie Reeder presented letter of concern relative to Human Resource and requested that it be entered into the Commissioners’ minutes. Commissioner Clampitt moved that this letter be added to the Commissioners’ minutes and to Council minutes:

October 20,. 2000
Dear Commissioners and Council Members:

This letter is to notify you of yet another concern I have with the Human Resources Director Stayce McClain and her assistant, Lisa Bolton.

On October 16, 2000, Lisa received a hand-written note from Highway Office Manager Sandy Kelley. Sandy asked that Lisa write a letter to a Highway employee, explaining how and when a pending garnishment would take place. Lisa, apparently at the direction of Stayce contacted Shawn Miller, **SETTLEMENT CLERK***, in my office, and asked Shawn to write the letter of explanation to the Highway employee.

I find it extremely ironic that Stayce sent a letter to my payroll clerk dated September 12, 2000, which reading part, “Making a recommendation to an employee regarding whom they should cover on their health Insurance is not part of the duties of a payroll clerk.” Yet felt it was within the duties of the settlement clerk to send a letter to an employee explaining garnishment procedures. As in the past, this request for assistance from one of my employees was not directed to my chief deputy, or me, but was taken directly to my employee, without prior consideration of that employee’s scheduled workload foreknowledge of the matter in question.

A letter of this nature is not the responsibility of my office, in general, and certainly not the responsibility of the settlement clerk, in particular. This request was specifically made to Human Resources, and then handed off to one of my employees without my knowledge or consent. I have, in the past, stopped short of directing my employees to refer any and all contacts by Human Resources to me or my chief deputy, but if Human Resources personnel continue to bypass my authority and ask my employees to perform assignments

that are clearly the responsibility of the Human Resources department, without prior approval from me, I have no choice but to give that direction to my employees.

We receive garnishment orders and other sensitive document(s) from Human Resources in, what I feel, is a very unprofessional manner. These documents placed in an open mail basket, on a public counter, without being enclosed in any type of envelope. These documents can easily be viewed by anyone walking up to the public counter for assistance. It is my opinion that sensitive material delivered to my office from Human Resources should be enclosed in some type of envelope, or handed directly to the employee responsible for processing the material, or to me. We have, in the past, approached the counter to assist an employee, only to find that employee holding and reading a garnishment order that had been placed in the basket by Lisa Bolton. I feel certain that employees affected, if they were aware of the manner in which Human Resources transferred information, could claim violation of privacy with regards to the Human Resources Department personnel.

A response to this letter, as always, would be greatly appreciated.

Sincerely,
Debbie Reeder (signed)
Debbie Reeder, Hendricks County Auditor
Cc: Stayce McClain, Human Resources Director
Lisa Bolton, Human Resources assistant
Greg Steuerwald, County Attorney

*Settlement Clerk: Responsible for assisting in semi-annual distribution of tax collections, processing corrected tax bills and refunds on overpayment of taxes.

Commissioner Disney seconded the motion and the motion was approved unanimously 3-0-0. The Commissioners directed the County Attorney to meet with Human Resource on this matter. There was discussion of the Human Resource Director being under the direct supervision of the Commissioners, or County Council or both. It was the consensus of the Commissioners to send a letter to the County Council to discuss Personnel at their next meeting on Wednesday, November 8, at 6:00 PM

IN THE MATTER OF WEIGHTS AND MEASURES

Receipt was acknowledged of the October 20, 2000, Weights and Measures monthly report from Charles Colbert

IN THE MATTER OF CLAIMS

Commissioner Clampitt moved to approve claims #98074 thru 98475, #202802 thru 202809 and #202815 and 202920 as presented. Commissioner Disney seconded the motion and the motion was approved unanimously. 3-0-0

IN THE MATTER OF TELEPHONE CONTRACT

Greg Steuerwald advised that he has marked the telephone contract and requested that the Commissioners sign when received.

IN THE MATTER OF OPAL SMITH MORTGAGE

An inquiry relative to the mortgage of Opal Smith. There was discussion on whether this mortgage has been satisfied and the county release this mortgage and that the matter needs to be checked further.

IN THE MATTER OF COURTHOUSE

Receipt was acknowledged of a request from Gwyn Green, an employee, to use the Courthouse rotunda for a family Christmas dinner on Saturday, December 19, 2000. It was the consensus of the Commissioners that this request be denied and that a denial letter be sent to Ms. Green.

IN THE MATTER OF INSURANCE

Commissioner Clampitt requested an update on insurance from Human Resource be sent to employees and questioned PERF requirements. Commissioner Daum advised that the retirement/ benefit program offered on to all

employees on Thursday, October 23, 2000, provided information from insurance, PERF, Deferred Comp, social security and investment and was most informative. Commissioner Clampitt requested an update of employee health insurance benefits.

IN THE MATTER OF PROCLAMATION, DOMESTIC VIOLENCE

A request was received for a Commissioner to read the Proclamation for Domestic Violence at the candle light vigil on October 26, 2000, at 8:00 PM near the fountain on the Courthouse lawn. It was consensus of the Commissioners that Commissioner Clampitt read the following proclamation:

PROCLAMATION

WHERE AS: once a secret kept among families, domestic violence is now recognized a serious crime that often has severe consequences for the survivors, their children and their community; and
WHERE AS: every year nearly four million women are physically abused by husband, or boyfriends; and
WHERE AS Hendricks County is committed to fight to end domestic violence; and
WHERE AS: enhanced education and prevention and intervention efforts, increase public awareness of the severity and extent of domestic violence; and thereby, help to prevent acts of violence among family members and to reduce the costs to society;
NOW, THEREFORE, WE, THE HENDRICKS COUNTY BOARD OF COMMISSIONERS, do hereby proclaim

ZERO TOLERANCE OF DOMESTIC VIOLENCE

in Hendricks County, and invite all citizens to make their own personal proclamation
IN TESIMONY WHEREOF, WE HAVE HEREUNTO SET OUR HANDS AND CAUSED TO BE AFFIXED THE great Seal of Hendricks County at the Courthouse in Danville on this 26th day of October, 2000, Hendricks County Board of Commissioners,
John D. Clampitt, John A. Daum, Hursel C. Disney (signed) and sealed

IN THE MATTER OF VEHICLES

There was discussion that the current list of county vehicles does not include the corner or emergency management vehicles. It was the consensus of the Commissioners to check with the Sheriff Department and insurance carrier to clarify procedure of county vehicles added to insurance and to set up a current list of all county owned vehicles.

IN THE MATTER OF COUNTY TAX AND BEVERAGE TAX

There was discussion of a countywide food and beverage tax to help off-set property taxes in the county.

IN THE MATTER OF TORT CLAIM – HANKINS

Receipt was acknowledged of a Tort Claim from Keller & Keller on behalf of Jonathan Michael Hankins for injury of May 2000,

IN THE MATTER OF MEETING ROOMS – GOVERNMENT CENTER

Receipt was acknowledged of request for use of a meeting room in the Government Center from Tina D. Duncan of William R. Radez, Jr. & Associates on Thursday, November 16, 2000, from 9 AM-3:30PM to offer a no cost informational workshop that is offered to the senior citizens in the State of Indiana and is open to the public, free of charge. Commissioner Clampitt moved to approve use of a meeting room for this law service for seniors. Commissioner Disney seconded the motion and the motion was approved unanimously. 3-0-0. There was discussion that the meeting rooms at the Government Center were used for over 100 meetings each month.

IN THE MATTER OF COURTHOUSE - TREES

There was discussion of the tree cutters that had cut or were cutting the diseased trees on the Courthouse lawn

The Engineering Department will check that the tree trimmers are insured and bonded and report back.

IN THE MATTER OF ENGINEERING – VACATION

John Tarantino reported that he will be on vacation until November 6, 2000, and that Assistant Engineer, Rob Coop will be attending all meetings on his behalf.

There being no further business the meeting recessed at 2:40 PM

John A. Daum

Hursel C. Disney

ATTEST: _____
Debbie Reeder, Auditor

John D. Clampitt

.....