

May 7, 2003

The Hendricks County Board of Commissioners met in regular session at 9:50 AM on Wednesday May 7, 2003, with a quorum of three (3) Commissioners in the Commissioners' Meeting Room on the first floor of the Hendricks County Government Center with the following in attendance:

Linda Palmer	)	
Steven L. Ostermeier	)	Hendricks County Board of Commissioners
Sonya R. Cleveland	)	
Gregory E. Steuerwald		Hendricks County Attorney
Nancy L. Marsh		Hendricks County Auditor
David Gaston		Hendricks County Surveyor
Russ Lawson		Hendricks County Highway Superintendent
John Ayers		Hendricks County Engineer
Terry Jones		Hendricks County Planning Director
Jerry Bowden		Hendricks County Human Resources Director
Todd McCormick		Hendricks County Adult Probation Director
Judith Wyeth		Secretary to the Commissioners

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IN THE MATTER OF CLAIMS

Commissioner Cleveland moved to approve claims #110015 thru 110344 and #057178 thru 057460 as presented

May 7, 2003. Commissioner Ostermeier seconded the motion and the motion was approved unanimously 3-0-0.

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IN THE MATTER OF CR 100N FROM CR 900E TO RACEWAY

John Ayers acknowledged receipt of 23 proposals for CR 100N from CR 900E to Raceway. Commissioner

Ostermeier moved to refer to staff the proposals for CR 100N from CR 900E to Raceway and to bring back a

recommendation at the next meeting. Commissioner Cleveland seconded the motion and the motion was approved

unanimously 3-0-0.

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IN THE MATTER OF HEALTH DEPARTMENT

Receipt was acknowledged of a request from Linda Hibner, Health Nursing for approval to stay overnight for a

health conference in Bloomington on May 12 and to fund from the Health budget. Commissioner Ostermeier

moved to approve the request of Linda Hibner for a conference overnight and to fund from the Health budget.

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

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IN THE MATTER OF RYAN SIMMONS

Ryan Simmons, 10353 Windward Drive, came forward to request approval to build a free standing deck in a

drainage swale on his property. Commissioner Ostermeier moved to continue this request to the May 20 meeting and

for the Planning Director and Surveyor to review and bring a recommendation at that meeting. Commissioner

Cleveland seconded the motion and the motion was approved unanimously 3-0-0.

Ryan Simmons came back later in the meeting to advise that he will move his proposed deck out of the easement

and to rescind his request.

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IN THE MATTER OF BID OPENING – HOSPITAL ACCESS ROAD

Commissioner Ostermeier moved to close receipt of bids for the Access Road Hendricks Community Hospital at

10:03 AM. Commissioner Cleveland seconded the motion and the motion was approved unanimously 3-0-0.

John Ayers opened the following bids:

Rieth-Riley Construction	\$	988,797.05
Poindexter Excavating		964,897.45

Crider & Crider	1,044,668.80
Milestone Contracting	1,023,522.84

Mr. Ayers advised that all bids received were less than the engineering estimate of \$1,094,852.40. Commissioner

Ostermeier made a motion for the County Engineer to review the bids and come back on May 13 with a

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

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#### IN THE MATTER OF JERRY LAXTON

Jerry Laxton, 7508 E CR 100N, came forward to request a waiver of the filing fees for a Planned Unit

Development (PUD), located on 24.47 acres, 7508 East CR 100N in Washington Township, for a not for profit

commercial venture. Commissioner Ostermeier moved to have the County Attorney and County Planning Director

work on this request and come back on May 20 with a legal and staff recommendation. Commissioner Cleveland

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

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#### IN THE MATTER OF NORTH SALEM SUMMER LEAGUE

Receipt was acknowledged of a request from the North Salem Summer League to waive the fee for an electrical

upgrade for the concession stand. Commissioner Ostermeier moved to waive the electrical fee for the North Salem

Summer League as requested. Commissioner Cleveland seconded the motion and the motion was approved

unanimously 3-0-0.

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#### IN THE MATTER OF 2004 HOLIDAY SCHEDULE

There was discussion of the Hendricks County 2004 holiday schedule. It was the consensus of the

Commissioners to approve the schedule as presented to observe Columbus Day on Monday October 11, and to

observe Lincoln's Birthday the day after Thanksgiving.

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IN THE MATTER OF PROBATION – VEHICLES

Todd McCormick requested to purchase a vehicle for probation and to fund from the probation fees, at the request

of the courts, and advised this vehicle will be titled to the Commissioners, however plates and fuel will be funded

from Probation budget. Commissioner Ostermeier moved to approve Probation to purchase a vehicle and to pay for

the vehicle, fuel and plates. Commissioner Cleveland seconded the motion and the motion was approved

unanimously 3-0-0.

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IN THE MATTER OF HIGHWAY

Russ Lawson advised that the Highway Crew is working on roads and patching.

Commissioner Ostermeier expressed thanks to the Highway Department for their work on CR 900N.

Commissioner Cleveland requested use of the chipper to clean up a pile of debris at the County Home. Russ

Lawson advised that this is on their list of things to do.

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IN THE MATTER OF 56<sup>TH</sup> STREET

John Ayes advised that they had a public meeting with property owners along 56<sup>th</sup> Street and will start appraisals

for right-of-way acquisition within the next few weeks.

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IN THE MATTER OF BRIDGE NO. 274

John Ayers advised that the County is working with the State Historical Preservation Officer and will mitigate

the design for construction of Bridge No. 274.

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IN THE MATTER OF MONTE SHAMBAUGH – RETIREMENT

John Ayers invited the Commissioners to a retirement party in the lounge tomorrow from 2:00-4:00 PM. for Monte

Shambaugh, Engineering Department, and advised that they will have a contract with Mr. Shambaugh on a part time

basis until someone is hired and trained for this position.

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IN THE MATTER OF WILLIAMSBURG VILLAGE, SECTION 4

Terry Jones presented the Contractor's Completion Affidavit from Poindexter Excavating for Williamsburg Villas,

Section 4, and requested a maintenance bond in the amount of \$70,128. Commissioner Ostermeier moved to accept

and execute the Contractor's Completion Affidavit for Williamsburg Villas, Section 4, with a maintenance bond of

\$70,128, as recommended by the Planning Director. Commissioner Cleveland seconded the motion and the motion

was approved unanimously 3-0-0.

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IN THE MATTER OF MAP-662: JONES

Terry Jones presented the Contractor's Completion Affidavit from John Hall Construction for MAP-662: Jones,

and requested to waive the maintenance bond requirement. Commissioner Ostermeier moved to accept and execute

the Contractor's Completion Affidavit from John Hall Construction for MIP-662: Jones, and that no maintenance

bond be required as it would be less than \$1,000, as recommended by the Planning Director.  
Commissioner

Cleveland seconded the motion and the motion was approved unanimously 3-0-0.

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IN THE MATTER OF EAGLE CROSSING – HIGHLANDS, SECTION 2 – EX 40

Terry Jones presented a request from the developer of Eagle Crossing, Highlands, Section 2,  
for EX-40 asphalt

surface, to release the performance bond in the amount of \$20,526 as the on-site inspection by the  
Planning and

Building Department found that the asphalt surface has been installed. Commissioner Ostermeier  
moved to approve

the release the performance bond for EX-40 for asphalt surface at Eagle Crossing, Highlands,  
Section 2, as

recommended by the Planning Director in the letter of May 7, 2003. Commissioner Cleveland  
seconded the motion

and the motion was approved unanimously 3-0-0.

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IN THE MATTER OF EAGLE CROSSING, MEADOWS, SECTION 2, EX 41

Terry Jones presented a request from the developer of Eagle Crossing, Highlands, Section 2,  
EX 41, asphalt

surface, to release the performance bond in the amount of \$28,380 as the on-site inspection by the  
Planning and

Building Department found that the asphalt surface has been installed. Commissioner Ostermeier  
moved to approve

the release of the performance bond for EX-41 for asphalt surface at Eagle Crossing, Meadows,  
Section 2, as

recommended by the Planning Director in the letter of May 7, 2003. Commissioner Cleveland  
seconded the motion

and the motion was approved unanimously 3-0-0.

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IN THE MATTER OF LETTER OF CREDIT

Terry Jones presented a request for forfeiture of a Letter of Credit for a minor plat, however, did not have sufficient

information. It was the consensus of the Commissioners to wait on more information before making a decision on

this request.

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IN THE MATTER OF GAS AMERICA – SPR: 130

Terry Jones presented a request from the developer of SPR: 130, Gas America, to release the performance bond in

the amount of \$18,000 as the on-site inspection by the Planning and Building Department and the Town of Avon

found that the work has been completed , and that the maintenance bond requirement be waived. Commissioner

Ostermeier moved to release the performance bond and that the maintenance bond be waived, pursuant to the

recommendation of the Planning Director in the letter of May 7, 2003. Commissioner Cleveland seconded the

motion and the motion was approved unanimously 3-0-0.

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IN THE MATTER OF PROBATION ROOF

John Ayers advised that he had received three quotes to replace the roof on the Adult Probation building and

recommended to hire AMS Insulating and Roofers as they submitted the lowest quote. Mr. Ayers further advised that

this would be funded from cum cap. Commissioner Cleveland moved to accept the quotes and to approve AMS

Insulating and Roofers as the lowest most responsive and responsible quote received.  
Commissioner Ostermeier

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

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IN THE MATTER OF TELEPHONES - VOICE MAIL

John Ayers requested to renew a three-year contract with CPI Telecommunication Products for the telephone voice

mail and advised that this does include software update. The matter was taken into consideration.

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IN THE MATTER OF CAPITAL IMPROVEMENT PLAN

John Ayers advised that the Capital Improvement Plan would be presented next week.

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IN THE MATTER OF EMERGENCY WARNING SYSTEM

John Ayers advised that the emergency warning system for all County buildings will be tested tomorrow,

Thursday, morning and that the repairs had been completed by SBC (Ameritech), but would not have been completed

without the assistance of Paul Johnson Associates. Mr. Ayers further advised that they are still holding a portion of

the total bill from SBC until the test proves acceptable, and requested to fund the bill from Paul Johnson Associates

from building maintenance. It was the consensus of the Commissioners to pay the bill from Paul Johnson Associates

from maintenance, as requested by the County Engineer.

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IN THE MATTER OF GOVERNMENT CENTER – LANDSCAPE

There was discussion that the County Master Gardeners had met to discuss the front landscape at the Government

Center and they would bring back a plan within the next few days.

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IN THE MATTER OF PLAN COMMISSION – WELLINGTON

Terry Jones announced that there would be a special meeting at 6:30 PM on Thursday, May 22,



for the Crossman

project, Wellington, located at CR 900E from CR 100S to CR 200S.

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## IN THE MATTER OF BRIDGE INSPECTIONS

John Ayers introduced Steve Christian, Steve Christian and Associates, to present the bridge inspections for the

County.

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## IN THE MATTER OF PLANNING

Terry Jones discussed the sidewalk requirement for plats and requested that developers submit a commitment that

when sidewalks become contiguous to their property that they will install a sidewalk or to do this as an ordinance. It

was the consensus of the Commissioners that the Planning Department work on an ordinance for sidewalks.

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## IN THE MATTER OF HUMAN RESOURCES – COMPUTER TRAINING

Jerry Bowden advised that the first Excel class for employees had been filled and requested to begin setting up a

second class. It was the consensus of the Commissioners to set up a second class for employee computer training.

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## IN THE MATTER OF INSURANCE - COUNTY PARK

Rich Jensen, Stevenson-Jensen Agency, advised that he had added County insurance coverage for the entrance

sign and buildings at McCloud Nature Park.

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## IN THE MATTER OF SURVEYOR

David Gaston requested to send out a letter to property owners in Northern Acres and to come back May 27 t

resolve drainage issues in this development.

David Gaston advised that he has met with the towns to present and discuss Phase 2

requirements.

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## IN THE MATTER OF HOBBS ARBORETUM

A letter for Hobbs Arboretum was presented for execution. It was the consensus of the Commissioners to execute

the letter as presented.

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## IN THE MATTER OF EEL RIVER TOWNSHIP POOR RELIEF

Receipt was acknowledged of the first quarter Eel River Township Poor Relief Report from Joyce Greene, Trustee.

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## IN THE MATTER OF MARION TOWNSHIP POOR RELIEF

Receipt was acknowledged of the first quarter Marion Township Poor Relief Report from Elvin Cassity, Trustee.

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## IN THE MATTER OF WEIGHTS AND MEASURES

Receipt was acknowledged of the April 15 Weights and Measures Report from Charles Colbert.

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## IN THE MATTER OF VETERANS' REPORT

Receipt was acknowledged of the April Veterans' Report from Richard Bane.

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## IN THE MATTER OF HIGHWAY – COPIER

There was discussion of the estimate for extensive repair for the copier in the Highway Department.

Commissioner Ostermeier moved to approve up to \$4,000 to purchase a Canon copier for Highway. Commissioner

Cleveland seconded the motion and the motion was approved unanimously 3-0-0.

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## IN THE MATTER OF 4-H FAIRGROUNDS TOUR

Announcement was made of the chartered bus fairgrounds tour on Wednesday, May 21, provided by Ralph

Dunkin, Mussett and Nichols, would visit Porter, Elkhart and Hamilton County fairgrounds facilities. The bus will

leave the Hendricks County Fairgrounds at 7:00 AM and return at 7:00 PM, with all meals provided.

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IN THE MATTER OF COUNTY HOME

Commissioner Cleveland advised they had received resumes from five candidates for the position of County Home

Superintendent and that they will begin interviews on Tuesday, May 13.

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Commissioner Ostermeier moved to recess the Commissioners' Meeting at 12:27 PM.  
Commissioner Cleveland

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

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IN THE MATTER OF TECHNOLOGY BOARD

The Technology Board met at 12:47 PM. with the following joining the meeting:

John Parsons, Systems Administrator

Doug Morris, Web Master

John Parsons advised that the internet and e-mail are now connected to the Sheriff Department, however, there is

no anti virus on any PC and no licenses, so he will re-do the system. Mr. Parsons further advised they have no

CISCO data corruption, however, there are additional problems with the computer system in the Sheriff Department

including lack of passwords and access to the system. Mr. Parsons advised he will check with some computer

companies to prevent access to the system. It was the consensus of the Commissioners that due to the sensitive nature

of this matter to give authority for John Parsons and Sheriff Jim Quearry to work out this issue as soon as possible.

John Parsons presented quotes for two new computers for the Sheriff Department and stated that flat screens will

be an additional \$90 per screen. Commissioner Cleveland moved to purchase two 19" color computers for the Sheriff

Department and if they want to buy flat screens that they pay for the difference from their budget. Commissioner

Ostermeier seconded the motion and the motion was approved unanimously 3-0-0.

John Parsons presented a letter from Judge David Coleman, Superior 2, requesting a full-time person for the

judicial computer system. It was the consensus of the Commissioners to refer the letter to Council for consideration.

John Parsons advised that the Clerk had requested public terminals, and that he will come back May 20 with

quotes.

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Commissioner Cleveland moved to recess the Technology Board at 1:22 PM. Commissioner Ostermeier seconded

the motion and the motion was approved unanimously 3-0-0.

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Linda Palmer, President

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President

Steven L. Ostermeier, Vice

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ATTEST: \_\_\_\_\_

Sonya R. Cleveland, Member

Judith Wyeth, Deputy Auditor

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