

July 8, 2003

The Hendricks County Board of Commissioners met in regular session at 10:13 AM on Tuesday, July 8, 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-Ryser)	
Steven L. Ostermeier)	Hendricks County Board of Commissioners
Sonya R. Cleveland)	
Gregory E. Steuerwald		Hendricks County Attorney
Nancy L. Marsh		Hendricks County Auditor
Russ Lawson		Hendricks County Highway Superintendent
John Ayers		Hendricks County Engineer
Terry Jones		Hendricks County Planning Director
Jim Adams		Hendricks County Emergency Management Director
Judith Wyeth		Secretary to the Commissioners

IN THE MATTER OF 2004 BUDGET

The 2004 Commissioners' budget was presented with an increase of 1% for PERF and \$10,000 additional in the

4-H budget for a part-time secretary. Commissioner Ostermeier moved to approve the 2004 Commissioners budget

with changes noted for 4-H and PERF, and with the knowledge that the Council may adjust as they see fit to make

the County budget work. Commissioner Cleveland seconded the motion and the motion was approved unanimously

3-0-0.

John Ayers submitted the revised EDIT budget with a reduction for 56th Street. Commissioner Ostermeier moved

to approve the revised EDIT budget for 2004 as recommended by the County Engineer. Commissioner Cleveland

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

IN THE MATTER OF MARY C. LOY – 107TH BIRTHDAY

Commissioner Palmer-Ryser read a proclamation recognizing Mary Comer Loy for her 107th birthday.

***PROCLAMATION
RECOGNIZING MARY C. LOY
107TH BIRTHDAY***

WHEREAS, Mae Comer was born on July 31, 1896, in Illinois, she has lived most of her life in Hendricks County. She married Pete Loy, Loy Ready Mix and they resided in Avon;

WHEREAS, Mae Comer Loy was a graduate of Danville High School and Central Normal College. She was the first female student to major in Math at Indiana University;

WHEREAS, Mae C. Loy taught school for 42 years of which 19 years was at Avon in both grade school and high school. She attends the Avon Alumni Banquet each year where she reminisces with many of her former students. Mrs. Loy did not have any children of her own, but says all of her students were her children;

WHEREAS, Mae C. Loy maintained her own home, garden, mowed her own yard and drove her car until she was 103, when she broke a hip and had to move to The Harrison. She is of sound mind, walks with a walker, reads and enjoys company and television today.

NOW, THEREFORE, the Hendricks County Board of Commissioners recognize Mae C. Loy on her 107th Birthday on July 31 and wish her a very Happy Birthday. We set our hand and seal this 8th day of July, 2003

*(SEAL) Linda Palmer – Ryser, President
(Signed) Steven L. Ostermeier, Vice President
Sonya R. Cleveland, Member*

Commissioner Ostermeier moved to execute the proclamation recognizing Mary Comer Loy on her 107th birthday

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

IN THE MATTER OF HIGHWAY

Russ Lawson gave an update on Highway activities including patching and mowing.

IN THE MATTER OF BRIDGE NO. 110

John Ayers reported that Geo R. Harvey & Son was the lowest bid submitted for Bridge No. 110 and presented the

contract and hazardous materials agreement for Bridge No. 110. Commissioner Ostermeier moved to execute the

hazardous materials agreement and contract with Geo R. Harvey & Son for Bridge No. 110, as the lowest most

responsible and responsive bid received. Commissioner Cleveland seconded the motion and the motion was approved

unanimously 3-0-0.

IN THE MATTER OF BRIDGE NO. 164

John Ayers reported that Geo. R. Harvey & Son was the lowest bid submitted for Bridge No. 164 and presented

the contract and hazardous materials agreement for Bridge No. 164. Commissioner Ostermeier moved to execute the

hazardous materials agreement and contract with Geo. R. Harvey & Son for Bridge No. 164, as the lowest most

responsible and responsive bid received. Commissioner Cleveland seconded the motion and the motion was approved

unanimously 3-0-0.

IN THE MATTER OF WILLIAMSBURG VILLAGE, SECTION 6

Terry Jones presented the Contractor's Completion Affidavit for Williamsburg Village, Section 6, and requested

a maintenance bond in the amount of \$43,000. Commissioner Ostermeier moved to accept and execute the

Contractor's Completion Affidavit for Williamsburg Village, Section 6, upon posting a maintenance bond in the

amount of \$43,000, as recommended by the County Planning Director. Commissioner Cleveland seconded the

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

IN THE MATTER OF THE COLONY AT HEARTLAND CROSSING, SECTION
6

Terry Jones presented the Contractor's Completion Affidavit for The Colony at Heartland Crossing, Section 6, and

requested a maintenance bond in the amount of \$10,585. Commissioner Cleveland moved to accept and execute the

Contractor's Completion Affidavit for The Colony at Heartland Crossing, Section 6, upon posting a maintenance

bond of \$10,585, as recommended by the County Planning Director. Commissioner Ostermeier seconded the motion

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

IN THE MATTER OF THE COLONY AT HEARTLAND CROSSING, SECTION 3

Terry Jones presented a letter of July 8, 2003, stating the developer of The Colony at Heartland Crossing, Section

3, was requesting a release of the performance bond in favor of a maintenance bond and based on an on-site

inspection by the Planning Department recommended that the performance bond be released upon receipt of a

maintenance bond in the amount of \$27,280. Commissioner Ostermeier moved to release the performance bond for

The Colony at Heartland Crossing, Section 3, in favor of a maintenance bond of \$27,280, as recommended by the

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

Terry Jones presented a request from the developer of The Colony at Heartland Crossing, Section 3, and that based on

the acceptance of the storm and sanitary sewer lines by Tri-County Conservancy District and the water lines by

Indianapolis Water Company to reduce the performance bond from \$290,000 to an amount of \$136,400.

Commissioner Cleveland moved to accept the reduction of the performance bond from \$290,000 to \$136,400 for

The Colony at Heartland Crossing, Section 3, as recommended by the Planning Director. Commissioner Ostermeier

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

IN THE MATTER OF ZA301/WA03-06: J. R. LAZARO BUILDERS, INC.

Dale Kruse, Butterworth and Kruse, explained his calculations of the impact fee for the J. R. Lazaro Builders, Inc.

development for ZA301/WA03-06. John Ayers explained the traffic study and calculations the Engineering

Department used to determine the impact fees for this proposed development. Commissioner Ostermeier moved to

accept the recommendations of the County Engineer that the traffic impact for Lazaro development be an additional

\$46,575. Commissioner Cleveland seconded the motion and the motion was approved unanimously 3-0-0.

Terry Jones presented ZA301/WA03-06: J. R. Lazaro Builders, Inc., a request to change the zoning for 58.67

acres, located on the southeast corner of the intersection of CR 100N and CR 1050E, from R-A Single Family

(15,000) Residential District, to R-B: Single Family (12,500) Residential District, and advised this comes with a

favorable recommendation from the Plan Commission, subject to conditions as presented. Commissioner Ostermeier

moved to approve ZA301/WA03-06: J. R. Lazaro Builders, Inc., as Ordinance 2003-14, subject to all conditions of

the Plan Commission and the approval of the traffic report. Commissioner Cleveland seconded the motion and the

motion was approved unanimously 3-0-0.

IN THE MATTER OF BOND AFFIDAVIT

John Ayers presented an affidavit from Office Works for a conference table base to be used in a meeting room,

which was previously approved. It was the consensus of the Commissioners to forward this affidavit to the bond bank

for consideration of payment.

IN THE MATTER OF ENGINEERING

County Engineer John Ayers advised he will be on vacation the week of July 14, 2003.

IN THE MATTER OF PLANNING

Terry Jones advised that Hendricks County Planner Todd Barker had passed the test for the American Institute of

Certified Planners (AICP). It was the consensus of the Commissioners to send a letter to Todd Barker congratulating

him for this achievement.

Terry Jones advised that Lesa Wagner had returned to the Planning Department on July 3.

IN THE MATTER OF VETERANS' REPORT

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

IN THE MATTER OF EQUIPMENT – COPIERS AND FAX MACHINES

There was discussion of the CopyCo quote for replacement of copiers for the Clerk, Healthy Nursing and

Environmental Health and fax machines for the Auditor, Sheriff, and Human Resources.
Commissioner Ostermeier

moved to approve the purchase of replacement office equipment of a copier for Healthy Nursing and Environmental,

Health and two copiers for the Clerk's Office, and a fax machine for the Auditor, Sheriff and Human Resources, as

presented in the quote from CopyCo. Commissioner Cleveland seconded the motion and the motion was approved

unanimously 3-0-0.

IN THE MATTER OF CELL PHONES AND PAGERS

There was discussion that employees do not need to have both cell phones and pagers.
Commissioner Ostermeier

moved that if the Animal Shelter has new phones with built in walky-talky capability they need to turn in their pagers.

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

IN THE MATTER OF DANVILLE FIRE DEPARTMENT

Receipt was acknowledged of a request from the Danville Fire Department to use the tunnel connecting the

Museum and Courthouse for a rescue practice. It was the consensus of the Commissioners to grant permission for the

Danville Fire Department use of the tunnel with a warning to not bother any wiring or pipes currently located in the

tunnel.

IN THE MATTER OF MAYHEW PROPERTY

There was discussion of the clean-up process for the Mayhew property and that the two-phases of the contract may

need to be adjusted for the set up fee. County Attorney Greg Steuerwald will place a lien on the property.

Commissioner Ostermeier moved to execute the agreement with Advanced Recycling Services, L.L.C., for clean up

of the Mayhew property and to fund from the Special Projects Fund. Commissioner Cleveland seconded the motion

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

IN THE MATTER OF INSURANCE

Rich Jensen stated the jail had been hit by lightning this past week.

Rich Jensen advised that he is working with the liability carrier for the contractor that painted the interior

sprinklers of the sprinkling system at the Jail.

IN THE MATTER OF COUNTY HOME

Commissioner Cleveland reported that the Jail kitchen staff had prepared breakfast and lunch for the residents of

the County Home during the weekend and worked out very well, however the County Home staff will continue to

prepare the evening meals.

Commissioner Cleveland advised that the exit interview with the State Board of Accounts went well and they are

working with all recommendations. Commissioner Cleveland also stated that James McBryant, Interim

Administrator, will be in next week with an update of the County Home.

IN THE MATTER OF NORTH/SOUTH CORRIDOR

John Ayers advised the ribbon cutting ceremony for the CR 100N to CR 200N section of the North/South

Corridor will be on August 9.

Commissioner Ostermeier moved to recess the Commissioners' Meeting at 11:22 AM.
Commissioner Cleveland

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

Linda Palmer-Ryser, President

Steven L. Ostermeier, Vice
President

Sonya R. Cleveland, Member

ATTEST: _____
Judith Wyeth, Deputy Auditor
