

The Hendricks County Board of Commissioners met in regular session at 6:35 PM on Tuesday, March 23, 2004, 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
Todd Barker	Hendricks County Interim Plan Director
Jim Adams	Hendricks County Emergency Management Director
Judith Wyeth	Secretary to the Commissioners

IN THE MATTER OF CLAIMS

Commissioner Ostermeier moved to approve claims #063715 thru 064115 and direct deposit check numbers 007899 thru 008119 as presented March 23, 2004. Commissioner Cleveland seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF COUNTY ROAD WEIGHT RESTRICTIONS

John Ayers presented an Ordinance for Weight Restrictions on certain County Roads: CR 100S from CR 1050E to Raceway Road; CR 900E from CR 100S to CR 200S; and CR 1050E from CR 100S to US 40 and advised this had been duly advertised. Commissioner Palmer-Ryser opened the public hearing for Ordinance for Weight Restrictions on certain County Roads. There was no public comment. Commissioner Palmer-Ryser closed the public hearing. Commissioner Ostermeier moved to adopt the Ordinance for Weight Restrictions on certain County Roads with restricted roads as stated, as Ordinance 2004-15, as recommended by the County Engineer. Commissioner Cleveland seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF WILLIAMSBURG VILLAGE, SECTION 3

Todd Barker presented a letter of March 23 for the Erosion Control Exception for Williamsburg Villages, Section 3, requesting a release of the performance bond in the amount of \$30,500 due to the completion of the required improvements and stating the item of this exception is covered in the current Maintenance Bond. Commissioner

Cleveland moved to approve the release of the performance bond for the Erosion Control Exception for Williamsburg Village, Section 3, as recommended by the Interim Plan Director. Commissioner Ostermeier seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF DIAMOND COVE, SECTION 2

Todd Barker presented a letter of March 23 for Diamond Cove, Section 2, and requesting release of the maintenance guarantee in the amount of \$1,300, as the improvements have been adequately maintained for the required three-year period. Commissioner Cleveland moved to approve the release of the maintenance bond for Diamond Cove, Section 2, as recommended by the Interim Plan Director. Commissioner Ostermeier seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF EMERGENCY MANAGEMENT

Jim Adams gave an update on grants received for the Citizens Corps and stated equipment is being received and training sessions are being planned.

Jim Adams stated they had three emergency runs this month.  
Jim Adams advised that thirteen members have been appointed to the Advisory Committee.

Jim Adams explained the County Emergency Plan has been approved and will be sent to all agencies in the County.

Jim Adams stated tornado drills were held in schools and in the County buildings and they will set up another one for the County when the emergency warning system is working.

IN THE MATTER OF TELEPHONE – LONG DISTANCE

Keith Johnson, ProNet Long Distance Service, advised that he had reviewed the most recent County long distance bill and his long distance carrier could save the County money. Mr. Johnson stated they will waive the one-year contract and go on a month to month basis. It was the consensus of the Commissioners to review this information.

IN THE MATTER OF BUILDING FACILITIES – FAIRGROUNDS

Nancy Marsh presented a contract between the Hendricks County Building Facilities Corporation and the Hendricks County Board of Commissioners for lease of the fairgrounds. Commissioner Cleveland moved to execute the lease between the Hendricks County Building Facilities and the Commissioners, as presented. Commissioner Ostermeier seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF SUBSTANCE ABUSE

Receipt was acknowledged of March 16 letter from Steve Schmalz, Substance Abuse Task Force, requesting items to be funded from the Drug Free Community Funds:

Plainfield High School, Christian Athletes	\$ 2,000.00
Hendricks County Sheriff, Drug Dog	9,333.24
Hendricks Co. Substance Abuse Task Force, Girls Group – Sudsberry & Assoc	<u>2,000.00</u>
Total	\$13,333.24

Commissioner Ostermeier moved to approve the expenditure of \$13,333.24 from the Drug Free Community Funds, as requested by Steve Schmalz. Commissioner Cleveland seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF COUNTY HOME

Elaine Bourdo came forward to request approval to move into the County Home as a resident. Judy White, Center Township Trustee, presented a letter stating she was willing to grant Ms. Bourdo a last chance at the County Home. Commissioner Cleveland moved to grant admission of Ms. Bourdo with conditions that she will work with the County Home Administrator. Commissioner Ostermeier seconded the motion and the motion was approved unanimously 3-0-0.

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IN THE MATTER OF WEIGHTS AND MEASURES

Receipt was acknowledged of the March 2004 Weights and Measures Report from Charles Colbert.

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IN THE MATTER OF COMMISSIONERS' MEETING DATE

Commissioner Palmer-Ryser stated the regularly scheduled Commissioners' meeting for May 4 is on primary election day and requested to change the meeting date to Monday, May 3. It was the consensus of the Commissioners to schedule the first meeting of May on Monday, May 3.

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IN THE MATTER OF HEALTH DEPARTMENT – HEPATITIS B VACCINE

Receipt was acknowledged of the March 18 letter from Linda Hibner, Director of Nursing, requesting purchase of an additional 30 doses of the Hepatitis B vaccine for County employees. Commissioner Ostermeier moved to approve and fund \$726.90 for the Hepatitis B vaccine for County Employees, as requested. Commissioner Cleveland seconded the motion and the motion was approved unanimously 3-0-0.

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IN THE MATTER OF WISHES - JAMES BALDWIN

James Baldwin came forward to express concerns with Highway employees. It was the consensus of the Commissioners that Commissioner Palmer-Ryser set up a meeting with Mr. Baldwin and Highway.

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IN THE MATTER OF AMO-COATESVILLE SEWER DISTRICT

Receipt was acknowledged of the March 16 letter from Attorney Gary L. Wood requesting an appointment of directors for areas number 4 and 7 to fill vacancies on the Amo-Coatesville Sewer Conservancy District Board of Directors. It was the consensus of the Commissioners to continue this matter to April 6 to obtain names of possible appointees.

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IN THE MATTER OF RONALD REAGAN PARKWAY - BUCKEYE PIPE LINE

John Ayers presented a statement for \$7,002.13 to relocate the Buckeye Pipe Line, which was previously approved, on the Ronald Reagan Parkway between CR 100N to CR 200N. Commissioner Cleveland moved to approve \$7,002.13 to relocate the pipe, as previously approved. Commissioner Ostermeier seconded the motion and the motion was approved unanimously 3-0-0.

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IN THE MATTER OF HENDRICKS COUNTY BUILDING CORPORATION

John Ayers presented tax forms for the Hendricks County Building Corporation and requested to forward to the Trustees for execution. Commissioner Cleveland moved to allow tax forms 990 be forwarded to the Building Trustees. Commissioner Ostermeier seconded the motion and the motion was approved unanimously 3-0-0.

John Ayers also presented a bill for \$495 from Fifth Third Bank for this tax preparation. Commissioner Ostermeier moved to approve the bill for tax preparation and forward for payment. Commissioner Cleveland

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

IN THE MATTER INTERSECTIONS OF CR 100S & RACEWAY AND CR 200S & CR 900E

John Ayers presented design alternatives for the intersections for CR 200S and Raceway Road and for CR 200S and CR 900E. Mr. Ayers explained a traditional intersection in this area with an existing old cemetery and stated they will attempt to obtain some right-of-way from the cemetery, but felt a round-a-bout would handle traffic at this location and requested to design a round-about at CR 200S and CR 900E and for CR 200S and CR 900E. Mr. Ayers explained the round-a-bout and markings. Commissioner Ostermeier moved to approve to move forward for a preliminary design and study for a round-a-bout for intersection of CR 200N and Raceway Road and intersection of CR 200N and CR 900E. Commissioner Cleveland seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF TORT CLAIM

Receipt was acknowledged of a Tort Claim from Hume, Smith, Geddes, Green & Simmons for Donald Hensley for incident of October 21, 2003.

IN THE MATTER OF VEHICLES

John Ayers responded to his previous requested to replace the Chevy Suburban in the Engineering Department with a Ford pick-up truck with extended cab to secure equipment and advised the state bid lists this vehicle for \$16,710. David Gaston reported on his previous request for a vehicle and advised the state bid lists a Chevy Blazer at \$20,001 or a Ford Explorer at \$22,500. Commissioner Ostermeier moved to approve the Ford Ranger for Engineering and to take the Surveyor’s request under consideration when the next Department of Corrections payment is received. Commissioner Cleveland seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF JAIL

John Ayers advised the sewer screen at the jail is causing problems due to debris from the jail and requested to hire ACE for \$9,500 to design a plan to resolve this matter. It was the consensus of the Commissioners to check with Morgan County on how they handled the same problem and report back.

IN THE MATTER OF LOT ORDINANCE

Todd Barker requested an effective date for the Lot Ordinance. Commissioner Ostermeier moved to make May 1, 2004 the effective date for the Lot Ordinance. Commissioner Cleveland seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF SUBDIVISION BOND RELEASES

It was the consensus of the Commissioners to approve the subdivision bond releases during “unfinished businesses” during future regular meetings.

IN THE MATTER OF DEPARTMENT OF NATURAL RESOURCES

Receipt was acknowledged of report that the Tri County Conservancy was requesting to annex five properties by April 2. Commissioner Ostermeier moved to allow the County Attorney to respond that they may provide service to

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

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Commissioner Ostermeier moved to recess the Commissioners’ Meeting at 7:35 PM and to move to Rooms 4-5 for the State of the County Address. Commissioner Cleveland seconded the motion and the motion was approved unanimously 3-0-0.

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Linda Palmer-Ryser, President

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Sonya R. Cleveland, Vice President

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Steven L. Ostermeier, Member

ATTEST: \_\_\_\_\_  
Judith Wyeth, Deputy Auditor

