

July 17, 2007

The Hendricks County Board of Commissioners met in regular session at 9:30 AM on Tuesday, July 17, 2007, 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:

Phyllis A. Palmer)	
Ed Schrier)	Hendricks County Board of Commissioners
David A. Whicker)	
Gregory E. Steuerwald		Hendricks County Attorney
Nancy L. Marsh		Hendricks County Auditor
Paul T. Hardin		Hendricks County Recorder
Michael E. Graham		Hendricks County Administrator to the Commissioners
Kim Galloway		Hendricks County Assistant Engineer
Leanna Alverson		Hendricks County Engineering Department
Judith Wyeth		Secretary to the Commissioners

Commissioner Whicker opened the meeting and led the Pledge to the Flag in unison. Commissioner Palmer gave a brief prayer for those who wished to participate.

IN THE MATTER OF MINUTES

Commissioner Palmer moved to approve the minutes of July 10, 2007, as corrected. Commissioner Schrier seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF CLAIMS

Commissioner Schrier moved to approve claims #171005 thru 171426 as advertised for July 17, 2007. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF ORDINANCE 2007-18
MAXIMUM SPEED LIMITS ON CERTAIN COUNTY ROADS

Commissioner Whicker opened the public hearing at 9:35 AM for an ordinance for Maximum Speed Limits on Certain County Roads, for a 35 mph speed limit for the section of CR 275E from Pittsboro Corp limits to north of the Frontage Road, clarified the current speed limit on this section of the road is 55 mph and also stated this ordinance had been duly advertised. There was no public comment. Commissioner Whicker closed the public hearing. Commissioner Schrier moved to approve the ordinance for 35 mph speed limit on CR 275E from Pittsboro Corp limits to north of Frontage Road, as Ordinance 2007-28. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF ORDINANCE 2007-19
AMENDED CUSTODIAL FEES FOR HENDRICKS COUNTY FACILITIES

Commissioner Whicker opened the public hearing at 9:43 AM for an ordinance to amend the custodial fees for Hendricks County facilities, explained the changes and advised this had been duly advertised. It was stated this proposed ordinance had been approved by Attorney Greg Steuerwald and the Custodial Superintendent. There was no public input. Commissioner Whicker closed the public hearing. Commissioner Schrier moved to adopt the Amended Custodial Fees for Hendricks County Facilities, as Ordinance 2007-19. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF EXIT 59

Mike Graham advised he had met with representatives of Kite Development relative to the west side of SR 39, near Exit 39, and stated they are partnering with Mark Sanders on this project. Mr. Graham also advised they want TIF and Tax Abatement for this parcel and representatives from Kite will come in to talk with the Commissioners during the August 7, 2007 meeting. Commissioner Schrier stated he had worked with Lauth to obtain the approval of TIF and Tax Abatement at Exit 59 to help build a wastewater treatment plant for this area, however, he

would be opposed and would encourage the Commissioners to oppose granting both a TIF and Tax Abatement to any other developer in the Exit 59 area.

IN THE MATTER OF RONALD REAGAN PARKWAY

Kim Galloway introduced Jim Johnson and Patty Ortman, Beam, Longest & Neff. Ms. Ortan presented the Preliminary Environmental Impact Study for the extension of the Ronald Reagan Parkway in Hendricks County and Boone County, Indiana including a map of the possible alignments. Jim Johnson stated they will take this information to Boone County in August. Mr. Johnson further stated they are working on the wetlands study and it will be done before the end of October. Ms. Ortman explained several public informational meetings they had held and included some of the public comments in her report.

Commissioner Palmer and Commissioner Whicker both stated they had driven down the new section of the Ronald Reagan Parkway from US Highway 40 south to the Air Park Terminal and complimented American Structurepoint on this new section of the road.

IN THE MATTER OF BIDS

Commissioner Whicker stated it was 10:03 AM and receipt of the bids and quotes should be closed. Commissioner Schrier moved to close the acceptance of bids for Culvert BR-039 and quotes for clean-up at the Multiplex (old Fairgrounds) as advertised. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF RONALD REAGAN PARKWAY

There was discussion of the designs as presented. It was the consensus of the Commissioners to add Ronald Reagan Parkway to the July 24, 2007 agenda in order to have time to review the information provided and to request Jim Johnson and Patty Ortman to attend this meeting to answer any questions.

IN THE MATTER OF QUOTES – CLEAN-UP MULTIPLEX PROPERTY

Leanna Alverson read the quotes for removal and disposal of debris and miscellaneous items at the Multiplex property located at 955 East Main Street in Danville, IN as follows:

L. R. C. Quinn	\$36,900	Global Constructors	\$48,850
Denny Excavating - Withdrew Quote		Keith Miner Excavating	\$73,500

Ms. Alverson stated Denny Excavating gave a quote of less than \$10,000 and when he realized the extent of the debris he presented a revised quote after the quote time limit. Greg Steuerwald advised that we could not receive quotes beyond the deadline and Denny Excavating then withdrew their quote. Commissioner Palmer moved to allow staff to take these quotes under advisement and give a recommendation next week. Commissioner Whicker seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF CULVERT BR-039

Kim Galloway opened and read the following three bids received for Culvert BR-039, located on CR 650N over Ditch to Manor Lake in Brown/Lincoln Township:

George Harvey Son	\$153,773.25
Reith Riley	\$197,000.00
Calumet Asphalt	\$152,389.75

Commissioner Schrier moved to refer these bids to the Engineering Staff to review and to bring back next week with

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

IN THE MATTER OF WORK RELEASE

Leanna Alverson reported the building pad for the new work release facility will be completed this week and they are moving lots of dirt at the site.

IN THE MATTER OF ANIMAL SHELTER

Leanna Alverson explained they are waiting for the contractor to provide the cost of the approved changes to the animal shelter. Commissioner Whicker requested these costs be presented to the Commissioners next week.

IN THE MATTER OF RECORDER - IT CONTRACT

Recorder Paul Hardin requested a contract for new computer software and stated he had talked with other recorders from other counties and other companies regarding computer software and based on their recommendation and he requested the Commissioners to approve this contract with the Fidlar Software Company Mr. Hardin further stated this new contract will reduce the documents from the current cost of \$3.67 to \$2.65 and advised he had talked with Doug Morris to verify this software was compatible with our computer system and Attorney Greg Steuerwald had read and approved the contract. Commissioner Schrier moved to approve the IT contract for the Recorder’s Office, as requested. Commission Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF SURPLUS TAX - REFUND

Auditor Nancy Marsh presented a letter stating the County was due a tax refund of \$2,320.12. This refund is the result of a land purchase from the Prock Family the County made on March 14, 2007 and both parties had paid the taxes resulting in overpayment. It was the consensus of the Commissioners to accept the refund and for the President to sign the tax document on behalf of the Commissioners.

IN THE MATTER OF SHERIFF’S DEPARTMENT

Auditor Nancy Marsh advised the Commissioners that the Council had tabled a request from the Sheriff for an additional appropriation to cover legal bills with the possibility of additional legal bills if there was an appeal and inquired if the Commissioners should become involved. It was the consensus of the Commissioners that this is a matter between the Council and the Sheriff.

Commissioner Schrier moved to recess the Commissioners’ meeting at 10:48 AM for the Tech Board. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF TECH BOARD

Commissioner Whicker convened the Tech Board at 10:49 AM and stated he had been advised by John Parsons Systems Administrator, there was nothing to come before the Tech Board today Commissioner Palmer moved to adjourn the Tech Board at 10:50 AM. Commissioner Schrier seconded the motion and the motion was approved unanimously 3-0-0.

Commissioner Whicker reconvened the Commissioners’ meeting.

IN THE MATTER OF SPECIAL PROJECTS FUND

Mike Graham stated the Solid Waste District has determined the County Commissioners no longer have a Special Projects Account to pay for the Highway Department to take roadside trash and debris to the landfill. There are currently some outstanding bills to the landfill in the amount of \$1,902.93 and suggested these bills be paid from the Commissioners budget and to request Solid Waste for possible reimbursement. Mr. Graham also advised that Lenn Detwiler, Solid Waste Director, has added a line item in the 2008 Solid Waste budget of \$10,000 for community

clean-up costs. Commissioner Schrier moved to approve payment of the landfill bills of \$1,902.95 from the Commissioners’ budget and to request reimbursement from Solid Waste. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF CONSERVATION CLUB

Mike Graham advised that some representatives of the Conservation Club have met with the Town of Danville regarding the use of the Conservation Club’s property for a potential town park and stated this discussion may lead to a solution for the dam problem.

IN THE MATTER OF 2007 HOLIDAY SCHEDULE

Mike Graham presented a report regarding the Christmas holiday and of changing the 2007 holiday schedule. Mr. Graham stated they have been advised there will be no town elections this fall and recommended to require employees to work on Election Day, November 6, 2007, and in exchange to give them Christmas Eve, December 24, 2007 as a holiday. Commissioner Palmer moved to amend the 2007 holiday schedule for employees to work ON November 6, 2007 in order to give the entire day off on Monday, December 24, 2007, Christmas Eve, as a holiday. Commissioner Schrier seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF COUNTY FLEET

Mike Graham acknowledged receipt of a request from Terry Kennard with recommendations for replacing some of the County vehicles. It was the consensus of the Commissioners for Mike Graham to work with Mr. Kennard on the fleet requests.

IN THE MATTER OF COUNTY HOME

Mike Graham reported James McBryant had received an offer of a dishwasher for \$50 to replace the broken dishwasher. at the County Home. Commissioner Schrier moved to accept the \$50 offer for a replacement dishwasher for the County Home and for James McBryant to obtain a signed statement from the owner. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF FLAGS

Commissioner Whicker announced that at the direction of President George W. Bush flags at all County buildings were lowered over the weekend as a mark of respect for the memory of former First Lady, Ladybird Johnson.

IN THE MATTER OF CORRESPONDENCE AND CALENDAR

Correspondence:

- 1. Letter from Hendricks County Farm Bureau Inc. urging support of the local option income tax.
- 2. Notice from IDEM, Office of Air Quality, Notice of Decision-Approval, Steel Dynamics, Inc.
- 3. IDEM has granted approval to Berns Construction Company to operate a portable ready-mix concrete batch plant at the interchange of I-74 and Ronald Reagan Parkway, Brownsburg, IN.

Action needed/taken on the following:

- 1. Checks received and signed to the county: None
- 2. Whicker signed vehicle titles for the following: None
- 3. Documents needing action: None

IN THE MATTER OF HIGHWAY DEPARTMENT

Receipt was acknowledged of the July 6 to July 12, 2007 weekly Highway report from Martin Summers, Highway Superintendent.

IN THE MATTER OF HUMAN RESOURCES

Receipt was acknowledged of the July 9 through July 13, 2007 Human Resources report from Ron Love, Human Resources Director.

IN THE MATTER OF PLANNING AND BUILDING

Receipt was acknowledged of the June 2007 Report of Collections from the Planning and Building Department.

IN THE MATTER OF CLERK’S OFFICE

Recipe was acknowledged of information from Clerk Cindy Spence regarding destruction of certain public records and advising of the procedures and request.

Commissioner Palmer moved to adjourn the Commissioners’ meeting at 11:10 AM. Commissioner Schrier seconded the motion and the motion was approved unanimously 3-0-0.

David A. Whicker, President

Phyllis A. Palmer, Vice President

Ed Schrier, Member

ATTEST: Judith Wyeth, Deputy Auditor

