

December 18, 2007

The Hendricks County Board of Commissioners met in regular session at 9:30 AM on Tuesday, December 18, 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)	
David A. Whicker)	Hendricks County Board of Commissioners
Eric L. Wathen)	
Gregory E. Steuerwald		Hendricks County Attorney
Nancy L. Marsh		Hendricks County Auditor
Patricia Baldwin		Hendricks County Prosecutor
John Ayers		Hendricks County Engineer
Michael E. Graham		Administrator to Commissioners
Don Reitz		Hendricks County Plan Director
Cathy Grindstaff		Hendricks County Environmental Health Director
James McBryant		Cypress Manor Administrator
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 Wathen moved to approve the minutes of December 11, 2007 as corrected. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF CLAIMS

There were no claims presented.

IN THE MATTER OF TOURISM BOARD

Emory Lencke, Executive Director Hendricks County Convention and Visitor’s Bureau, presented a request to reappoint three members of the Tourism Commission to another two-year term. Ms. Lynn Fuller, Owner/Operator F2/Inc.; Mr. Lew White, Owner/Operator Lew White Tours; and Mr. Allan Bolante, General Manager Comfort Suites – Brownsburg. Commissioner Palmer moved to reappoint Lynn Fuller, Lew White and Alan Bolante to a two-year term through December 31, 2009, as requested by Mr. Lencke. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF EXIT 59

Mike Graham advised he had talked to Kite Development about the need to have a Memorandum of Understanding for their parcel located near Exit 59. The Kite Development staff said they would submit an MOU in a couple of weeks.

Commissioner Whicker stated he will meet on Wednesday, December 19, 2007 with representatives from Lauth and INDOT to discuss improvements on SR 39 near I-70 – Exit 59.

IN THE MATTER OF RONALD REAGAN PARKWAY

John Ayers acknowledged receipt of a check from Vaughn Wamsley in the amount of \$1,800, which was the lowest sealed bid received for the small parcel of land 1,254.07 square feet, a portion of Lot #44 in Gilberts Addition, Section 1, located in the right-of-way of the Ronald Reagan Parkway south of US Highway 40. Mr. Ayers presented a warranty deed for this parcel for execution. It was the consensus of the Commissioners to sign the warranty deed conveying the remnant parcel to Mr. Wamsley.

John Ayers explained the previously approved agreement between the Town of Plainfield and the owner of the new Speedway Station located on Bradbury Drive near the Ronald Reagan Parkway. The Speedway Station is

providing payment for a portion of the cost of this intersection to Plainfield and Plainfield is to reimburse the County. Mr. Ayers advised that he would send a letter to Plainfield requesting this reimbursement.

Commissioner Wathen stated he is scheduled to meet with representatives from Brownsburg on Thursday, December 20, 2007 to discuss establishing a TIF District of the area of Ronald Reagan Parkway and the Interchange with I-74.

John Ayers reported that INDOT had taken bids on the resigning project on I-70 for the Ronald Reagan Parkway, but all bids were over the Engineer’s Estimate and it would have to be rebid. He stated he did not know when it will rebid again

IN THE MATTER OF JUDICIAL CENTER

Commissioner Whicker announced the interviews are scheduled on January 10, 2008 for the four firms selected for consideration of the judicial center.

IN THE MATTER OF ECONOMIC DEVELOPMENT

Commissioner Whicker announced that MEDCO had looked at building in Hendricks County, but has now decided to build their new facility in Boone County. Mr. Whicker stated this will still benefit Hendricks County as it will be close for Hendricks County residents to work there and for employees of MEDCO to live and shop in Hendricks County.

Cinda Kelley, Hendricks County Economic Development Partnership Executive Director, briefly explained the notification to Hendricks County communities and the process for attracting and acquiring new companies to Hendricks County. The Commissioners requested Mike Graham to meet with the Economic Development Director to set up a workshop on bringing new companies to Hendricks County in order for the Commissioners to work more effectively with the Hendricks County Economic Development Partnership..

IN THE MATTER OF ORGANIZATIONAL CHART

Mike Graham presented a draft of a Hendricks County Government Organizational Chart to be provided to Greg Guerrettaz, Financial Solutions Group (FSG), for the Comprehensive Financial Plan. Commissioner Palmer moved to adopt the Organizational Chart, as presented. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF MISSION STATEMENT

Mike Graham advised that Greg Guerrettaz, Financial Solutions Group (FSG), has also requested a Mission Statement from the County for the Comprehensive Financial Plan and presented a draft Mission Statement. Commissioner Wathen moved to adopt the Mission Statement for Hendricks County, as presented.

The Hendricks County leadership team strives to cooperate on all levels of government being conscious of taxpayers’ needs and the needs of the County as a whole. We will strive to develop a financial plan and to determine a manageable process to achieve those plans.

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

IN THE MATTER OF CIRCUIT COURT - AUDIO SYSTEM

John Ayers presented a request for audio equipment for Circuit Court that would improve and update the sound for the video court system in the Courthouse and the Jail. Mr. Ayers stated IRC Audio has done the audio work in the courts and presented a quote from IRC Audio in the amount of \$7,850. He stated that he has funds in his budget and

requested the Auditor’s approval to encumber these funds. Auditor Nancy Marsh agreed to encumber the funds for Circuit Court audio equipment. Commissioner Wathen moved to approve the update of the video and recording system in Circuit Court in the amount of \$7,850 and for the Auditor to encumber the funds. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF COURTHOUSE

John Ayers advised they were looking at placing key pad locks for the entrances to the back stairway at the Courthouse and for all doors leading to the stairway. He stated he had talked with the Fire Marshall and they approve the lock configuration. Mr. Ayers stated the cost will be less than \$2,000.

IN THE MATTER OF PLAINFIELD

John Ayers advised the sewer portion of the intersection project at CR 100S and Raceway Road was to be paid for by the Town of Plainfield in the bid amount of \$194,000 per an interlocal agreement. Mr. Ayers sated we have not received this reimbursement check and advised that he will send a letter to Plainfield requesting this agreed reimbursement.

IN THE MATTER OF CULVERT BR-039

John Ayers stated he had previously advised the Commissioners that binder had been placed on Culvert BR-039, located on CR 650N, and pavement would be added this year, however, due to the winter weather this month this will not be paved until next spring. Mr. Ayers advised this is now open to traffic.

IN THE MATTER OF BRIDGE NO. 3 8

John Ayers advised that Bridge No. 38, located on CR 1000N, is now open for traffic.

IN THE MATTER OF CR 600N (56TH STREET)

John Ayers advised that Wilcox and Associates, the Engineer for the CR 600N (56Th Street) project, has advised that a roundabout intersection at CR 600N and Raceway Road is feasible and is developing a supplemental fee proposal to investigate that option further to determine if it will be cost effective to modify the current design.

IN THE MATTER OF ORDINANCE NO. 2007-32

ZA-388-07: CABLES FOR LESS. LLC

Don Reitz presented ZA 388-07: Cables for Less, a zoning map amendment change from GB/General Business District to RSS/Regional Support Services District, for 10.95 acres, Liberty Township, located at the southeast quadrant of the intersection of CR 900S and State Road 39. The Plan Commission held a public hearing on December 11, 2007 and sends this zoning request with a favorable recommendation of 6-0-0. Mr. Reitz stated this is a home based business that will sell electronic cables as a mail order business form his home. Commissioner Palmer moved to approve ZA 388-07: Cables for Less LLC, as Ordinance 2007-32 and as recommended by the Plan Commission. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF CYPRESS MANOR

James McBryant presented a request for acceptance of a resident to Cypress Manor that had been referred by Cummings Mental Health and stated this individual would be filing for financial assistance. Commissioner Palmer moved to approve the resident recommended by the Administrator of Cypress Manor. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

James McBryant acknowledged several groups, including the Brownsburg Sertoma and Brownsburg Optimists that have brought Christmas cheer and gifts to the residents of Cypress Manor.

James McBryant advised that the Brownsburg Sertoma Club had purchased a new dryer for Cypress Manor and the Pittsboro Chapter of Kappa Delta Phi Sorority was planning to replace the laundry washer at Cypress Manor.

IN THE MATTER OF 2008 APPOINTMENTS

Commissioner Palmer stated the meetings they held last week individually with several department heads to discuss accomplishments in 2007 and objectives for 2008 was very productive. Commissioner Wathen moved to reappoint Martin Summers, Hendricks County Highway Superintendent; John Ayers, Hendricks County Engineer; Michael E. Graham, Administrator to the Commissioners; Charles Colbert, Hendricks County Weights and Measures Inspector; Lori Turpin, Veterans' Service Director; and Greg Steuerwald, Hendricks County Attorney. Commissioner Palmer seconded motion and the motion was approved unanimously 3-0-0.

Commissioner Whicker stated they would wait until the Emergency Management Committee met to make a recommendation for the appointment of Hendricks County Emergency Management Director.

Commissioner Whicker also requested a 2008 contract from Attorney Greg Steuerwald.

Commissioner Palmer moved to reappoint Gordon Hitching to serve another term on the Alcoholic Beverage Commission (ABC) through December 31, 2008. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

Commissioner Palmer moved to reappoint Richard Thompson as the Commissioner's appointee to the Tourism Commission through December 31, 2008. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

There was discussion of the Fast Start program. Cinda Kelley, Executive Director Economic Development Partnership, explained this program is to help new start up companies/businesses get started and to become established in the County. Ms. Kelley recommended that we continue this program for another year. Commissioner Wathen moved to reappoint Jay Puckett to the Fast Start program through December 31, 2008. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

Greg Steuerwald advised that both the Redevelopment Commission and Redevelopment Authority are annual appointments. Commissioner Palmer moved to reappoint Harold Hiser, Linda Watson Stansbury, Bob Brenneman and Steven Denhart to serve on the Redevelopment Commission through December 31, 2008. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

Commissioner Palmer moved to reappoint Dan Devlin, Karl Buetow and Don Allen to serve on the Hendricks County Redevelopment Authority through December 31, 2008. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

It was the consensus of the Commissioners to eliminate the Safety Task Force as the Communications Center is now in operation.

It was the consensus of the Commissioners to delay appointment of the Economic Development Commission to review the statute for this commission.

Commissioner Palmer moved to reappoint Joann Groves to another four year term on the Plan Commission

through December 31, 2011. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

There was discussion the term of three on the members of the Health Board will expire on December 31, 2007. Cathy Grindstaff stated Dr. Hadley had contacted these three individuals and that Dr. Lloyd Terry and Dr. Daniel McGrew were agreeable to serving another four-year term, however, Dr. Robert Kirtley had requested to step down this year. Ms.. Grindstaff stated Dr. Hadley was contacting some individuals to fill this vacancy. It was the consensus of the Commissioners to not make any appointments to the Health Board until they had the names of all applicants in hand.

IN THE MATTER OF WASHINGTON TOWNSHIP- AVON LIBRARY BOARD

Receipt was acknowledged of an earlier request from the Washington Township-Avon Library to reappoint Celisa Snyder to another four-year term on the Washington Township-Avon Library Board. Commissioner Whicker moved to reappoint Ms. Snyder to another four-year term on the Washington Township-Avon Library Board through December 31, 2011. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

Commissioner Palmer moved to recess the Commissioners’ meeting at 10:37 AM. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF TECH BOARD

Commissioner Whicker opened the Tech Board at 10:38 AM. Commissioner Whicker announced that John Parsons, Systems Administrator, had advised him there was no business to come before the Tech Board today. Commissioner Palmer moved to adjourn the Tech Board at 10:39 AM. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

Commissioner Whicker reconvened the Commissioners’ meeting at 10:40 A.M.

IN THE MATTER OF PROSECUTOR’S OFFICE

Prosecutor Pat Baldwin referred to her December 5, 2007 letter advising that during the past legislative session IC-12-18-8.1 was passed requiring Indiana counties to establish a domestic violence fatality review team and presented a draft ordinance for consideration. Ms. Baldwin stated this will be only a review board with each member on a two-year term and there will no cost to the County. Greg Steuerwald stated no names should be included in the ordinance, only the position. There was discussion of the adopting body for this ordinance to establish the Hendricks County Domestic Violence Fatality Review Team. It was the consensus of the Commissioners for the Prosecutor to clarify who would be the adoptive body, the Commissioners or the Council.

Pat Baldwin requested to purchase Nikon NPL-352 machine hardware with laser measuring capability for measuring accident scenes and the software licenses for fifteen staff members at a cost of \$5,995. Ms. Baldwin stated this would be very helpful for accident and crime scenes, will reduce the time of getting information and will be more accurate for both the Prosecutor’s Office and the Sheriff’s Department. She stated she had approached the Council with this request and was advised it should be taken to the Commissioners as it will come out of the Commissioners’ budget for equipment. Auditor Nancy Marsh stated the Council sent this request with a favorable recommendation. Commissioner Palmer moved to approve the request of the Prosecutor for computer hardware, software and license in the amount of \$5,995. Commissioner Wathen seconded the motion and the motion was

approved unanimously 3-0-0.

IN THE MATTER OF TAXES

Auditor Nancy Marsh presented a form for the President of the Commissioners to sign confirming the 2007 tax rates and stating the Hendricks County Council did not adopt the Local Option Tax (LOT). Commissioner Palmer moved to accept the 2007 tax rates from the Auditor and authorize the President to sign on behalf of the Commissioners. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF CORRESPONDENCE

Commissioner Whicker acknowledged receipt of the following correspondence and calendar:

Correspondence:

- 1. The State Board of Accounts Annual Financial Report of Hendricks County Health Department for 2006 is available for review.
- 2. The State Board of Accounts Annual Financial Report of Hendricks County Auditor for 2006 is available for review.
- 3. The State Board of Accounts Annual Financial Report of Hendricks County Home for 2006 is available for review.
- 4. The State Board of Accounts Annual Financial Report of Hendricks County Tourism Commission Department for 2006 is available for review.

Action needed/taken on the following:

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

IN THE MATTER OF EXECUTIVE SESSIONS

Commissioner Whicker read the following statement relative to the Executive Session of December 11, 2007:

TO: File
DATE: December 11, 2007

We hereby certify that the only matter discussed during the Hendricks County Board of Commissioners Executive Session on this date, duly published by means of the posted Agenda, was the item listed on said Agenda and no final action was taken.

Hendricks County Board of Commissioners
(SIGNED)
David A. Whicker, President
Phyllis A. Palmer, Vice President
Eric L. Wathen, Member

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Hendricks County Board of Commissioners
(SIGNED)
David A. Whicker, President
Phyllis A. Palmer, Vice President
Eric L. Wathen, Member

IN THE MATTER OF ENVIRONMENTAL HEALTH - CELL PHONES

Cathy Grindstaff explained for the past several years two phones had been provided to the Health Department through a special bioterrorism grant and this grant will expire at the end of the year. Ms. Grindstaff stated they have been notified they will be permitted to keep the phones and that they only use a few minutes each month. She

requested to keep these two phones, one for her use in Environmental Health and one for the use of Monica Smith, Director Nursing Health, and that they be added to the County cell phone minute pool package at very little if any additional cost to the County. It was the consensus of the Commissioners to approve the request for cell phones in the Health Department with no phones to buy and the minutes to come from the existing pool of minutes in the County cell phone account.

IN THE MATTER OF EMPLOYEE COMPENSATION

Auditor Nancy Marsh emailed a request to provide monetary compensation to an employee in her department that due to work load was unable to use all of her accumulated vacation days and will lose five days at the end of the year. Ms. Marsh stated that after giving her request additional consideration she withdrew the request. It was the consensus of the Commissioners to deny the request emailed by the Auditor.

Commissioner Palmer moved to adjourn the meeting at 11:00 AM to attend the Workshop for the Hendricks County Employee Policy Manual in Room #3 of the Government Center. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0

David A. Whicker, President

Phyllis A. Palmer, Vice President

Eric L. Wathen, Member

ATTEST: Judith Wyeth, Deputy Auditor

