

March 8, 2016

The Hendricks County Board of Commissioners met in regular session at 9:00 AM on Tuesday, March 8, 2016 with a quorum of all three (3) Commissioners in the Commissioners’ Meeting Room on the first floor of the Hendricks County Government Center with the following in attendance:

Bob Gentry	)	
Phyllis A. Palmer	)	Hendricks County Board of Commissioners
Matthew D. Whetstone	)	
Gregory E. Steuerwald		Hendricks County Attorney
Cinda Kattau		Hendricks County Auditor
Brett Clark		Hendricks County Sheriff
John Ayers		Hendricks County Engineer
Michael E. Graham		Administrator to Commissioners
James McBryant		Director Cypress Manor
Douglas Morris		Hendricks County Systems Manager
Don Reitz		Hendricks County Planning Director
Tammy Brinkman		Hendricks County Director of Nursing
Julie Haan		Hendricks County Director of Environmental Health
Kevin Cavanaugh		Hendricks County Facilities Manager
Jim Mardis		Hendricks County Clean Water Director
Erin McIntyre		Hendricks County Human Resources Administrator
LaDonna Hughes		Hendricks County Director Animal Control Shelter
Laura Herzog		Hendricks County Election Supervisor
Nicki Lawson		Hendricks County Deputy Assessor
Judith Wyeth		Secretary to the Commissioners

Commissioner Gentry opened the meeting and led the Pledge to the Flag in unison.

IN THE MATTER OF MINUTES

Commissioner Whetstone moved to approve the minutes of the February 0000000203, 2016 meeting, as corrected.

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

IN THE MATTER OF CLAIMS

Commissioner Whetstone moved to approve Claims #109177 thru 109203, Direct Deposit 137586 thru 13702 and all claims presented February 25, 2016 and ending March 9, 2016. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF POLITICAL SIGNS

Laura Herzog reported she had a Hendricks County citizen requesting changes in the current sign ordinance for posting political yard signs. This individual would like to have the time for displaying signs for political candidates to be extended from the County’s Sign Ordinance, which currently states 30 days prior to the election, to 30 days prior to early voting. This would provide 60 days prior to the election to display political yard signs. Ms. Herzog noted the Towns of Avon and Brownsburg currently permit political signs 45 days prior to the election. Don Reitz referenced the current Sign Ordinance and said the current ordinance could be amended to replace the current 30 days with 60 days. There was discussion of extending the time for political signs. It was the consensus of the Commissioners to refer this matter to the Plan Commission and bring back a recommendation.

IN THE MATTER OF ELECTION EQUIPMENT

Laura Herzog brought back the Clerk’s request for 25 new voting machines for the upcoming Primary Election that was discussed previously. She presented an invoice from Micro-vote General Corporation in the amount of \$97,500 along with their request for Emergency Appropriation in the amount of \$97,500 they plan to take to the Council on March 10, 2016. She confirmed this equipment will arrive prior to the Primary Election for May 2016.

It was the consensus of the Commissioners to proceed to take this request for additional election equipment to the Council for an Emergency Appropriation.

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IN THE MATTER OF VOTER REGISTRATION STAFF

Laura Herzog presented the agreement for the Voting Equipment Technician, Scott Butrum, and noted this is an employee of the County that will be working after hours and weekends to set up the voting machines and will take vacation time if needed so that he will not be doing any election related work during his regular County work time. She stressed he has worked on the voting machines in previous years and it worked out very successfully. There was discussion of the time on the agreement. Commissioner Whetstone moved to approve the agreement for the Voting Equipment Technician with an expiration date of December 31, 2016, as Contract No. 0020-16. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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IN THE MATTER OF HENDRICKS COUNTY AG DAY

It was noted Beth Switzer, County Extension Educator, has requested a proclamation declaring Friday, March 18, 2016 as Ag Day throughout Hendricks County to coincide with the 2016 Hendricks County Ag Day that will be held at the Hendricks County 4-H Fairgrounds Conference Center. Commissioner Palmer read the following Proclamation for Ag Day Throughout Hendricks County March 18, 2016:

***P R O C L A M A T I O N***

***AG DAY THROUGHOUT HENDRICKS COUNTY  
MARCH 18, 2016***

***WHEREAS, Hendricks County Ag Day 2016 will be held at the Hendricks County 4-H Fairgrounds and Conference Complex on Friday, March 18, 2016. The Hendricks County Ag Day, started back in the early 1980's and has been an annual tradition ever since. On March 18, 2016, over six hundred Hendricks County 4<sup>th</sup> grade students will be attending this year's Ag Day; and***

***WHEREAS, the students attending this event will travel through "Ag-opolis, the town where agriculture comes to life." As the students travel through this town, they will shop in "The Mall of the Future", as well as "The Ag Mall" to see first-hand how agriculture touches their everyday lives; and***

***WHEREAS, the students will complete a hands-on bio-fuel experiment and visit the "Farm" to see how farm animals live. Students will explore the "Greenhouse" and learn about plant production. They will stop by the "Nature Park" and learn about soil, water, and conservation. Touring the "Garage" students will learn how technology helps farmers; and***

***WHEREAS, we recognize the major players in making this day possible, including: Hendricks County Farm Bureau, Inc., Hendricks County Soil & Water Conservation District, Co-Alliance LLC, Danville and Cascade FFA, Hendricks County 4-H Jr. Leaders, and Purdue Extension of Hendricks County.***

***THEREFORE, we, the Hendricks County Board of Commissioners, do hereby recognize and acknowledge the importance of agriculture in our daily lives. We thank all those connected with agriculture for providing our Hendricks County citizens with a better standard and quality of life and do hereby proclaim Friday, March 18, 2016 as:***

***Ag Day throughout Hendricks County***

***Signed this 8<sup>th</sup> day of March, 2016***

***Bob Gentry, President  
Phyllis A. Palmer, Vice President  
Matthew D. Whetstone, Member***

It was the consensus of the Commissioners to sign and present the proclamation to Ms. Switzer.

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A newspaper article from 1992 recognizing Hendricks County Ag Day was shown verifying this has been an

annual event for many years educating our youth on how agriculture touches their daily lives.

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IN THE MATTER OF CYPRESS MANOR

James McBryant presented documentation of unpaid accounts for Cypress Manor and advised these are uncollectable. He stated he has not brought this request to the Commissioners since 2004 and now is requesting for these accumulated accounts in the amount of \$60,433.31 in unpaid accounts to be written off. There was discussion of this request and that in the future Mr. McBryant should bring these unpaid accounts annually. Commissioner Palmer moved to approve the recommendation of Mr. McBryant and write off these unpaid uncollectable accounts, as requested. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

Receipt was acknowledged of the Cypress Manor report for February 20 to March 14, 2016 from James McBryant, Cypress Manor Director.

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IN THE MATTER OF COUNTY FLEET

Sheriff Brett Clark and Fleet Manager Chuck Parsons presented his 2016 Fleet Request and explained the vehicle needs for the Sheriff Department, the vehicle needs for other departments and the vehicles that can be transferred between departments. They also gave a long range plan for the fleet of 83 vehicles with a recommendation of the most efficient and economical vehicle usage and replacement. There was discussion of this vehicle request. Commissioner Palmer moved to approve the vehicle request from Sheriff Clark, as presented, for 13 new vehicles, including a replacement truck for the Planning Department. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

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IN THE MATTER OF B&O TRAIL

John Ayers reported the B&O Trail project rebid last week, and this time the bids, while above the Engineer's Estimate, were close enough that INDOT will award the bid. Reith Riley was the low bidder at \$2,324,213.56. He stated the B&O Trail Association will have to pay more than they anticipated for the local share, but they are able to do so. The MPO (Metropolitan Planning Organization) is giving extra funding above what was programmed to help make up the difference. They hope to go to construction in May. Mr. Ayers noted that everyone is being very cooperative on this project.

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IN THE MATTER OF BRIDGES NO. 123 AND NO. 175

John Ayers advised they now have the right-of-way secured for Bridge No. 123, located on CR 400S over a tributary of Mill Creek in Clay Township and Bridge No. 175, located on CR 400S over Mill Creek in Clay Township, which they want to bid together. He presented a Notice to Bidders for approval and requested to advertise to open bids on April 12, 2016. Commissioner Gentry moved to approve to advertise the Notice to Bidders for Bridge No 123 and Bridge No. 175 for bid opening at 9 AM on Tuesday, April 12, 2016.

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

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IN THE MATTER OF RACEWAY ROAD

John Ayers advised they have obtained an agreement from the property owner on Raceway Road, at the proposed curve correction to proceed with Right-of-Way acquisition. They are rewriting their legal descriptions

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and will re-make the offer. He reported there is an owner on the other side of the road they have to purchase from also and stated to do either, we will need a Memorandum of Understanding with the City of Indianapolis, as portions of both properties are in Marion County. He noted they are working on this. Mr. Ayers stated they also need to discuss how to move ahead with construction funding since Marion County hasn't indicated any interest in participating. There was discussion of funding. It was the consensus of the Commissioners for Commissioner Whetstone and County Engineer John Ayers to go to Indianapolis to meet with the Mayor of Indianapolis on this project.

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IN THE MATTER OF RONALD REAGAN PARKWAY

John Ayers announced a meeting has been set for noon on March 22, 2016 in the Hendricks County Government Center with the Boone County Commissioners to discuss the extension of the Ronald Reagan Parkway.

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IN THE MATTER OF ROAD SCHOOL

John Ayers stated he will be going to Road School immediately after the meeting today and will return on Thursday. He is moderating two sessions and Highway Superintendent Curt Higginbotham is participating on a panel in one session.

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IN THE MATTER OF BRIDGE NO. 19

John Ayers reported Bridge No. 19, located on CR 400E over Keeney Ditch in Middle Township, north of Pittsboro, will have the beams set as soon as they are ready.

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IN THE MATTER OF BRIDGE 43, BRIDGE NO. 290 AND CULVERT WA-044

John Ayers stated the survey work is complete on Bridge No. 43, located on CR 1000 East and north of CR 600 North.

John Ayers reported survey work is also complete on Culvert WA-044, located on CR 100 North, west of the Parkway in Washington Township.

John Ayers advised they will be meeting soon with the consultant on Bridge No. 290, located on Dan Jones Road over the CSX tracks.

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IN THE MATTER OF LEGISLATIVE ACTIVITY

John Ayers gave an update on Legislative Activity stating the Indiana Senate seriously deflated the potential benefits of HB 1001, which he has previously discussed and as of right now it isn't known what the final version will include, but it is pretty certain not to include any gas tax increase, indexing, or any additional sales tax. He stated local communities will be asking again at next session. Mr. Ayers explained we will likely be getting some one-time funding from this Bill and from SB 67 out of LOIT (Local Option Income Tax).

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IN THE MATTER OF RIGHT-OF-WAY DEDICATIONS

Commissioner Gentry requested to have a discussion about requiring the dedication of right-of-way for smaller subdivisions with generally larger lots. This discussion is similar to the previous policy discussions on relocating telephone poles and county road side drainage ditches for minor subdivisions. He noted the common trend is to apply the same development requirements for both major and minor subdivisions. Currently, right-of-way dedications are made per the right-of-way widths established by the Thoroughfare Plan. Commissioner Gentry

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stated Major Subdivision developers generally recognize the dedication requirements and use the requirement to guide their design, however, some smaller developers see how much land the right of way dedication is taken, without financial compensation, and some push back against this requirement. He stated he would like to introduce the idea of using the recommended right of way width to establish the minimum house setback, but not require the actual dedication of right of way. This accomplishes getting the house setback far enough back to accommodate a future road widening without having to take the house down. Mike Graham explained procedural if you want to consider this policy change you will need to request the Plan Commission to study the proposed change and then make a recommendation back to the Commissioners. There was further discussion of the policy question. No action was taken. Commissioner Gentry may talk about this issue with the Plan Commission.

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#### IN THE MATTER OF CR 200N - FOREST COMMONS

Commissioner Whetstone advised CR 200N near the entrance to Forest Commons is in need of repair. John Ayers responded he will check on this.

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#### IN THE MATTER OF COURTHOUSE ELEVATOR

Kevin Cavanaugh explained the Courthouse elevator upgrade and requested approval of the proposal from our vendor, ThyssenKrupp, for a total proposal cost of \$119,850.00. He stated this project is budgeted for 2016 and presented two copies of the proposal for signatures. Commissioner Whetstone moved to approve the proposal with ThyssenKrupp, for the Courthouse elevator upgrade in the amount of \$119,850.00, as Contract #0021-16.

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

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#### IN THE MATTER OF GOVERNMENT CENTER MEETING ROOM

Kevin Cavanaugh stated the proposed expansion of the Commissioners' Meeting Room in the Government Center will require some changes to the carpet and suggested maintaining the circle from the rotunda. He stated he expected to have the pricing available, however, he will need to bring the costs to the next meeting for carpet replacement.

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#### IN THE MATTER OF PROBATION - PROSECUTOR SPACE CHANGES

Kevin Cavanaugh gave an update for the Probation – Prosecutor space changes and reported the vendor continues to work on price updates based on final materials and layout details.

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#### IN THE MATTER OF SOLID WASTE BUILDING

Kevin Cavanaugh presented the Hendricks County Solid Waste Management Committee's "Request for Expression of Interest" letter for the Hendricks County Environmental Education Center and explained. He stated they are requesting approval to release the letter to the list of possible consultants and if approved, they are asking for responses by April 1, 2016. There was discussion of the letter. It was the consensus of the Commissioners for Mr. Cavanaugh and the Committee to move forward on this project.

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#### IN THE MATTER OF GOVERNMENT CENTER VoIP UPGRADES

Kevin Cavanaugh requested approval of a consulting contract for the Government Center VoIP upgrades and explained. This contract would change the phone services from land lines to use of the computer system. He presented a contract with Paul Johnson Associates for this upgrade in the amount of \$19,000 and stated this project is budgeted for 2016. Commissioner Whetstone moved to approve the contract with Paul Johnson Associates for

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the VoIP upgrade in the Government Center in the amount of \$19,000, as Contract #0022-16. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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IN THE MATTER OF MUSEUM

Mike Graham explained Kevin Cavanaugh, Leanna Alverson and he have met to discuss the ownership of the items in the County Museum. He also talked to Pat Baldwin. There is a significant number of Court House books stored in the basement of the museum. Some of the books are Tax Duplicate records and Assessment records. John Parsons has scanned approximately 45% of these records. These are official County records. We cannot provide clarity of who owns the remaining items in the Museum without doing a comprehensive inventory. We would need the Friends of the Museum to participate in the inventory process. He explained he is concerned about spending staff resources to do an inventory if there is not clarity on what we are trying to accomplish. The County has not made a financial commitment to support the Museum's operation; however, the County has continued to maintain the building. The Friends of the Museum and their predecessors have provided the resources to keep the Museum open. Mr. Graham stated if the Commissioners want to continue this arrangement with the Friends we need to be clear on who is responsible for what. Except for the official record books, he recommended the remaining contents in the Museum be the responsibility of the Friends of the Museum to maintain. He stressed if we try to assert our management of the County items it will be extremely complicated. For example, if an item has become too deteriorated and needs to be thrown out who makes the determination? If the Friends change a room display and put a County item in storage. how do we have to track it? He suggested we ask the Friends to insure all the contents in the Museum except for the official record books. There was discussion of the museum items. It was the consensus of the Commissioners to ask the Friends of the Museum to insure all of the contents in the museum except for the official Hendricks County record books, currently stored in the museum basement.

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IN THE MATTER OF CAMPAIGN BUTTON DISPLAY

Mike Graham reported the Staff with Voters Registration has put together a display of campaign buttons that various people have donated to their office. It is very attractive and historic wall hanging that Laura Herzog would like to hang it between the United States flag and the Indiana flag on display in the hall outside of the Voter Registration office. Although there has been a pretty consistent focus by Commissioners to avoid hanging items along the hall ways of the building, there are some exceptions and this is one that would be appropriate and appealing to the public. He requested the Commissioners authorization to hang the display. There was discussion of the buttons to be in the display. It was the consensus of the Commissioners the campaign button display could be hung outside the Voter Registration Office, however, no buttons could be displayed during the term of current elected officials or of current active candidates.

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IN THE MATTER OF EAST ANNEX

Mike Graham acknowledged receipt of a request from Commander Ian Albright of the Indiana Army National Guard to use the County's 10.72 acres behind the Danville Armory for training. He presented the letter and explained this training would primarily involve the use of compasses and maps. Mr. Graham inquired if the

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Commissioners would be willing to enter into an agreement with the Indiana National Guard to allow this training on County property? It was the consensus of the Commissioners to approve this request for training on County property by the Indiana Army National Guard.

IN THE MATTER OF ASSESSOR’S OFFICE

Assessor Larry Scott explained the current Farmer’s Personal Property Audits being conducted in the Government Center and the complaints on the 20% penalty charges. He reported they will be hosting a workshop to assist with completing these Personal Property forms at 2 PM on Tuesday, March 15, 2016 and at 5 PM on Thursday, March 17, 2016 in the Government Center. He also explained some proposed legislation on Commercial and Farmer’s Personal Property. The Commissioners encouraged him to work with the legislature on this issue.

IN THE MATTER OF SHERIFF’S DEPARTMENT

Sheriff Brett Clark stated they had been called in on an individual stand-off near Bethesda Church that took five hours of negotiating before the matter was resolved. He gave his staff credit for doing a good job to contain this matter with no further incident.

Sheriff Brett Clark reported on water leaking from the ceiling of the jail down into the office space on the main floor and showed pictures of water standing in his office. He has called the appropriate agencies to resolve this issue and to clean up their offices.

IN THE MATTER OF CALENDAR

Commissioner Gentry announced the Commissioners have scheduled the following meetings and agendas have been posed for each:

- March 11 – Morning Interviews for Administrator to Commissioners
- March 21 – All Day Staff Performance Reviews
- March 22 - Noon Lunch, following the regular Commissioners’ meeting, with Boone County Elected Officials to discuss Ronald Reagan Parkway Extension

IN THE MATTER OF EXECUTIVE SESSION

Commissioner Gentry presented the following memo relative to Executive Session on Monday, March 7, 2016:

M E M O

TO: File  
DATE: March 7, 2016

We hereby certify that the only matter discussed during the Hendricks County Board of Commissioners 8 AM Executive Session held on this date, provided Public Notice by means of the posted Agenda, was the only item listed on said Agenda and no final action was taken.

Hendricks County Board of Commissioners

Bob Gentry, President  
Phyllis A. Palmer, Vice President  
Matthew D. Whetstone, Member

It was the consensus of the Commissioners to sign the Memo to file relative to the March 7, 2016 Executive Session.

Commissioner Gentry presented the following memo relative to Executive Session on Monday, March 8, 2016:

M E M O

Commissioner Gentry presented the following memo relative to Executive Session on Monday, March 8, 2016:

TO: File  
DATE: March 7, 2016

We hereby certify that the only matter discussed during the Hendricks County Board of Commissioners 10:15AM Executive Session held on this date, provided Public Notice by means of the posted Agenda, was the only item listed on said Agenda and no final action was taken.

Hendricks County Board of Commissioners

Bob Gentry, President  
Phyllis A. Palmer, Vice President  
Matthew D. Whetstone, Member

It was the consensus of the Commissioners to sign the Memo to file relative to the March 8, 2016Executive Session.

IN THE MATTER OF CORRESPONDENCE

Commissioner Gentry acknowledged receipt of the following:

Correspondence:

- 1. IDEM letter of February 25, 2016 Response to Review Request No. 063-36761-00029 from Twin Bridges Recycling & Disposal Facility, located at 124 Twin Bridges Road, Danville, IN.
- 2. Innovative Engineering & Consulting Notice of Public Hearing for Variance of Development Standards for VAR 16-06, Andy Mohr Kia, to be located in the 8700 block of US Highway 36, immediately west of the existing Volkswagen Dealership in the Town of Avon on the south side of US Highway 36 and west of the intersection of CR 900E and US Highway 36. The meeting will be held at 7 PM on March 17, 2016 in the Avon Town Hall.
- 3. IDEM letter advising the application, plans and specifications and supporting documents for the South Abner Basis Force Main and Interceptor have been reviewed and processed in accordance with rules adopted under 327 IAC 3. They enclosed the Construction Permit, Approval No. 21759, which applies to the construction of this proposed sanitary sewer system to be located near the intersection of US 36 and East Main Street (Old US 36) in Hendricks County. Construction will also occur along Canterbury Drive and CR 525 East near their respective intersections with East Main Street.

Action needed/taken on the following:

- 1. Checks received and signed to the county:

\$ 300.00 Rokita Rent  
\$ 21.50 Hwy Overpay BMV  
\$16,224.00 Brownsburg CR 600N  
\$ 1,786.50 Bose, McKinney & Evans  
\$ 699.30 OB Services-Sheriff accident
- 2. Commissioner Gentry signed vehicle titles for the following: None
- 3. Documents needing action: None

IN THE MATTER OF HUMAN RESOURCES

Receipt was acknowledged of the Human Resources report for February 22 thru March 4, 2016 from Erin McIntyre, Human Resources Administrator.

IN THE MATTER OF HIGHWAY

Receipt was acknowledged of the weekly Highway report for the weeks of February 24, 2016 and March 5, 2016 from Curt Higginbotham, Highway Superintendent.

IN THE MATTER OF PLANNING

Receipt was acknowledged of the February 22, 2016 monthly Planning and Building Report of Collections for January, 2016 from Don Reitz, Planning Director.



Commissioner Whetstone moved to adjourn the Commissioners’ meeting at 10:30 AM. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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Bob Gentry, President

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Phyllis A. Palmer, Vice President

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Matthew D. Whetstone, Member

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

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