

September 27, 2016

The Hendricks County Board of Commissioners met in regular session at 9:10 AM on Tuesday, September 27, 2016 with a quorum of all three (3) Commissioners in Meeting Rooms 4-5 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
Larry Scott		Hendricks County Assessor
R. Todd McCormack		Hendricks County Executive Director
Don Reitz		Hendricks County Planning Director
Curt Higginbotham		Hendricks County Highway
Kevin Cavanaugh		Hendricks County Facilities Manager
Erin Hughes		Hendricks County Human Resources Administrator
David Warren		Hendricks County Director of Emergency Management
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 September 13, 2016 meeting, as corrected.

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

IN THE MATTER OF CLAIMS

There was discussion of the claims. Commissioner Whetstone moved to approve Claims #109593 thru 109620, Direct Deposit #143953 thru 144384 and all claims presented thru September 28, 2016. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF SR 39 GATEWAY CORRIDOR

Don Reitz introduced K. K. Gerhardt-Fritz of The Planning Workshop to present the SR 39 Gateway Corridor Plan. He stated the Plan Commission held a Public Hearing on September 12, 2016 for this corridor plan and sends the SR 39 Gateway Corridor Plan with a favorable 5-2-0 recommendation. Mr. Ritz noted here were several citizens in attendance at the public hearing with five actually speak during the public hearing. There was discussion of this proposed plan. Commissioner Palmer encouraged the staff and committee to work with both the Town of Danville and the Town of Plainfield on this plan. The following people spoke:

- Steve Blunk, 6382 S SR 39, Clayton, Indiana
- Isaac E. Lewis, 1827 Church Street, Clayton, Indiana
- Darlene Lewis, 1827 Church Street, Clayton, Indiana
- Paul Miner, 113 Shookley Street, Lizton, Indiana

Commissioner Palmer requested the minutes from the September 12, 2016 Plan Commission meeting, a list of the members that served on this committee, the cost of conducting this study, and a copy of the SR 39 Gateway Corridor condensed version that was referenced. Commissioner Whetstone moved to table this SR 39 Gateway Corridor Plan. Commissioner Palmer seconded the motion. Attorney Steuerwald explained if the Commissioners did not vote to accept or deny this proposed corridor plan that has a favorable recommendation from the Plan Commission after 90 days of the Plan Commission decision it will automatically be adopted. The motion was approved unanimously 3-0-0.

IN THE MATTER OF WELLNESS COALITION

Amy Comer Elliot came in with Mindy Duckett of the Purdue Extension as representatives of the Danville Wellness Coalition to stress the importance of healthy eating. They stressed making our snacks healthy choices and encouraged everyone to choose those snacks with the heart healthy symbol beside them. The County vending supplier, John Swader of Mast Vending, discussed the healthy choices of snacks currently in our County vending machines and stated he is working with Avon Schools to place healthy snacks in their student vending machines and will continue to place healthy choices in the County employee vending machines. He stated his contract is a three-year contract. It was the consensus of the Commissioners for our vending vendor to proceed placing healthy snacks in the employee vending machines in all Hendricks County Government buildings.

IN THE MATTER OF BROWNSBURG RADIO TOWER

Commissioner Whetstone explained the lease for the Brownsburg Radio Tower for the Communications Center was approved by the Communications Governing Board at their September 7, 2016 meeting and now comes to the Commissioners for their approval. Commissioner Whetstone moved to approve the lease for the Brownsburg Communications Center Tower, subject to review by the County Attorney. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF EMERGENCY MANAGEMENT

Dave Warren explained his need for a snow plow on his truck in order for him to clear roads to get around to perform his job during heavy snow accumulations. He presented a quote from Clark Truck & Equipment in the amount of \$5,956.50 for a snow plow/blade including installation to his truck. Commissioner Whetstone moved to approve the purchase of the snow plow/blade for the Emergency Management truck. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF WORK RELEASE

Todd McCormack acknowledged receipt of a budget request from Work Release Director Bridgett Collins for the 2017 additional grant funding opportunity along with a printed list explaining how the funds are to be used if awarded. These funds will be used for Community Corrections – Work Release / Residential Program and she provided a letter for execution requesting this 2017 additional grant funding. Commissioner Whetstone moved to approve the request for the 2017 additional funding grant for Work Release and to sign the letter for Hendricks County Community Corrections 2017 Additional Grant Funding. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF COMMUNITY CORRECTIONS ADVISORY BOARD

Todd McCormack reported he was previously appointed to serve as the Probation Department representative on the Community Corrections Advisory Board, however, since he was no longer in the Probation Department he felt he should be replaced on this advisory board by Susan Bentley, the new Probation Department Director. Commissioner Palmer moved to appoint Susan Bentley to serve as the Probation Department representative on the Community Corrections Advisory Board. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF BROWNSBURG LIBRARY

Receipt was acknowledged of a letter from Denise Robinson, Director of the Brownsburg Public Library, requesting the reappointment of Lori Turpin to another four-year term on the Board of Trustees of the Brownsburg Library thru December 31, 2020. Commissioner Palmer moved to reappoint Lori Turpin to serve another four-year term on the Brownsburg Public Library Board of Trustees. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF HEALTH DEPARTMENT

Ann Lothe and Kandi Jamison of the Health Department bought an agreement with radio station, WYRZ 98.9 “Your FM voice in Hendricks County”, to advertise and promote their flu vaccinations on the radio for the Health Department. They stated this contract is for three months beginning October 3 thru December 23, 2016 for the amount of \$720. Commissioner Palmer moved to approve the contract with the radio station WYRZ 98.9 in the amount of \$720 for the Health Department advertisement of vaccinations. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

ORDINANCE NO. 2016-30

IN THE MATTER OF PUBLIC DEFENDER BOARD

Todd McCormack presented the draft ordinance creating a Hendricks County Public Defender Board and explained based on the legal opinion of Attorney Greg Steuerwald a decision can be made to establish a local Public Defender Board at the meeting today. He explained the creating of this proposed board. Commissioner Gentry asked if there was any public input on establishing a Public Defender Board. There was no public input. Commissioner Whetstone moved to adopt the ordinance creating the Hendricks County Public Defender Board as Ordinance No. 2016-30. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

Todd McCormack explained the Board Members appointed to serve on the Public Defender Board by the Judges, may need to be delayed till the next meeting, as he was not aware of a consensus from the Judges. He noted their two appointees had to be one Republican and one Democrat. Commissioner Gentry presented a letter dated September 12, 2016 signed by Judge Mark A. Smith, Judge Karen M. Love and Judge Robert W. Freese supporting the two appointees, but due to lack of a majority there were no appointments made.

Todd McCormack stated the Commissioners could appoint their one Board Member at the meeting today, if so desired. Commissioner Palmer moved to appoint Todd McCormack to represent the Commissioners on the newly formed Public Defender Board. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF DUKE ENERGY

Todd McCormack reported Duke Energy has forwarded their third proposal for acquiring property located on the East Campus, for purposes of building a sub-station. He presented their overview of proposed land to be purchased, with an option to purchase an additional plus or minus .84 acres. Kevin Cavanaugh was able to overlay the footprint of the proposed purchases on the East Campus Master Plan in hopes of illustrating the potential

impact. Mc. McCormack stated Duke needs a decision to be able to plan going forward or to consider the purchase of other property. He stated he felt this is the best option Duke has presented to date, but the impact may still be too great for proposed future development of the County at this site. There was discussion of the overview and overlay. Commissioner Whetstone moved to deny the Duke Energy plan for the East Campus, as presented. Commissioner Palmer seconded the motion and the motion to deny was approved unanimously 3-0-0.

IN THE MATTER OF COURTHOUSE ENERGY EFFICIENCY

Kevin Cavanaugh introduced Jeff Rabourn, Senior Project Manager with Ameresco, to provide an update on the energy efficiency/maintenance upgrade project at the Courthouse.

IN THE MATTER OF CR 350 NORTH DRAINAGE PROJECT

Todd McCormack announced County Engineer John Ayers was not in attendance today as he is attending the AIC (Association of Indiana Counties) Conference in Fort Wayne and referenced the report from the Engineering Department. He stated the Engineering Department recommends rejection of the one bid received on September 13, 2016 for the CR 350 N. Drainage Project as it was too far over the Engineers Estimate and the County Engineering Staff believe the County will be able to get more competitive bids at a later date. Commissioner Palmer moved to reject the bid received for the CR 350 North Drainage Project, as recommended by the County Engineer as it was too far over the Engineers Estimate. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF BRIDGE NO. 79

Todd McCormack referenced the County Engineer's report stating the one bid opened at the September 13, 2016 meeting for replacement of Bridge No. 79, located on CR 151 North, over a Creek in Section 34, Township 17N, and Range 1E in Washington Township, was too far over the Engineers Estimate and the County Engineering Staff recommended rejection of this bid as they believe the County will be able to get more competitive bids at a later date. Commissioner Whetstone moved to reject the bid received for Bridge No. 79 as it was too far over the Engineer's Estimate. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF BRIDGES NO. 135, NO. 192, NO. 168 & NO. 222

Todd McCormack referenced the Engineering Department memo relative to Bridges No. 135, No. 192, No. 168 and No. 222 that stated they have reviewed and evaluated the Statements of Qualifications received from consultants for the four bridge replacement projects. He presented the Engineering Department Memo stating they have reviewed and revaluated the responses received for design of these four locally funded bridge replacements and gave the following recommendations:

It was noted if approved the Engineering Department will proceed with contact negotiations with these firms.

Commissioner Whetstone moved to approve the County Engineers' recommendation and to proceed with contract negotiation with SJCA and with DLZ for the bridges as stated in the memo. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF CR 625 E AND US 36

Todd McCormack noted the Engineering Memo referenced the last meeting the Commissioners discussed the construction of improvements to CR 625 East and US 36, a shared project with the Town of Avon. The memo stated in researching the Interlocal agreement it had been determined that Avon had signed the agreement, but never returned it to the Commissioners for their approval. He noted the Commissioners had approved the agreement subject to their signatures. In this agreement Hendricks County agreed to divide all costs equally, and in a separate action the Commissioners approved paying the expenses out of the SR 267 reimbursement fund. The Agreement for the Construction of Intersection Improvements at US 36 and County Road 625 East, Hendricks County, Indiana that was signed by the Town of Avon was presented for execution. Commissioner Whetstone moved to sign the final document for the improvements to CR 625 East and US 36. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF COMMUNITY CROSSINGS GRANT

The INDOT Local Roads and Bridges Matching Grant Agreement EDS #A249 for the Community Crossings Grant Funds was presented for approval and it was noted these funds will make it possible for the County to proceed with the paving project. Commissioner Whetstone moved to approve the INDOT Community Crossings Grant Agreement, as presented. Commissioner Palmer seconded the motion and the motion as approved unanimously 3-0-0.

IN THE MATTER OF BRIDGE NO. 106

The Engineering Department memo stated they have posted the Request for Qualifications (RFQ) on the INDOT website for CE for the replacement of Bridge No. 106, located on CR 550 North, and for the Roundabout, located at CR 100 North and CR 900 East. They noted responses are due October 19, 2016.

IN THE MATTER OF MEETING ROOM EXPANSION

Kevin Cavanaugh reported the demolition for the expansion of the Commissioners' Meeting Room in the Government Center was started on September 13, 2016 and the progress is going well. The next phase includes enclosing the column, wood trim, installing glass and painting. He requested direction on the carpet and seating. Commissioner Whetstone moved to allow Commissioner Palmer to make the carpet and chair selections for the

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

Commissioner Palmer stated she will meet with Mr. Cavanaugh after the meeting today to discuss the selection options.

IN THE MATTER OF SOLID WASTE BUILDING

Kevin Cavanaugh reported on Monday, September 26, 2016 they had introductory interviews with four firms as potential consultants for the interactive design elements for the Hendricks County Solid Waste Management District proposed new building. He stated further development is pending financing and design decisions and noted this was discussed at the Solid Waste meeting earlier this morning.

IN THE MATTER OF AED'S

Kevin Cavanaugh stated they are continuing the installation of cabinets and AED's in various County buildings.

IN THE MATTER OF COURTHOUSE ELEVATOR

Kevin Cavanaugh gave an update on the Courthouse elevator upgrade that was completed on September 26, 2016. He advised a request for final elevator inspection was made earlier today and they are waiting on the inspection schedule from the Department of Homeland Security. The elevator will be back in service immediately following the inspection approval. Mr. Cavanaugh stated this elevator project will finish under budget.

IN THE MATTER OF MUSEUM ROOF REPLACEMENT

Kevin Cavanaugh requested approval of the final contract with Blackmore & Buckner for the final stage of the roofing repairs and replacement planned for this year for the Hendricks County Historical Museum. He stated this was part of the overall package of proposals presented earlier this year. Mr. Cavanaugh stated this project is covered by an existing budget and the total cost of this project will be \$98,480. Commissioner Whetstone moved to approve the contract with Blackmore & Buckner for the final stage of the roofing repairs and replacement for the Museum. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF EMPLOYEE MANUAL

Todd McCormack reported there may be employees in attendance that want to comment on their concerns regarding the employee manual in the current form. There was no employee comment. He presented the previous sick time policy and the previous signature page for the employee manual for the Commissioners' review.

IN THE MATTER OF ATTENDANCE RECORDS

Todd McCormack advised some of the problems with the roll out of the Right Stuff Time and Attendance are being worked out. He stated while there was some initial confusion with the training for Elected Officials, Department Heads, and some Supervisors these problems are being corrected and/or addressed.

IN THE MATTER OF BUILDING FACILITIES CORPORATION

Todd McCormack announced he has filed the first Business Entity Report that is required by the Secretary of State's Office for the Hendricks County Building Facilities Corporation. He stated it was failure to file such

reports in the past that led to the Corporation being dissolved.

IN THE MATTER OF CORRESPONDENCE

Commissioner Gentry acknowledged receipt of the following:

Correspondence:

- 1. IDEM letter of September 21, 2016 advising the application, plans and specifications, and supporting documents for the Twin Street Force Main Relocation have been reviewed and processed in accordance with Rules adopted under 327 IAC 3. They enclosed the Construction Permit (Approval No. 22018), which applies to the construction of this proposed sanitary sewer system improvements project to be located in the Town of Brownsburg. The existing sanitary sewer force main located near the west side of Green Street between the intersection with Twin Street and the intersection with Lucas Drive will be relocated to accommodate a development project.

Action needed/taken on the following:

- 1. Checks received and signed to the county: \$ 300.00 Rokita Rent
\$7,666.67 Brownsburg Pictometry
- 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 September 12 thru September 23, 2016 from

Erin Hughes, Human Resources Administrator.

IN THE MATTER OF HIGHWAY

Receipt was acknowledged of the weekly Highway report for September 12 to September 16, 2016 and

September 19 to September 23, 2016 from Curt Higginbotham, Highway Superintendent.

IN THE MATTER OF WEIGHTS AND MEASURES

Receipt was acknowledged of the Weights and Measures Monthly Report for August 15, 2016 thru September

15, 2016 from Joie Davis and Justice Ballard, Weights and Measures Inspectors.

IN THE MATTER OF PLANNING

Receipt was acknowledged of the monthly Planning and Building Report of Collections for August 2016 from

Don Reitz, Planning Director.

Commissioner Whetstone moved to adjourn the Commissioners’ meeting at 11:05 AM. Commissioner Palmer

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

Bob Gentry, President

Phyllis A. Palmer, Vice President

Matthew D. Whetstone, Member

ATTEST: Judith Wyeth, Deputy Auditor

