

May 25, 2010

The Hendricks County Board of Commissioners met in regular session at 9:30 AM on Tuesday, May 25, 2010 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:

David A. Whicker	)	
Eric L. Wathen	)	Hendricks County Board of Commissioners
Phyllis A. Palmer	)	
Gregory E. Steuerwald		Hendricks County Attorney
Cinda Kattau		Hendricks County Auditor
Judge Jeff Boles		Hendricks County Circuit Court Judge
John Ayers		Hendricks County Engineer
Todd McCormack		Hendricks County Director Adult Probation
Don Reitz		Hendricks County Planning Director
Jim Andrews		Hendricks County Assistant Engineer
Kevin Cavanaugh		Hendricks County Facilities Manager
Rhett Stuard		Hendricks County Deputy Prosecutor
Judith Wyeth		Secretary to the Commissioners

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

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IN THE MATTER OF MINUTES

Commissioner Palmer moved to approve the minutes of the May 18, 2010 meeting, as corrected.

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

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IN THE MATTER OF CLAIMS

Commissioner Palmer moved to approve Claims #205582 thru 205590, #205591 thru 205593, #205601 thru 205866, #205867 thru 205888, #205889 thru 205897, #906211 thru 096335 and Direct Deposit #058955 thru 059368, as presented. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

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IN THE MATTER OF EXIT 59

John Ayers reported INDOT still has SR 39 north at CR 900S closed, scheduled to reopen on June 7, 2010, with another closure immediately following at CR 875. He stated the County is working with INDOT on the local detour route.

John Ayers stated he has sent all bills for repair of County roads on the local detour for the previous repair of SR 39 to INDOT and is awaiting reimbursement from the State.

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IN THE MATTER OF RONALD REAGAN PARKWAY

John Ayers reported they are moving dirt on the Ronald Reagan Parkway for the bridge over the CSX tracks.

John Ayers stated he has sent another letter to INDOT requesting a stop light at Ronald Reagan Parkway and US 136.

John Ayers reported he had received no response to the letter that was sent to INDOT regarding relinquishment of SR 267.

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IN THE MATTER OF COMMUNITY CORRECTIONS

Todd McCormack, Director Superior Court Probation, forwarded the Grant Agreement from the Indiana Department of Corrections for Community Corrections for execution. It was noted this grant was previously approved during the April 27, 2010 meeting and is now ready for execution by the Commissioners with the grant period commencing July 1, 2010 and remaining in effect through June 30, 2011. Judge Jeff Boles, Circuit Court, expressed his opposition to the grant and requested the Commissioners to defer any action on this grant

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until the County Attorney has reviewed the document and requested that the County have more control over how these funds from the grant are spent. Todd McCormack responded this is a one-year contract for funding the Work Release Center and stated we can reevaluate this grant after one-year. Mr. McCormack also stated the Community Corrections Advisory Board approved this grant at their regular scheduled meeting and stated they will continue to discuss this grant at their next meeting on Tuesday, July 20, 2010. Rhett Stuard, Deputy Prosecutor, stated this grant is for \$479,455.00 and includes the approved increase of \$4,455 by the Department of Corrections over the original \$475,000.00. It was the consensus of the Commissioners to sign this grant with the Department of Corrections for Community Corrections in the amount of \$479,455.00 as previously approved.

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IN THE MATTER OF VENDING MACHINES

Janice Payne, Sisters Vending, requested to present her contract for providing vending machines and service to the Court House, Adult Probation and Government Center. Commissioner Whicker explained she needed to be scheduled to be on the agenda. She requested to be scheduled for the June 1, 2010 agenda for discussion of vending service.

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IN THE MATTER OF ORDINANCE 2010-14  
TZA 01/10 AMENDMENT TO ZONING ORDINANCE CHAPTER 12 AND CHAPTER 9

Don Reitz presented TZA 01/10: an Amendment to the Hendricks County Zoning Ordinance by Amending Chapter 12: Petition, Permits and Procedures; and Chapter 8: Sign Standards. He explained this was a housekeeping matter to clarify the Zoning Ordinance for Chapter 12 requiring improvement location permits for agricultural structures and Chapter 9 for 9.7(C))(7) Freestanding Integrated Multi-Tenant Signs and 9.7(C)(9) Pylon and Pole Signs. Mr. Reitz stated the Plan Commission held a public hearing on May 11, 2010 and sends this zoning request with a favorable recommendation OF 6-1-0. There was discussion of this zoning amendment. Commissioner Palmer moved to approve TZA 01-10 as Ordinance No. 2010-14 as recommended by the Plan Commission. Commissioner Whicker seconded the motion and the motion was approved unanimously 3-0-0.

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IN THE MATTER OF COURT HOUSE ENERGY SAVINGS

John Ayers introduced Kurt Schneider of Energy Solutions to explain two options for energy savings for the Court House as part of the ARRA Energy Conservation Grant received by the County. Jim Andrews explained the need to consider windows, heating/cooling system and lighting to improve energy efficiency. Mr. Schneider stated Option A, included new windows and new boiler for \$563,800 and Option B included new windows and lighting retrofit for \$541,360. Mr. Schneider presented pictures showing the windows in two colors and stated the windows would be custom made to maintain the historical appearance of the building. Kevin Cavanaugh explained the problems with the current windows, not operating properly including some not opening due to deterioration of the frames, leakage around windows causing problems with the plaster on the walls, loss of cooling in summer and loss of heat in winter making them very energy inefficient. He stated the new windows would be tinted double pane replacements. Steven Schaecher of Schmidt Associates explained the current

heating/cooling boiler system and stressed the energy efficiency of the lighting changes. John Ayers explained the process involved with changing from heat to air in spring and air to heat in the fall and the uncomfortable conditions this creates for workers in the Court House. There was discussion of the two options. Jim Andrews stated the funding for these energy options would be from a grant. Commissioner Palmer moved to go with Option B, new windows and new lighting retrofit in the amount of \$541,360 for the Court House energy savings. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

There was discussion of the two window frame color options for the new replacement windows at the Court House. It was the consensus of the Commissioners to approve the Indiana sandstone color for the new replacement window frames.

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IN THE MATTER OF HIGHWAY 2009 ANNUAL REPORT

John Ayers presented the Annual Operations Report for Local Roads and Streets for 2009 from the Hendricks County Highway Department for 2009 through December 31, 2009. Commissioner Palmer moved to approve and sign the Annual Operations Report for Local Roads and Streets for 2009 from the Hendricks County Highway Department through December 31, 2009, as presented. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

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IN THE MATTER OF DONNELLY DRIVE

John Ayers presented the quote from H. E. Henderson for repair of Donnelly Drive in the amount of \$19,300 that was approved by the Commissioners on May 18, 2010. Commissioner Palmer moved to sign the quote from H. E. Henderson for repair of Donnelly Drive in the amount of \$19,300 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.

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IN THE MATTER OF MPO

John Ayers presented an invoice from the Metropolitan Planning Organization (MPO) in the amount of \$16,403. It was noted funds were appropriated in the MPO line of the Commissioners' 2010 budget for the MPO annual payment. Commissioner Wathen moved to approve payment to MPO in the amount of \$16,403. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

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IN THE MATTER OF COURT HOUSE SECURITY

John Ayers presented an updated Court House Security Plan. He explained the exterior doors of the Court House would each be replaced with a single door and the west door would have the addition of a side light that could be opened for deliveries at that entrance. He stated the key card system would provide cards to employees that could be monitored more closely than the current key system, could be cancelled electronically immediately when employees left employment or cards were lost, would make the building more secure during non-working hours, would remove the current security risk of employees losing keys and would also track all entries and time of entries into the Court House. Mr. Ayers stated he had funds in the Engineering budget for the door replacements and can transfer funds for the key card system. Commissioner Palmer moved to authorize the Engineering Department to order the new doors and card reader for all four exterior doors at the

Court House. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

There was discussion of informing the Court House staff of these proposed changes. It was the consensus of the Commissioners for Mike Graham to set up a meeting with the Court House elected officials and present these security proposals to them.

IN THE MATTER OF REX PIPELINE – COUNTY ROADS

John Ayers stated he had received no response from Rex Pipeline regarding repair to County roads that were damaged when their pipeline was installed in southern Indiana. Commissioner Whicker requested that Mr. Ayers follow up with Rex on this matter.

IN THE MATTER OF 2011 HOLIDAY CALENDAR

The draft 2011 holiday calendar was presented. There was discussion of primary election day for town elections being observed as a holiday and it was noted that there is the possibility there might not be elections held for the towns if there was not a contested race. Greg Steuerwald explained the State Statute states you must protect the integrity of the voters and of the chute for voters on election day. There was discussion that this could be done at both the Court House and Government Center while work continued in the buildings and therefore there was no need to close the Court House and Government Center to make the day of the primary election for town elections a holiday in 2011 for County employees. Commissioner Palmer moved to delete May 3, 2011 for primary election of town elections from the draft holiday calendar and adopt the 2011 Holiday Calendar as follows:

*HOLIDAY CALENDAR 2011*

<i>NEW YEAR’S DAY OBSERVED</i>	<i>MONDAY</i>	<i>JANUARY 3, 2011</i>
<i>MARTIN LUTHER KING, JR. DAY</i>	<i>MONDAY</i>	<i>JANUARY 17, 2011</i>
<i>PRESIDENTS’ DAY</i>	<i>MONDAY</i>	<i>FEBRUARY 21, 2011</i>
<i>GOOD FRIDAY</i>	<i>FRIDAY</i>	<i>APRIL 22, 2011</i>
<i>MEMORIAL DAY</i>	<i>MONDAY</i>	<i>MAY 30, 2011</i>
<i>INDEPENDENCE DAY</i>	<i>MONDAY</i>	<i>JULY 4, 2011</i>
<i>LABOR DAY</i>	<i>MONDAY</i>	<i>SEPTEMBER 5, 2011</i>
<i>COLUMBUS DAY</i>	<i>MONDAY</i>	<i>OCTOBER 10, 2011</i>
<i>VETERANS’ DAY</i>	<i>FRIDAY</i>	<i>NOVEMBER 11, 2011</i>
<i>THANKSGIVING</i>	<i>THURSDAY</i>	<i>NOVEMBER 24, 2011</i>
<i>LINCOLN’S BIRTHDAY OBSERVED</i>	<i>FRIDAY</i>	<i>NOVEMBER 25, 2011</i>
<i>CHRISTMAS DAY OBSERVED</i>	<i>MONDAY</i>	<i>DECEMBER 26, 2011</i>

Commissioner Wathen seconded the motion and the motion was approved 2-1-0 with Commissioners Palmer and Wathen voting aye and Commissioner Whicker voting nay.

IN THE MATTER OF CORRESPONDENCE

Commissioner Whicker acknowledged receipt of the following correspondence:

Correspondence:

1. IDEM, Office of Land Quality, Solid Waste Permits Section, Solid Waste Disposal Facility Permit Renewal Application, Twin Bridges Recycling and Disposal Facility, Danville, 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

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IN THE MATTER OF WEIGHTS AND MEASURES

Receipt was acknowledged of the April 15 to May 15, 2010 Report for Weights and Measures from Charles Colbert, Weights and Measures Inspector.

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IN THE MATTER OF VETERANS SERVICE

Receipt was acknowledged of the April 2010 City & County Veteran Service Officer’s (VSO) Monthly Report from Lori Turpin, Veterans Service Director.

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IN THE MATTER OF CYPRESS MANOR

Receipt was acknowledged of the Cypress Manor report for May 10 to May 21, 2010 from James McBryant, Cypress Manor Superintendent.

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IN THE MATTER OF HUMAN RESOURCES

Receipt was acknowledged of the May 17 - 21, 2010 weekly Human Resources report from Ron Love, Human Resources Director.

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IN THE MATTER OF HIGHWAY

Receipt was acknowledged of the weekly Highway report for May 15 to May 21, 2010 from Curt Higginbotham, Highway Superintendent.

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IN THE MATTER OF TRANSFER

A transfer letter was presented for approval to transfer \$9,800 from the Equipment and Machinery line 100-44000-000-135 to Special Contracts 100-46000-000-135 to fund the Insurance Audit that the Commissioners approved on May 11, 2010. It was the consensus of the Commissioners to approve and sign the transfer letter to Auditor Cinda Kattau.

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IN THE MATTER OF TORT CLAIM

Receipt was acknowledged of the Commissioners and the Administrator receipt of a Tort Claim from Blackburn and Green, Attorneys for Injured People, on behalf of Harold C. Gerhart for incident of January 6, 2010 when his vehicle was rear-ended on I-70 in Indianapolis, Marion County, Indiana. It was noted the originals have been hand-delivered to Rich Jensen and copy faxed to Greg Steuerwald.

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IN THE MATTER OF 2011 BUDGET

It was noted the Commissioners are scheduled to meet with Greg Guerrettaz, Cinda Kattau, John Ayers and a member of the Council to discuss the 2011 budget at 8 AM on Monday, June 7, 2010 in the Government Center.

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IN THE MATTER OF WORKFORCE DEVELOPMENT

Commissioner Palmer reported that Lori Priller, the Commissioners’ appointee to the Region 5 Workforce Development Board had submitted her resignation.

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

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David A. Whicker, President

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Eric L. Wathen, Vice President

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Phyllis A. Palmer, Member

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

