

July 27, 2010

The Hendricks County Board of Commissioners met in regular session at 9:30 AM on Tuesday, July 27, 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
David Gaston		Hendricks County Surveyor
John Ayers		Hendricks County Engineer
Michael E. Graham		Administrator to Commissioners
James McBryant		Director Cypress Manor
Terry Kennard		Hendricks County Fleet Manager
Judith Wyeth		Secretary to the Commissioners

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

IN THE MATTER OF MINUTES

Commissioner Wathen moved to approve the minutes of the July 20, 2010 meeting, as corrected.

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

IN THE MATTER OF CLAIMS

Commissioner Wathen moved to approve Claims #211014 thru 211033 and #211057 thru 211062, as presented. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF EXIT 59

Commissioner Wathen stated there still are some companies expressing an interest at Exit 59.

Commissioner Whicker reported a portion of SR 39 remains closed near Exit 59.

Mike Graham advised he and Commissioner Wathen would be meeting on Wednesday, August 4, 2010 with representatives from J&J, Kite and Liberty Township Fire Territory at the Hazelwood Fire Station in Hazelwood to discuss fire protection for Exit 59.

IN THE MATTER OF RONALD REAGAN PARKWAY

John Ayers reported we have received Legal Notice of Planned Improvements from Beam, Longest & Neff for a public hearing for the proposed extension of the Ronald Reagan Parkway to be held on Thursday, August 5, 2010 at 6:30 PM in the Zionsville West Middle School, located at 5565 South, CR 700 East in Whitestown, Indiana.

John Ayers stated Dennis Faulkenberg and Laurie Maudlin, of Appian, have submitted the Tiger Grant pre application for the Ronald Reagan Parkway.

IN THE MATTER OF VENDING MACHINES

Janice Payne of Sisters Vending presented the revised contract to provide vending machine service to the Courthouse, Government Center and Adult Probation. Greg Steuerwald stated he had reviewed the contract and it now contains the clause, “The County shall have the right to terminate the contract with or without cause, upon 30 days written notice to SV”. Ms. Payne also presented a list of seven contact persons with phone numbers in the event there was a problem with the vending machines or contents and she could not be reached. Commissioner Palmer moved to approve the revised contract presented by Sisters Vending, as reviewed by counsel, 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.

Ms. Payne stated the current vending machine firm has stated their machines were to be removed on July 29, 2010 and Sisters Vending is willing to have their machines on site on that date. There was discussion of the date for installation. It was the consensus of the Commissioners that Sisters Vending wait until the current vendor has removed their machines before bringing their vending machines on site to the three County locations and suggested that she wait until July 30, 2010.

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#### IN THE MATTER OF COMMUNICATIONS CENTER

Mike Graham presented a draft resolution to evaluate the establishment of a public utility to fund the Hendricks County Communications Center. He explained this is not a commitment to establish a utility, but is a commitment to evaluate it. He also stressed the five topics covered in the resolution. Mr. Graham stated the resolution has not been reviewed in any legal detail by the County Attorney, however, at this point he was trying to determine if the 5 points addressed are where the Commissioners want to go in the utility evaluation process. There was discussion of this draft resolution. It was the consensus of the Commissioners to conceptually approve this draft resolution to evaluate the establishment of a public utility to fund the Communication Center. Mike Graham was requested to contact Larry Brinker, Executive Director, Hendricks County Communications Center, and request Mr. Brinker give the (HCCC) Hendricks County Communications Center) Governing Board a heads up on what was being considered.

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#### IN THE MATTER OF AIC AWARD

Mike Graham reported the date set for the filming of the video for the AIC (Association of Indiana Counties) Award is Wednesday August 25, 2010, at 10:00 a.m. in the Hendricks County Government Center. He stated they have requested the maximum number of people to participate in the filming is five and that AIC would like to see at least two elected officials in the video. Mr. Graham inquired who the Commissioners would like to participate in this video to be presented at the AIC Awards Banquet when Hendricks County will be presented the Local Government Cooperation Award on September 29, 2010. There was discussion of the participants. It was the consensus of the Commissioners for Commissioner President Whicker, Administrator to the Commissioners Mike Graham, the American Structurepoint representative and someone from the Town of Monrovia, as this award is for Hendricks County working with the Town of Monrovia to provide sanitary sewer service to Exit 59.

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#### IN THE MATTER OF INSURANCE

Mike Graham announced a joint workshop meeting with the Council is set for August 3, 2010 to discuss the insurance evaluation done by Mark Forsythe with Insurance Audit. This meeting is to allow for questions from both Council members and Commissioners regarding what Mr. Forsythe found in his evaluation of our various insurance policies. He stated Council President Larry Hesson, Commissioner Palmer and he did the original interview with Mark Forsythe. Mr. Graham also advised that Jim Lauthenschlager, the insurance agent from Plainfield, has expressed his concerns about over spending on insurance premiums to several Council Members and it would be beneficial to have the Council hear directly from Mr. Forsythe. He stated the Commissioners still have to make the determination on how the County is to proceed in managing the insurance policies and the

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next discussion will be if they want to go to bid for 2011 on those policies currently issued through the Stevenson-Jensen Agency. Mr. Graham also stated he has invited Rich Jensen and Jim Lauthenschlager to listen to this discussion on August 3, 2010. The Commissioners clarified this will be a public meeting and not a public hearing and that people may attend the meeting, however, they will not have input into the meeting.

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#### IN THE MATTER OF THE FORMER DANVILLE TOWN HALL PROPERTY

Mike Graham stated at the Executive Session the Commissioners talked about making a counter offer to the Town of Danville for the former Danville Town Hall property to be converted for office space for Hendricks County offices. Commissioner Wathen moved to offer the Town of Danville \$300,000 including the parking lots, based on the study of the Arc Design report and to include the items the County has provided to the Town of Danville and that Greg Steuerwald draft the letter. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

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#### IN THE MATTER OF 2011 BUDGET

Auditor Cinda Kattau advised the Commissioners' 2011 budget hearing will be at 1:20 PM on Tuesday, August 10, 2010 in Room #3 of the Government Center.

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#### IN THE MATTER OF AVON LIBRARY BOARD

Mike Graham responded to a request last week from the Commissioners for the names of the trustees who serve on the Avon Library Board and reported the trustees are: Tammy Brinkman, Rex McClain, Steve Pearl, Michael Pierce, David Sinclair and Celisa Snyder.

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#### IN THE MATTER OF PARKS

Mike Graham reported that last week the Commissioners asked about the cost of the new Parks Department Master Plan and stated the cost is \$58,500.

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#### IN THE MATTER OF HUMAN RESOURCES - SHREDDER

Receipt was acknowledged of a statement from Human Resources that they are having problems with their shredder. It was noted there are many times they need to shred personal information and documents on a daily basis that need to be done in strictest confidence and have requested a heavy duty shredder for their office. It was noted Nichols Business Equipment in Plainfield works on the shredders for the County and has quoted \$700 for a large heavy duty shredder. It was the consensus of the Commissioners to obtain quotes for shredders from other vendors and bring back for consideration.

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#### IN THE MATTER OF CELL PHONES

Receipt was acknowledged of a Sprint Sale Quotation for the County cell phones including updating all existing phones and a revision of the service plan for all phones, which would reduce the county monthly cell phone bill \$676.73 with an estimated annual savings of \$8,120. The current phones are Nextel phones, which we purchased in April of 2008. These upgraded Sprint phones will be at no cost to the County and the revised plan will be a sizeable savings to the County. It was the consensus of the Commissioners to check with other cell phone providers to obtain competitive pricing and bring back for consideration.

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#### IN THE MATTER OF UNITED WAY

Receipt was acknowledged of an email from Susie Friend, Director of United Way of Central Indiana,

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requesting to again install a county thermometer on the front Court House lawn from the middle of August thru December 2010 for the annual United Way campaign. Commissioner Whicker stated this is an annual request that has been granted in previous years. It was the consensus of the Commissioners to approve the request of Susie Friend to again place the United Way thermometer on the front lawn of the Court House for their annual campaign from the middle of August thru December 2010, as in previous years.

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IN THE MATTER OF BRIDGE NO. 48 AND BRIDGE NO. 53

John Ayers reported that last week the Commissioners approved Bernardin Lochmueller to design a replacement for Bridge No. 48, located on CR 200N over Little White Lick Creek, and USI to design a replacement for Bridge No. 53, located on CR 100N over Abner Creek, and stated he is meeting with both consultants to negotiate the contracts.

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IN THE MATTER OF CULVERTS

John Ayers stated he is in negotiation with R. W. Armstrong for culvert replacements.

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IN THE MATTER OF HIGHWAY

John Ayers advised the Highway Department will start their chip and seal of County roads and also work with hot mix on Country roads next week.

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IN THE MATTER OF REX PIPELINE

John Ayers reported he is working with REX Pipeline and Milestone for repair of County roads damaged when the REX Pipeline went through southern Hendricks County.

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IN THE MATTER OF COUNTY VEHICLES

Terry Kennard explained some concerns with the County civilian fleet and stated the Prosecutor has one vehicle that needs to be replaced and she has offered to donate \$5,000 from the sale of items at the substance abuse auction towards the purchase of these vehicles. He stated these vehicles could be sold at auction and the funds placed in the Commissioners’ vehicle line. He also explained some issues with the emergency management vehicle and some other vehicles that will need to be replaced in the Civilian Fleet. Mike Graham stated they will need to go to Council for additional appropriation if vehicles are approved for purchase as there were not funds appropriated in the Commissioners’ vehicle line. Mr. Kennard reported they have been placing the funds from the sale of vehicles at the auction in the Commissioners vehicle line. Auditor Cinda Kattau checked and reported the Commissioners’ vehicle line currently has a balance of \$44,136.51 from the sale of County vehicles at auction. Commissioner Wathen moved to approve the purchase of a new vehicle for Emergency Management and for the Prosecutor not to exceed \$40,000 from the Commissioners vehicle line. Commissioner Whicker seconded the motion and the motion was approved unanimously 3-0-0. Commissioner Palmer requested to look at a County vehicle pool to be more efficient with tax dollars.

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IN THE MATTER OF CYPRESS MANOR

James McBryant presented an application for residence for Daniel Johnson and stated this individual had been referred by the Lincoln Township Trustee and the trustee is currently paying for this individual while he seeks employment. He gave a brief history of this individual and recommended that he be approved for residency in Cypress Manor. Commissioner Palmer moved that based on the information provided and the recommendation

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of the Director of Cypress Manor, to approve this individual as a resident to Cypress Manor for a probationary time. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

Attorney Greg Steuerwald referenced an Indemnity Agreement from OKOIS and the Community Action of Greater Indianapolis for their volunteer project to renovate the old brick cell building at Cypress Manor and requested additional information. James McBryant stated he will obtain the necessary information and bring back. It was the consensus of the Commissioners to table this matter until the additional information was presented. Rich Jensen requested they also provide a Certificate of Insurance to him.

IN THE MATTER OF WAGE COMMITTEE

Commissioner Whicker announced last week they had received and accepted the written resignation of Richard P. Myers from the Wage Committee. He asked for names for a replacement. Commissioner Palmer moved to appoint Karl Buetow, Avon, to serve on the Hendricks County Wage Committee to replace Rick Myers. Commissioner Wathen seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF TAX SALE

Auditor Cinda Kattau reported she and Treasurer Nancy March have set the tax sale for Wednesday, September 15, 2010 and stated the necessary letters have been sent to the property owners. She stated there would be several parcels in the tax sale this year as the County has not held a tax sale since 2007 due to the delay in tax statements. She noted this tax sale will be held in the Government Center.

IN THE MATTER OF DRAINAGE BOARD

Surveyor David Gaston presented the schedule for the 2011 budget hearings for the Drainage Board to present their 2011 budget.

IN THE MATTER OF CORRESPONDENCE

Commissioner Whicker acknowledged receipt of the following correspondence:

Correspondence:       None

**Action needed/taken on the following:**

- 1. Checks received and signed to the county:
  - a. Governmental Interinsurance Exchange   Vehicle Damage       \$576.40
- 2. Whicker signed vehicle titles for the following: None
- 3. Documents needing action:                               None

IN THE MATTER OF COMPLAINT FOR DAMAGES - YOUNG

Receipt was acknowledged of a Summons,, Complaint for Damages and Request for Jury Trial from Matthew D. Lark, Attorney at Law, on behalf of Nicholas Young and Candace Young for incident of July 11, 2010 when Albert English, Hendricks County Highway Department, while driving a Hendricks County Highway truck, allegedly rear-ended the Young vehicle at the intersection of SR 267 and CR 200 in Danville, Hendricks, County, Indiana. It was noted the original had been hand delivered to Rich Jensen and a copy faxed to Greg Steuerwald.

IN THE MATTER OF HUMAN RESOURCES

Receipt was acknowledged of the July 19 through July 23, 2010 Human Resources report from Ron Love, Human Resources Director.

IN THE MATTER OF HIGHWAY

Receipt was acknowledged of the weekly Highway report for July 17 to July 23, 2010 from Curt Higginbotham, Highway Superintendent.

IN THE MATTER OF EXECUTIVE SESSION

Commissioner Whicker read the following memo to file relative to the Executive Session held on this date:

**MEMO**

*TO: File*  
*DATE: July 27, 2010*

*We hereby certify that the only matter discussed during the Hendricks Board of Commissioners 8:00 AM Executive Session on this date, duly published 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*

*David A. Whicker, President*  
*Eric L. Wathen, Vice President*  
*Phyllis A. Palmer, Member*

Commissioner Palmer moved to adjourn the Commissioners’ meeting at 10:45 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

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