

April 9, 2013

The Hendricks County Board of Commissioners met in regular session at 9:00 AM on Tuesday, April 9, 2013 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)	
Cinda Kattau		Hendricks County Auditor
David Gaston		Hendricks County Surveyor
John Ayers		Hendricks County Engineer
Michael E. Graham		Administrator to Commissioners
Douglas Morris		Hendricks County Systems Manager
Kevin Cavanaugh		Hendricks County Facilities Manager
David Warren		Hendricks County Emergency Management Director

Commissioner Palmer determined a quorum and opened the meeting and led the Pledge to the Flag in unison.

Commissioner Whetstone said a prayer for those who wished to participate.

IN THE MATTER OF MINUTES

Commissioner Palmer announced there were no minutes to present.

IN THE MATTER OF CLAIMS

Commissioner Whetstone moved to approve Claims #239874 thru 240182, #104255 thru 104311 and Direct Deposit #089733 thru 090169, as presented. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF TRI WEST GOVERNMENT CLASS

Commissioner Gentry introduced Tri West High School Government Teacher Adam Love and his 15 member Government Class that are visiting the Government Center today. They are sitting in on part of the Commissioners' meeting this morning to see County Government in action and will also be visiting other government offices.

IN THE MATTER OF COURT HOUSE BIDS

Commissioner Palmer announced the Notice to Bidders for the Court House renovation had been duly advertised for 9 AM today, stated it is now past 9 AM and closed bids for the Court House renovation. Commissioner Gentry explained this renovation of the Court House was due to the Prosecutor moving out of the Court House to the Hendricks County Court House Annex building across the street and leaving empty space in the Court House. He stated they are now looking at using this space for the courts. John Ayers acknowledged receipt of three bids. Mr. Ayers opened and read the following bids:

<u>Vendor</u>	<u>Base Bid</u>	<u>Alternate #1</u>	<u>Alternate #2</u>	<u>Alternate #3</u>	<u>Alternate #4</u>	<u>Alternate #5</u>
Patterson-Horth	\$ 974,000	NA	\$8,600	\$1,000	NA	\$15,000
Brandt Construction	\$ 859,000	NA	\$4,600	\$ 800	NA	\$14,400
American Veterans	\$1,180,000	NA	\$7,000	\$1,200	NA	\$16,000

John Ayers stated all three bids came in under the estimate and requested to take these three bids under advisement and bring back a recommendation to the next meeting. It was the consensus of the Commissioners for County Engineer John Ayers to review these three bids and bring back a recommendation at the April 23, 2013 meeting.

IN THE MATTER OF COPIERS – RFP

Mike Graham explained the RFP (Requests for Proposals) for the copiers / printers was correctly advertised to be opened on May 14, 2013, however, there was a typographical error on the web page giving the incorrect date.

He stated this error has now been corrected and the Proposals for the County copiers and printers will be received at 9 AM on May 14, 2013 in the Commissioners' meeting room.

IN THE MATTER OF STREET SWEEPER

John Ayers reported the bid for a new street sweeper was opened last meeting and a recommendation was to be presented today, however, he would like to continue the awarding of the bid for the street sweet to the next meeting. It was the consensus of the Commissioners to continue the street sweeper bid to the April 23, 2013 meeting.

IN THE MATTER OF ORDINANCE NO. 2013-08
AN ORDINANCE AMENDING THE HENDRICKS COUNTY DRAINAGE BOARD
UNIFORM FEE SCHEDULE

Commissioner Palmer announced a public hearing for An Ordinance Amending the Hendricks County Drainage Board Uniform Fee Schedule had been duly advertised for 9 AM and is was past that time. She opened the public hearing for An Ordinance Amending the Hendricks County Drainage Board Uniform Fee Schedule and stated this ordinance had been approved by the Hendricks County Drainage Board. There was no public comment. Commissioner Palmer closed the public hearing for this ordinance. Commissioner Gentry moved to approve and adopt An Ordinance Amending the Hendricks County Drainage Board Uniform Fee Schedule, as recommended by the Drainage Board, as Ordinance No. 2013-08. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF ORDINANCE NO. 2013-09
AN ORDINANCE SEPARATING THE HENDRICKS COUNTY
EROSION CONTROL UNIFORM FEE SCHEDULE

Commissioner Palmer announced a public hearing for an ordinance Establishing the Hendricks County Erosion Control Uniform Fee Schedule had been duly advertised for 9 AM and is was past that time. She opened the public hearing for An Ordinance Separating the Hendricks County Erosion Control Uniform Fee Schedule. There was no public comment. Commissioner Palmer closed the public hearing for this ordinance. Commissioner Gentry moved to approve and adopt An Ordinance Separating the Hendricks County Erosion Control Uniform Fee Schedule, as submitted, as Ordinance No. 2013-09. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0. Auditor Cinda Kattau noted the date on this ordinance was incorrect. It was the consensus of the Commissioners to change the date on Ordinance No. 2013-09 to today's date of April 9, 2013.

IN THE MATTER OF AT&T ADDENDUM TO 911 AGREEMENT

Mike Graham explained the dispatch centers in the Indianapolis Region (District 5 as designated by Homeland Security) received a grant in 2012 to install a new 9-1-1 AT&T switch. The software for this project did not work properly and AT&T had to provide new software. He stated this is a joint project with the surrounding counties and the addendum lists the new software and changes the software from the previous AT&T agreement. Mr. Graham presented the Addendum #1 to Enhance 9-1-1 Service Agreement with AT&T and stated this addendum is at no cost to the County. Commissioner Whetstone moved to approve and execute the Addendum #1 to Enhance 9-1-1 Service Agreement with AT&T, as presented. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF EMERGENCY MANAGEMENT – GRANT

David Warren presented the 2012 Emergency Management Performance Grant – Salaries Sub-Grant Agreement CFDA #97.042, EDS# C\$0-3-263B and explained this grant was reimbursement of 50% of the salaries for the Emergency Management Staff that is returned to the County. With this grant Hendricks County only pays 50% of their salaries. He stated this grant is based on the staff performance. Commissioner Whetstone requested clarification of this grant. Mr. Warren further explained the disbursement to the County. Commissioner Gentry moved to approve and sign the 2012 Emergency Management Performance Grant – Salaries Sub-Grant Agreement. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF AT&T SETTLEMENT

Auditor Cinda Kattau explained a settlement offer had been received from AT&T advising that due to an error in their software AT&T had overcharged some of the Hendricks County 911 lines and presented a Settlement Agreement and Release stating AT&T will pay \$11,161.08 to Hendricks County for this error. She stated we were not aware of this error until the Settlement Offer dated March 1, 2013 was received explaining this error then followed by this Settlement Agreement and Release from AT&T. The settlement references the January 2004 Enhanced 911 Service Agreement. The Communications attorney, Scott Chinn of Faegre, Baker & Daniels, has advised that we accept this settlement and that the funds go into the 911 fund. Communications Executive Director, Steve Cook, has advised the Communications Center has over 825 radios and they would like to do an inventory of \$18 per radio for a total of \$14,850 and has indicated they could use these funds for this inventory. Commissioner Whetstone explained the legislative action relative to this matter. Ms. Kattau clarified all 911 excess collections received would go into the 911 Fund. There was discussion about Plainfield being the local unit of Government managing the Communications Center. Commissioner Gentry moved to approve and accept the settlement from AT&T for excess charges on 911 lines in the amount of \$11,161.08, and to authorize the President to sign on behalf of the Commissioners. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF MPO

John Ayers reported the MPO (Metropolitan Planning Organization) has advised him Hendricks County has not paid their 2013 dues of \$19,451 to the MPO. He noted the Hendricks County share in 2012 was \$23,272 and stated the overall budget of MPO was reduced. Mr. Ayers also reported the Hendricks County share of CIRTA was \$19,451. Commissioner Gentry moved to approve to pay the MPO 2013 dues of \$19,451. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

John Ayers advised the MPO has requested a commitment for payment of the 2014 dues for their budget purposes. It was the consensus of the Commissioners for John Ayers to draft a letter to the MPO committing Hendricks County will pay their 2014 MPO dues and bring back for further consideration.

IN THE MATTER OF HIGHWAY

John Ayers stated highway personnel had driven all 723 miles of Hendricks County roads for a condition rating of the roads from 1 to 10. He found there were 185 miles rated poor or less than average and they are looking at

which roads can be repaired from the 2013 budget based on average daily traffic, location, etc.

John Ayers also advised the County mileage would be reduced with the proposed annexations of Brownsburg .

Commissioner Whetstone inquired if the bridge near Westchase was on the repair list. There was discussion this road is in Brownsburg, however, the bridge is the responsibility of the County.

IN THE MATTER OF RONALD REAGAN PARKWAY

John Ayers reported they had sent the letter approved last week to IDEM relative to environmental issues on the Ronald Reagan Parkway, however, IDEM has not yet responded.

John Ayers announced there would be a work session on Friday, April 12, 2013 with Dennis Faulkenberg and the Appian staff to discuss the Ronald Reagan Parkway north to CR 300N.

IN THE MATTER OF SR 267

John Ayers stated he will be meeting with the towns and INDOT to discuss the relinquishment of SR 267 and stated INDOT wants this road issue to be resolved by July 1, 2013. There was discussion of the proposed construction of a new bridge on SR 267 over the CSX tracks near the Avon Community Schools. Mr. Ayers stated this will have a huge impact on traffic to and from the Avon High School and they are reviewing the plans.

IN THE MATTER OF AMERICAN LEGION

There was discussion of inquiries relative to the proposed new American Legion and the time frame for this new building, to be located on Old US 36, east of Danville. John Ayers stated no right-of-way has been purchased at this time. There was also discussion of the bridge costs, time and the traffic disruption during the construction of this building.

IN THE MATTER OF CUSTODIAL

Kevin Cavanaugh presented the Plymate contract for renewal of custodial uniforms, walk off mats, reusable cleaning items, wet and dry mops and towels. He stated this contract is the same rate as the current twenty-four month contract, however Plymate is requesting the renewal contract be for a 48 month term, at the current rate with no increase for 24 months. He stated he had sent the contract to Attorney Greg Steuerwald for his review. Commissioner Whetstone moved to approve the 48 month contract with Plymate and allow the President to sign on behalf of the Commissioners, subject to completion of the County Attorney's review. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF JUVENILE PROBATION - ACCESS CONTROL

Kevin Cavanaugh requested to expand the security system of access control provided by Koorsen Security Technology to the Juvenile Division of the Probation Department. He stated this is the same system recently installed at the Government Center and Court House and would be installed in conjunction with new exterior vestibule doors, etc for a total cost of \$13,779.67. John Ayers explained this was approved earlier with the estimate and they are now requesting approval of \$13,779.67 for the actual cost of this access control for the Juvenile Probation. Commissioner Gentry moved to approve Koorsen Security expanding the security system of access control to the Juvenile Division of the Probation Department at a cost of \$13,779.67. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF MUSEUM

Kevin Cavanaugh requested approval to replace the 9 original windows in the Museum Annex that were installed

when this was built in the 1970's. He stated these old windows have been leaking and have caused water damage around them. He presented a quote from T. E. Bolton Construction that includes removal of the old windows, replacement of damaged paneling with new dry wall and finish paint and installation of the new windows for \$9,320. Commissioner Gentry moved to approve replacement of the windows at the Museum Annex in the amount of \$9,320, as presented. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF ADULT PROBATION BASEMENT

Kevin Cavanaugh explained the current condition of the Adult Probation basement and referenced the less accessible portion, which has some moisture and water problems. He stated he is working with Joe Powell Construction to resolve these problems and recommends installing a sump pump, plastic vapor barrier and gravel ballast in this inaccessible portion of the basement for \$2,375. Mr. Cavanaugh stated the second basement area in the Adult Probation will be addressed later regarding treating and removing stored items. Commissioner Gentry moved to approve Joe Powell Construction to work on a portion of the basement of Adult Probation in the amount of \$2,375. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF ROTARY CLOCK

Kevin Cavanaugh presented a detailed sketch of the proposed installation of the large Howard Replica clock that was presented to the County by the Danville Rotary. It will be installed on the northeast corner of the Court House Annex. He explained Joe Powell Construction will do selective demolition of the existing brick wall, add a limestone top cap, concrete footings and electrical extension in the amount of \$4,260. Mr. Cavanaugh stated the electrical controls and clock installation will be done by the Hendricks County Engineering Department. The software for this clock includes a wide choice of music, which could provide seasonal music on the square. He further advised the clock and music will be operated by remote control by the Hendricks County Engineering Department. Commissioner Gentry moved to approve the installation of the Danville Rotary Club Clock at the Court House Annex for a cost of \$4,260 and that the County will hold the remote control and control the clock. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF ART OUT

Kevin Cavanaugh reported he had received a request from Moon Stumpap, on behalf of the Hendricks County Arts Council for an "Art Out" on the Courthouse grounds on Saturday, June 1, 2013 from 7:30 AM to 1:00 PM. He stated this may include use of the Court House Square grounds by various artists to display their skills and /or create art items. Mr. Cavanaugh stressed there would be no food sales and may include small tents as needed for sun / rain cover. It was noted the Court House would not be open for this event. It was the consensus of the Commissioners to approve the request for artists to use the Court House grounds and sidewalk, for "Art Out" on Saturday, June 1, 2013, as requested.

IN THE MATTER OF GUIDELINES FOR COURT HOUSE USAGE

Kevin Cavanaugh explained there have been several requests to use the Court House for various events and the current policy needs to be revised. He is currently reviewing the policy and stated the verbiage needs to be

undated, corrections to reflect current conditions and the policy should give consideration to both the Court House and Government Center. He expressed some other restrictions that should be stated and arrangements with the Sheriff’s Department for security at all events. There was discussion of additions, changes and revisions for this policy Mr. Cavanaugh will bring back a draft policy for further consideration.

IN THE MATTER OF CLEAN WATER / REGIONAL SEWER DIRECTOR

Commissioner Palmer introduced Jim Mardis as the new Director of Clean Water and the Regional Sewer District and welcomed him to Hendricks County Government.

IN THE MATTER OF EXIT 59

Mike Graham explained the Economic Redevelopment Area for the Kite property located at Exit 59 and stated there will be a Public Hearing on May 9, 2013 for Lauth property. Auditor Cinda Kattau explained the hearings with the Council at their regular meetings.

Commissioner Whetstone clarified the Gordmans ground breaking will be at 10:00 AM on April 16, 2013 at the site.

Don Allen, 345 W CR 1000S, requested the County to review the plans for CR 1000S and relocate it north of Love’s Travel Stop. He stated this was to be funded by the developer and requested to keep this in the plans in the interest of safety for our citizens. Commissioner Whetstone stated they are seeking right-of-way. John Ayers explained the proposed changes for CR 1000S west of SR 39.

IN THE MATTER OF STRATFORD OF AVON

Mike Graham reported a number of property owners in the Stratford of Avon subdivision have sued Hendricks County over a drainage problem. Seth Lewis represents the property owners and Kenneth Collier–Magar represented the County. He stated Mr. Collier-Magar will be meeting with staff and will need to meet with the Commissioners and the Drainage Board. David Gaston advised he is meeting this morning with Kenneth Collier–Magar and will be in the building to introduce himself to county staff.

IN THE MATTER OF PROPERTY TAXES

Auditor Cinda Kattau reported the tax bills have been sent and clarified the deductions. She reminded everyone spring property taxes will be due Friday, May 10, 2013 and the Treasurer and Auditor will remain open until 6 PM on that date.

IN THE MATTER OF VEHICLES

Auditor Cinda Kattau explained she has been working on the vehicle list with our insurance agent and the County Fleet Manager to combine three different vehicle lists into one. Commissioner Palmer expressed appreciation to Ms. Kattau for working on this project and stated the Commissioners will meet with the new Fleet Manager to discuss guidelines.

IN THE MATTER OF CORRESPONDENCE

Correspondence:

Commissioner Palmer acknowledged there was no correspondence.

Action needed/taken on the following:

- 1. Checks received and signed to the county: None
- 2. Commissioner Palmer 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 March 25 through April 5, 2013 from Ron Love, Human Resources Director.

IN THE MATTER OF WORK RELEASE

Receipt was acknowledged of the February 2013 Work Release Statistics from Bridgette Collins, Work Release Director.

IN THE MATTER OF PLANNING

Receipt was acknowledged of the April 1, 2013 Report of Collections from Don Reitz, Director of Planning and Building.

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

Phyllis A. Palmer, President

Bob Gentry, Vice President

Matthew D. Whetstone, Member

ATTEST: _____
Judith Wyeth, Deputy Auditor
