

July 9, 2013

The Hendricks County Board of Commissioners met in regular session at 9:00 AM on Tuesday, July 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)	
Gregory E. Steuerwald		Hendricks County Attorney
Cinda Kattau		Hendricks County Auditor
Gail Brown		Hendricks County Assessor
David Gaston		Hendricks County Surveyor
John Ayers		Hendricks County Engineer
Michael E. Graham		Administrator to Commissioners
James McBryant		Director Cypress Manor
Kevin Cavanaugh		Hendricks County Facilities Manager
Bill Roche		Hendricks County Parks Superintendent
Jim Mardis		Hendricks County Clean Water Director
Judith Wyeth		Secretary to the Commissioners

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

IN THE MATTER OF MINUTES

Commissioner Gentry moved to approve the minutes of the June 25, 2013 meeting, as corrected. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF CLAIMS

Commissioner Gentry moved to approve Claims #242528 thru 242935, #104703 thru 104756 and Direct Deposit #106322 thru 106782, as submitted. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF AVON WAGE HEARING

Mike Graham announced Avon is planning to have a Wage Committee Hearing for road paving and the Commissioners need to appoint a representative. Commissioner Gentry moved to appoint James Tygrett to the Avon Wage Committee. Commissioner Whetstone seconded the motion and the motion was approved unanimously. 3-0-0.

IN THE MATTER OF PARKS

Bill Roche presented a handout with the update on the Hendricks County parks including McCloud Park, W, S, Gibbs Memorial Park, Vandalia Trail and the Sodalis Nature Park. The report gave the park attendance, program attendance, land management, enhancing communications, interpretive signage, new park pavilion and parking Master Plan, continued program development and the continued development of the Parks Foundation. He also presented the W. S. Gibbs Memorial Park Master Plan showing thirty areas of various planed nature attractions and family activities in the park.

IN THE MATTER OF K. S. HENDRICKS PARTNERS – EXIT 59

Attorney Bruce Donaldson presented a TIF summary of the proposed Kite Bond for 70 West Commerce Park at Exit 59 and the funding through the bond. He explained the background of this property and stated Gordman’s Distribution Center is building on this parcel and stated tax revenue from the personal property tax will not be used to pay off this TIF bond. Mr. Donaldson explained the Hendricks County Economic Development Commission approved Resolution No. 13-06 Approving and Authorizing Certain Actions and Procedures with respect to certain proposed taxable Economic Development Refunding Revenue Bonds and

Certain Taxable Economic Development Revenue Bonds last week. The Hendricks County Redevelopment Commission approved Resolution No. 13-07, a Resolution of the Hendricks County Redevelopment Commission pledging certain tax increment revenue to the payment of Economic Development Revenue Bonds of Hendricks County and to County Reimbursement Obligations. The Redevelopment Commission also approved and signed the Reimbursement Agreement between Hendricks County .and the Hendricks County Redevelopment Commission. He presented a resolution for the Commissioners. Commissioner Whetstone moved to approve and sign the Resolution of the Board of Commissioners of Hendricks County Approving the Issuance of Bonds and Approving a Reimbursement Agreement with the Hendricks County Redevelopment Commission as Resolution No. 13-08 and to approve and sign the Reimbursement Agreement that was also signed by the Redevelopment Commission. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0. It was the consensus of the Commissioners to hold the documents until the bond closing.

IN THE MATTER OF VACATION OF PACE ROAD (CR 251S)

Attorney Andy Kult stated he brought a request to vacate a portion of CR 251S to the Commissioners February 12, 2013 meeting and was directed by the Commissioners to obtain approval from The Town of Plainfield as while this road belongs to Hendricks County it is in actually within the Town of Plainfield. He presented a map of this road and explained the location. Mike Graham gave a brief history of this road. Greg Steuerwald clarified there are two entities involved with this road. Mr. Kult presented an email from Plainfield Town Manager, Rich Carlucci, confirming the Town of Plainfield is not interested in the Pace property He also presented a Warranty Deed for this property and a Quit Claim Deed for this property. Commissioner Gentry moved to approve the vacation of the Pace Road and sign the Quit Claim. Commissioner Palmer seconded the motion. There was discussion of the method of transfer for this road. Commissioner Gentry withdrew his motion. Commissioner Palmer withdrew her second. It was the consensus of the Commissioners for Attorney Greg Steuerwald to check on the proper procedure to vacate this road and to continue this request to the next meeting.

IN THE MATTER OF AT&T - HIGHWAY TOWER

Jason Riggs, AT&T, requested to co-locate on the Crown Castle Tower located on the County shelter building in between the Highway department and the hospital. He stated AT&T would like to use a portion of the County's building in the compound. Mr. Riggs stated AT&T would like to add another building and presented a diagram of the buildings. He explained they will co-locate with the Commissioners and Crown Castle. There was discussion of existing 911 and Emergency Management uses at this site. It was the consensus of the Commissioners to proceed with negotiation with AT&T through the Engineering Department and for them to bring back facts and figures on this request.

IN THE MATTER OF COPIERS / PRINTERS – CONTRACT

Mike Graham explained the contract for copier/printer maintenance with Van Ausdall & Farrar for existing County copiers that was approved at the June 25, 2013 meeting, subject to Attorney Greg Steuerwald resolving the issue that the County has the right to terminate the contract. Mr. Graham stated Attorney Greg Steuerwald has

revised the contract, Commissioner Palmer has signed this revised contract and he Commissioners now need to ratify this action. Commissioner Whetstone moved to ratify the maintenance contract with Van Ausdall & Farrar for existing County copiers, as Attorney Greg Steuerwald has resolved the issue that the County has the right to terminate the contract and authorize the President to sign on behalf of the Commissioners. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

Mike Graham announced they have set a workshop meeting with Van Ausdall & Farrar for July 23, 2013 at 1:00 p.m. The Commissioners need to decide on leasing or buying the copiers/printers. Van Ausdall & Farrar will either lease or sell the equipment. Van Ausdall & Farrar will have several representatives to help explain the pros and cons of each purchase / lease method. Doug Morris and Judy Wyeth will attend. Judy has managed the purchase and maintenance of the copiers from our previous vendor CopyCo and Doug manages the purchase and maintenance of the printers. Under our new procedures Doug will manage both the purchase and maintenance of all the print equipment. It was the consensus of the Commissioner to attend the workshop for copiers/ printers.

IN THE MATTER OF CYPRESS MANOR

James McBryant presented an application for James A. Davis, Danville for permanent residency at Cypress Manor. Commissioner Whetstone moved to approve the admission of this resident to Cypress Manor, as recommended by the Superintendent. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

There was discussion of the Commissioners having lunch at Cypress Manor and a tour of the facilities. It was the consensus of the Commissioners to visit Cypress Manor for lunch at noon on Tuesday August 27, 2013.

Receipt was acknowledged of the Cypress Manor report for June 16, 2013 to June 29, 2013 from James McBryant, Cypress Manor Director.

IN THE MATTER OF PICTOMETRY

Assessor Gail Brown presented a six-year contract with Pictometry to do an update to the Pictometry software including the aerial photography of the County. Attorney Greg Steuerwald explained the County does not usually enter into six-year contracts, but the Assessor has explained this will be the most economical, way of providing current pictures for on-going assessments and meets State requirements. Lowell Davis, Pictometry Director of Marketing, stated this photography is taken at a lower level to the ground, which results in more accurate and clearer photography and explained the contract. There was discussion of the contract. It was the consensus of the Commissioners for Greg Steuerwald to add two clauses to the contract and bring back to the July 23, 2013 meeting.

IN THE MATTER OF BUDGETS

John Ayers presented the 2014 budgets for Engineering, Facilities, Highway, EDIT and Cum Cap for the Commissioners' review.

It was noted the Commissioners' 2014 budget had been emailed to them for review and would be on the Commissioners' agenda for the July 23, 2013 meeting for approval.

IN THE MATTER OF RONALD REAGAN PARKWAY AWARD

John Ayers announced he had received notice from Tom Klein, Avon Town Manager, advising they had nominated Plainfield, Hendricks County and Avon for the Local Government Cooperation Award from the Indiana Association of Cities and Towns (IACT) for the Ronald Reagan Parkway project and that the three parties were awarded the Local Government Cooperation Award. He stated the IACT will be on site to film and conduct interviews in August and that the awards luncheon will be held on Monday, October 7, 2013 at 11:30 AM at the JW Marriot Hotel in Indianapolis. It was the consensus of the Commissioners that County Engineer John Ayers be the spokesman from the County for the filming and the award.

IN THE MATTER OF SR 267

John Ayers reported Commissioner Whetstone and he will meet with representatives from the Town of Avon to discuss the CSX bridge on SR 267.

IN THE MATTER OF BRIDGE INSPECTIONS

John Ayers presented the Request for Proposals (RFP) for consultants on the bridge inspections for the bridge inventory. He stated this is an inspection that is required every two years. Mr. Ayers advised they will be posting this RFP on the INDOT web page as most engineers reference the web and that this will eliminate the need to place the RFP in local newspapers and the cost of legal advertising. Commissioner Whetstone moved to approve and post the RFP for bridge inspections for bridge inventory, as recommended by the County Engineer. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF BRIDGE NO. 48

John Ayers presented the Amendment No. 1 to the contract with Bernardin, Lochmuller and Associates, for the replacement of Bridge No. 48, located on CR 200N over Little White Lick Creek, in the amount of \$1,000. Mr. Ayers explained this amendment and additional cost is due to design and reconstruction of an existing driveway and the realignment of the bridge. Commissioner Whetstone moved to approve and sign the Amendment No. 1 with Bernardin, Lochmuller and Associates, for the design change of Bridge No. 48 in the amount of \$1,000, as recommended by the County Engineer. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF BRIDGES NO. 29, NO. 47 AND NO. 162

John Ayers presented an Agreement for Construction Inspection for Bridge No. 29, Bridge No. 47 and Bridge No. 162, to CMT (Crawford Murphy and Tilley) in the amount of \$43,017 as they are our on-call construction inspection consultant. He stated this was approved by the Commissioners at their June 25, 2013 meeting and included a Scope of Work for these three bridges. It was the consensus of the Commissioners to sign this agreement with CMT for bridge inspection for Bridge No. 29, Bridge No. 47 and Bridge No. 162, as was approved at their June 25, 2013 meeting.

IN THE MATTER OF ROAD MARKING

John Ayers stated he had received three quotes to stripe the County roads:

Indiana Sign and Barricade	\$ 26,227.68
Gridlock Traffic Systems	\$ 27,130.30
Indiana Traffic Services	\$ 31,570.176

Mr. Ayers recommended awarding the County road stripping to Indiana Sign and Barricade as they were the lowest quote received. Commissioner Gentry moved to award the contract for road striping to Indiana Sign and Barricade, as the lowest, most responsive and responsible quote received. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF GIS

John Ayers reported the State is requesting access to the County GIS and will use a web portal to access the data. The Schneider Corporation will do this for \$3,000, but is to be paid from a State grant for \$6,000 with the remaining grant money to go to the County. There was discussion of approving a contract when we have not yet received or reviewed the contract. It was the consensus of the Commissioners to obtain more information and bring back for further consideration.

IN THE MATTER OF TRAFFIC STUDIES

John Ayers reported they have done traffic studies on County Line South and requested to advertise speed limit ordinances for public hearings for the following locations:

45 mph on County Line Road 925E / 800S from CR 825 E to CR 1050E; and
35 mph on CR 800S from CR 1050E to SR 67

There was discussion of the area and of law enforcement officials enforcing the speed limit. Commissioner Whetstone moved to advertise for a public hearing for speed limits at the stated areas and to post the speed limit signs. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0. Mr. Ayers stated they will have the legal notices ready for the public hearings on August 13, 2013 at 9 AM.

IN THE MATTER OF COURT HOUSE USE

Judy Pingel, Arts Council Member, came forward to request use of the Court House Rotunda for a two-hour reception for the Arts Council Gala to be held on Thursday, September 5, 2013. There was discussion of the Court House security and if construction on the renovation of the Court House would be completed by that time. There was also discussion of the Court House Use Policy and that it needs to be revised. The Commissioners requested Kevin Cavanaugh to submit revisions for the Court House Use Policy and bring to the next meeting.

IN THE MATTER OF ENERGY CONSULTANT

Mike Graham requested that discussion of an energy consultant be continued to the next meeting. It was the consensus of the Commissioners to continue discussion of an energy consultant to July 23, 2013.

IN THE MATTER OF ECONOMIC DEVELOPMENT DISTRICT

Mike Graham announced on July 10, 2013 he will attend a meeting with Hendricks County Economic Development Partnership Director Cinda Kelley and County Council Member Nancy Johnson regarding the formation of a multi-county Economic Development District. The potential counties include Hendricks, Boone, Clinton, Montgomery, Putnam and Tippecanoe. He stated there are federal dollars for regional economic development areas and it is anticipated that Purdue would provide the staffing functions to put the application together and to go thru the process. Mr. Graham stated there may be good reasons to participate, however, the vast majority of employment, social, economic and governmental linkages are with Indianapolis and the surrounding counties. He stated he will listen and report back.

IN THE MATTER OF ANIMAL CONTROL - BUDGET

Mike Graham referenced his report at the last Commissioners meeting that Interim Animal Control Director, LaDonna Hughes, has asked for one new full time kennel attendant and one new part time kennel attendant in her 2014 budget. He explained the Council has changed their 2014 budget hearing process and will not be having a budget hearing with each department unless the department schedules a hearing. The Council has determined that 200, 300 and 400 line items have been sufficiently cut over the last few years that they do not need to be reviewed in as much detail. The Council will be focusing on salaries, wages and benefits and inquired if one or more of the Commissioners plan to attend a budget hearing to support Ms. Hughes in efforts to obtain additional staff? Also, if they want to schedule a hearing with the Council for the Commissioners budget? There was discussion of the budget hearings. It was the consensus of the Commissioners for Mike Graham to schedule a hearing with the Council.

IN THE MATTER OF ANIMAL CONTROL ADVISORY GROUP

Mike Graham reported the Animal Control Advisory Group is working to revise the adoption process for the Shelter. The current process allows animals to be adopted and then the owner is responsible for having the animal spayed or neutered. When the procedure is completed the Shelter staff obtains confirmation from the vets. The Advisory Group is working on a goal to have the spaying and the neutering done prior to the adoptions. Two significant objectives are needed to accomplish the goal; (1) obtain seed money from donations to pay for fixing the animals and (2) increase the adoption fees. It is believed that once the program is started it can be sustained by the increase in adoption fees. The various animal groups are currently exploring ways to obtain the seed money. A concern the animal groups have is the need for a clear bookkeeping system to make sure the donation money is being used for fixing animals and it does not go into the County General Fund. He explained working with Auditor Cinda Kattau they have developed a very simple way of establishing a dedicated fund and presented a memo explaining the recommended bookkeeping procedure. This recommendation will be going to the Animal Control Advisory Group on July 11, 2013 for their consideration and development of recommendations and then bring back to the Commissioners.

Commissioner Whetstone advised he had received literature from the Humane Society of America that he is reviewing.

IN THE MATTER OF DANVILLE TRI KAPPA

Mike Graham reported at the last meeting the Commissioners authorized the use of the Court House restroom for Tri Kappa's fund raiser Fair on the Square subject to them paying for Court House security. The Sheriff's staff has estimated the security cost to be \$500 to \$1,000. For over 20 years Tri Kappa has never paid for security. Tri Kappa is a philanthropic sorority that has provided support for various community projects for over 80 years. Some of their projects have included support for foster families, the Danville Community School, the public library and the County Animal Shelter. Tri Kappa's Fair on the Square and the Danville's Christmas tree lighting ceremony are examples of philanthropic and/or community organizations that have used the Court House for

various events. Stricter enforcement of Court House Security will cost these organizations money. Mr. Graham stated we have not yet advised the Tri Kappa folks of the security costs. There was discussion of revising the Use of the Court House Policy. It was the consensus of the Commissioners to work with the Sheriff to revise the policy for use of the Court House in the interest of safety.

IN THE MATTER OF VETERANS AFFAIRS OFFICER

Mike Graham announced Veterans Affairs Officer Lori Turpin has reported her extra day in the office has really helped in the managing of her case load. When she asked for the additional day she expressed the desire to extend the office days to four days in 2014. The three days are working very well. Ms. Turpin will keep us posted on how the three days work for the balance of the year. At this time she does not think she will need to go to four days in 2014.

IN THE MATTER OF CLEAN WATER

Jim Mardis advised he will bring his Clean Water 2014 budget to the Commissioners for their review and comment.

IN THE MATTER OF FLEET MANAGEMENT

Commissioner Whetstone reported he had met with a vendor on fleet management and they will be providing us information in the near future.

IN THE MATTER OF HENDRICKS REGIONAL HEALTH

Commissioner Whetstone stated Kevin Spear, CEO Hendricks Regional Health, would like to meet with the Commissioners on a monthly basis to keep everyone in touch.

IN THE MATTER OF HENDRICKS COUNTY FAIR

Commissioner Palmer invited everyone to attend the Hendricks County Fair that began with Pre-Fair Events on Saturday, July 6 and will run through Saturday, July 20, 2013 at the Hendricks County 4-H Fair and Conference Complex.

John Ayers advised he met with the new Fairgrounds Manager and they are working together on some projects.

IN THE MATTER OF TORT CLAIM

It was noted Joni Duke of OneBeacon has sent a denial letter to Ken Nunn for Tort Claim of Kimberly Kline and Steve Mitchell for automobile accident that occurred at the intersection of Eden Gate Drive and Avon Village Parkway in the Town of Avon.

IN THE MATTER OF CORRESPONDENCE

Commissioner Palmer acknowledged receipt of the following:

Correspondence:

1. June 24, 2013 letter from IDEM serving as notice that the Indiana Department of Environmental Management (IDEM) Office of Water Quality Facility Construction Section has received a sanitary sewer permit application on June 20, 2013, from Mr. Ken Brasseur, Wynne Farms, LLC Managed by Platinum Properties, LLC as required by IC 13-15-3-1.
2. The June 27, 2013 IDEM Notice of Decision Approval – Effective Immediately of the Twin Bridges Recycling and Disposal Facility 053-33027-00029 for minor source modification to Part 70 Renewal No. T-063-30913-00029.
3. June 27, 2013 Notice of Public Comment from IDEM that has been placed in the Legal Advertising section of the local newspaper for permit application for the Twin Bridges Recycling and Disposal Facility 063-33029-00029.
4. IDEM Notice of Permit Application Plans and Specifications for Sanitary Sewer for Hession Fields, Section 3B, Permit Approval No. 20717 Brownsburg, Indiana, Hendricks County/

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 June 24, 2013 through July 5, 2013 from Ron Love, Human Resources Director.

IN THE MATTER OF HIGHWAY

Receipt was acknowledged of the weekly Highway reports for May 29 to May 31, 2013, June 3 to June 7, 2013, June 10 to June 14, 2013 and June 17 to June 21, 2013 from Curt Higginbotham, Highway Superintendent.

IN THE MATTER OF PLANNING

Receipt was acknowledged of the July 2, 2013 Planning and Building Department Report of Collections from Don Reitz, Planning Director.

Commissioner Gentry moved to adjourn the Commissioners’ meeting at 11:15 AM. 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