



HENDRICKS COUNTY BOARD OF COMMISSIONERS

MINUTES OF THE AUGUST 25, 2020 MEETING

The Hendricks County Board of Commissioners met in regular session at 9:00 AM on Tuesday, August 25, 2020 in the Commissioners' Meeting Room located on the first floor of the Hendricks County Government Center at 355 S. Washington Street, Danville, IN 46122 with the following Hendricks County personnel in attendance:

Phyllis A. Palmer	Commissioner, President
Matthew D. Whetstone	Commissioner, Vice President
Bob Gentry	Commissioner
R. Todd McCormack	Executive Director
Mila M. Shaffer	Administration and Public Affairs
Greg Steuerwald	Attorney
Nancy Marsh	Auditor
David Wyeth	Council President
Brett Clark	Sheriff (Appeared Telephonically)
John Ayers	Engineer
Doug Morris	I.T. Director
Kevin Cavanaugh	Facilities Manager
Dawn Mason	Emergency Management Director
Curt Higginbotham	Highway Department Superintendent (Appeared Telephonically)
Shawn Shelley	Treasurer (Appeared Telephonically)
Theresa Lynch	Recorder (Appeared Telephonically)
Nicole Lawson	Assessor (Appeared Telephonically)
Joe Percy	Highway Department Assistant Superintendent (Appeared Telephonically)
Tim Dombrosky	Planning Director (Appeared Telephonically)
Krista Click	Environmental Health Director
Ryan Lemley	Parks and Recreation Superintendent

PLEDGE TO THE FLAG, PRAYER, AND DETERMINATION OF A QUORUM

Commissioner Palmer opened the Meeting at 9:00 AM with a quorum of all three (3) Commissioners present and led the Pledge to the Flag in unison. Greg Steuerwald gave a brief prayer for those who wished to participate.

IN THE MATTER OF MINUTES

Commissioner Gentry moved to approve the Minutes of the August 11, 2020 Commissioners' Meeting as presented. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF CLAIMS

Commissioner Gentry moved to approve Direct Deposit Check Numbers 196066 through 196572 and all Budgetary Claims presented from the Auditor's Office for the period beginning August 13, 2020 and ending August 26, 2020. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF COVID-19 (CORONAVIRUS) UPDATE

Dr. David Stopperich provided a brief update on the COVID-19 (Coronavirus) pandemic in Hendricks County.

IN THE MATTER OF COVID-19 COMMUNITY-BASED TESTING SUPPORT UPDATE

Krista Click and Dr. David Stopperich provided an update on the COVID-19 community-based testing sites to be operated collectively with Hendricks Regional Health (HRH), along with a draft of the proposed Memorandum of Understanding with HRH. Dr. David Stopperich reported the State has requested to keep the testing site at the East Campus Building open through September, in conjunction with the new community-based sites. The State site in Danville performs almost fifty (50) percent of all tests for the County.

It was the consensus of the Commissioners to allow the State to remain at the East Campus Building as requested. Kevin Cavanaugh advised he would contact the contractor for the new Jail and Sheriff's Office to let them know as they expressed concerns of sharing the building and air filtration with the testing site, even though they are in different areas of the building and do not share the same HVAC system.

IN THE MATTER OF REVIEW OF HENDRICKS COUNTY GOVERNMENT COVID-19 POLICY

Commissioner Palmer inquired if there had been any changes from the CDC or from the Governor that should be considered before amending, continuing, or canceling the Hendricks County Government COVID-19 Policy that requires a mask face covering, or face shield be worn while inside any County building and outlines the self-quarantine or negative test result requirements for employees to return to work after traveling. Todd McCormack advised the CDC removed their travel recommendation to self-quarantine as of August 24, 2020. The CDC provided no explanation as to why the recommendation was removed.

Commissioner Whetstone moved to remove item two (2) of the travel portion of the Policy, to continue the remaining portions as is, to authorize Commissioner Palmer to amend the Policy (if need be following any updates from the Governor), and to review the Policy again at the September 8, 2020 Commissioners' Meeting. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF HOOSIER HILLS SCENIC BYWAY

Brown County Commissioner Biddle and Kurt Garner, representative for the Hoosier Hills Scenic Byway, requested the Commissioners reconsider adopting the Resolution designating the Byway on State Road 39 from US 40 to the Morgan County line, segmenting out the portion from East Hendricks County Line Road north to East 900 South. The Brown County Commissioners have been working on this project since 2016.

There was discussion amongst the Commissioners, Commissioner Biddle, Kurt Garner, Tim Dombrosky, John Ayers, and Jaime Bohler Smith, Executive Director of Visit Hendricks County, regarding the matter and the possible impacts it may have on any new paid outdoor advertisements for current and future businesses along the remaining unsegmented portion of the proposed Byway.

It was the consensus of the Commissioners to table the matter to discuss further at the September 8, 2020 Commissioners' Meeting and to allow time to amend the Resolution by extending the segmented portion to be approximately four and a half (4.5) miles of the five (5) miles of proposed Byway in Hendricks County.

IN THE MATTER OF 2020 2nd QUARTER INDOT CLAIM VOUCHER FOR LINK

Pat Cockrum, representative from LINK, presented the 2020 2nd Quarter INDOT Claim Voucher for LINK in the amount of \$143,191.00 and requested approval. Nancy Marsh reported the Auditor's Office reviewed the Link documentation and advised all is in order.

Commissioner Gentry moved to approve the Voucher as presented. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF RESOLUTION APPROVING FORM OF FINANCING LEASE, BONDS, & RELATED MATTERS FOR COUNTY JAIL FINANCING

Bruce Donaldson, representative from Barnes & Thornburg, presented the proposed Resolution Receiving and Approving the Petition of Taxpayers Requesting the Leasing of Certain Jail Facilities, Approving the Terms and

Conditions Regarding the Leasing of Certain Jail Facilities and Taking Other Actions Regarding the Proposed Lease and a draft of the proposed Lease with the Building Facilities Corporation and requested approval. Bruce Donaldson advised the next step would be to schedule a Public Hearing for the matter during the September 22, 2020 Commissioners' Meeting.

There was discussion amongst the Commissioners, Council President Dave Wyeth, Nancy Marsh, Kevin Cavanaugh, and Bruce Donaldson regarding the matter and the timing of the bonds as Greg Guerrettaz, representative from Financial Solutions Group, gave the impression the bonds would not be taken out until the end of 2020 or the beginning of 2021. Bruce Donaldson explained this is the first step of the process and that there would then be a thirty (30) day objection period following the September 22, 2020 Public Hearing.

Commissioner Whetstone moved to approve the Resolution as presented and to schedule the Public Hearing for September 22, 2020. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0. Nancy Marsh assigned Resolution No. 2020-26 to the Resolution.

IN THE MATTER OF ZA 474/20: CEDAR RUN LIMITED & JOHN LESLIE

Tim Dombrosky presented an Ordinance to amend the zoning map of Hendricks County, from PB/Planned Business District to GB/General Business District, commonly known as ZA 474/20: Cedar Run Limited & John Leslie, S20-T14N-R2E, Guilford Township, 1 parcel totaling 5.695 acres, located on Prosperity Circle, Camby< IN 46113 and recommended approval. Tim Dombrosky advised the Plan Commission approved this zoning amendment unanimously 6-0-0 during their August 11, 2020 Meeting, with no remonstrators present.

Commissioner Gentry moved to approve the Ordinance as presented. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0. Nancy Marsh assigned Ordinance No. 2020-27 to ZA 474/20: Cedar Run Limited & John Leslie.

IN THE MATTER OF AWARDING CR 200 N. DRAINAGE IMPROVEMENT PROJECT

John Ayers recommended awarding the CR 200 N. Drainage Improvement project to Morphe Construction in the amount of \$168,000.00 as the lowest responsive and responsible bidder.

Commissioner Whetstone moved to award the project as recommended. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF PROPOSED NO TRUCK ORDINANCE FOR COUNTY ROAD 950 EAST

John Ayers presented a proposed no truck traffic Ordinance to reduce truck traffic on County Road 950 East from County Road 1000 North to the Boone County Line and requested a Public Hearing be held for the matter.

There was discussion amongst the Commissioners and John Ayers regarding the exact language of the proposed Ordinance and John Ayers advised he would bring some options to the Public Hearing for consideration.

Commissioner Gentry moved to approve the request as presented. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0. The Public Hearing will be held during the September 22, 2020 Commissioners' Meeting.

IN THE MATTER OF PROPOSED SPEED LIMIT ORDINANCE FOR EAGLE VALLEY SUBDIVISION

John Ayers presented a proposed speed limit Ordinance to reduce the speed limit to twenty (20) mph on Eagle Drive from East County Road 600 North to Eagle Village Drive and on Eagle Village Drive from East County Road 600 North to Pine Valley Path and requested a Public Hearing be held for the matter.

Commissioner Gentry moved to approve the request as presented. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0. The Public Hearing will be held during the September 22, 2020 Commissioners' Meeting.

IN THE MATTER OF ELECTED OFFICIALS

Theresa Lynch expressed her concerns regarding bats in the Government Center and requested the Commissioners take actions to remedy the situation.

Nicole Lawson and Sheriff Brett Clark requested clarification of the amendment to the COVID-19 Policy for returning to work after travel.

The Commissioners explained only item 2 was removed, lifting the requirement to self-quarantine for fourteen (14) days or obtain a negative test result before returning to work after traveling. Employees shall still follow the remaining CDC requirements/recommendations for travel as listed in item 1 of the Policy.

IN THE MATTER OF BRIDGE NO. 84

John Ayers reported he has been trying to purchase a parcel for Bridge No. 84 on County Road 350 North but has been unable to come to an agreement with the property owner and requested proceeding with eminent domain.

There was discussion amongst the Commissioners, Greg Steuerwald, and John Ayers on the matter.

Commissioner Whetstone moved to make a final offer of \$5,000.00 to the property owner before proceeding with eminent domain. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF HIGHWAY DEPARTMENT DISPOSAL OF VEHICLES

John Ayers requested permission to auction two (2) dump trucks, Truck No. 5 and Truck No. 16, and a 1981 Galion road grader from the Highway Department as they have been replaced with newer equipment.

Commissioner Gentry moved to approve auctioning the vehicles as requested. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF BATS IN THE GOVERNMENT CENTER

Kevin Cavanaugh addressed Theresa Lynch's concerns and reported there have been some bats removed from the Government Center recently by Animal Control and advised Environmental Health left him a voicemail message about some other concerns regarding the matter but stated he has not gotten back with them yet.

Commissioner Palmer inquired if the County needs to call in some type of pest control service to assist with the problem and try and prevent them.

Kevin Cavanaugh stated he does not think stopping the bats is possible as the Government Center is an old building and they will continue to find a way inside and is not sure what else can be done.

Theresa Lynch stated there is a bat problem in the building and requested they speak with Animal Control because she believes it is a health issue and is not something to be neglected by the Commissioners and Kevin Cavanaugh.

IN THE MATTER OF NEW JAIL AND SHERIFF'S OFFICE

Kevin Cavanaugh reported the groundbreaking ceremony for the new Jail and Sheriff's Office is scheduled for September 11, 2020 at 1:30 PM and requested one of the Commissioners speak at the ceremony.

It was the consensus of the Commissioners for Commissioner Palmer to speak at the ceremony.

Kevin Cavanaugh reported the Town of Danville (TOD) requested a Memorandum of Understanding be created with the County in regard to waiving fees, etc. Kevin Cavanaugh advised the TOD is currently only willing to waive the general permit application fees in exchange for the County taking over the Square fountain and giving the TOD the County parking lot south of the Courthouse and requested the Commissioners assist with negotiating.

It was the consensus of the Commissioners for Commissioner Whetstone and Kevin Cavanaugh to attend the upcoming TOD Council Meeting to discuss the matter.

Kevin Cavanaugh reported Financial Solutions Group informed him appraisals need to be completed on the current Jail property and on the new Jail property for the bond process and requested permission to proceed with Dan Moore Real Estate Services to have them completed.

Commissioner Gentry moved to obtain the appraisals from Dan Moore Real Estate Services as requested. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

IN THE MATTER OF COMMENTS FROM THE FLOOR

No matters presented.

IN THE MATTER OF COMMISSIONERS

Commissioner Gentry reported he received a call from Allen Richardson regarding the development of a nuisance ordinance and requested Sheriff Brett Clark and Greg Steuerwald begin working on one for consideration.

IN THE MATTER OF ACKNOWLEDGMENT OF CORRESPONDENCE

CHECKS RECEIVED

1. \$2,000.00	OB Services	Claim No. 0AB261830-01-01	Liability Reimbursement
2. \$1,575.00	Travelers	Claim No. 028ADFPA1910T	Sheriff's Department

TITLES ENDORSED

1. 2004	Harley Davidson	VIN: 1HD1FHW114Y729325	Sheriff's Dept.	To Be Sold
2. 2004	Harley Davidson	VIN: 1HD1FHW174Y728390	Sheriff's Dept.	To Be Sold

STAFF REPORTS RECEIVED

1. Receipt was acknowledged for the Engineering Department Report of August 25, 2020 from John Ayers.
2. Receipt was acknowledged for the Facilities Department Report of August 25, 2020 from Kevin Cavanaugh.
3. Receipt was acknowledged for the Executive Director's Report of August 25, 2020 from Todd McCormack.
4. Receipt was acknowledged for the I.T. Department Report of August 25, 2020 from Doug Morris.
5. Receipt was acknowledged for the HR Report of August 10, 2020 through August 21, 2020 from Erin Hughes.
6. Receipt was acknowledged for the Highway Department Report of July 20, 2020 through July 24, 2020, July 27, 2020 through July 31, 2020, August 1, 2020 through August 7, 2020, and August 10, 2020 through August 14, 2020 from Curt Higginbotham.
7. Receipt was acknowledged for the Emergency Management Report of August 8, 2020 through August 21, 2020 and June 26, 2020 through July 10, 2020 from Dawn Mason.
8. Receipt was acknowledged for the Planning and Building Department's Report of Collections for the collections period of July 1, 2020 through July 31, 2020 from Tim Dombrosky.
9. Receipt was acknowledged for the Parks & Recreation Dept. Report of August 21, 2020 from Ryan Lemley.

CORRESPONDENCES RECEIVED

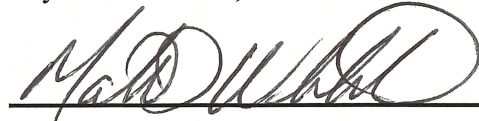
1. Low Cost Spay Neuter Clinic Hendricks County Statistic Report for July 1 to July 31, 2020.
2. Notice of Public Hearing by the Brownsburg Advisory Plan Commission for Case No. PSDP-07-20-1839 from Woolpert, Inc.
3. Notice of Public Hearing by the Brownsburg Advisory Plan Commission for Case No. PCPP-07-20-1840 from Woolpert, Inc.
4. Notice of Public Hearing by the Brownsburg Advisory Plan Commission for Case No. PCMA-06-20-1833 from Highgarden Real Estate.

IN THE MATTER OF ADJOURNMENT

Commissioner Gentry moved to adjourn the Hendricks County Commissioners' Meeting at 11:01 AM on Tuesday, August 25, 2020. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.



Phyllis A. Palmer, President



Matthew D. Whetstone, Vice President



Bob Gentry, Member