

August 21, 2000

The Hendricks County Board of Commissioners met in regular session at 10:40 AM on Monday, August 21, 2000, in the Commissioners' Meeting Room on the first floor of the Hendricks County Government Center with the following in attendance:

John D. Clampitt )	
John A. Daum )	Hendricks County Board of Commissioners
Hursel C. Disney )	
Gregory E. Steuerwald	Hendricks County Attorney
John Tarantino	Hendricks County Engineer
Russell Lawson	Hendricks County Highway Superintendent
Stayce McClain	Hendricks County Human Resource Director
David Gaston	Hendricks County Surveyor
Peggy Nichols	Hendricks County Home Administrator
Todd Barker	Hendricks County Planner
Judith Wyeth	Secretary to the Commissioners

NOTE: Debbie Reeder was on vacation and did not attend the meeting today.

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IN THE MATTER OF HIGHWAY

Russ Lawson advised that the Highway Crew is still cleaning up limbs and debris from the recent storm and are laying hot mix.

Peggy Nichols requested that the trees and limbs piled up behind the County Home be mulched and that a hole in the driveway be repaired.

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IN THE MATTER OF SUBURBAN ACRES

Timothy Macsary came forward as Wishes TO Be Heard to request assistance with the serious drainage problems in Suburban Acres stating that his lot #43 (216) has a pipe with several blow holes causing water to stand, however, not in the right-of-way at this time and discussed giving an easement for repair. David Gaston advised that the county has several alternatives, they can do nothing, fix/patch the pipe, or address issues and install pipes, inlets and reconstruction of this drain which is not a legal drain. There was discussion of this being tile or metal pipe, and that this has been a problem over the past 29 years, also of another problem where pipe has decayed and if not repaired would affect the county roads. Commissioner Clampitt moved, per staff recommendation, to get right-of-entry of

easement that is needed to get this pipe repaired and also install these pipes and run through a fifty (50) foot right-of-way through Suburban Acres as described and to use the Department of Public Works with the Highway personnel as this is highway related and will affect our county roads. Commissioner Disney seconded the motion and the motion was approved unanimously. 3-0-0. John Tarantino will get cost estimate for materials and negotiate with property owners on what is to be done to resolve this drainage problem.

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IN THE MATTER OF SIGNS

John Tarantino presented pictures of the new county signs which are a great improvement.

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IN THE MATTER OF COUNTY HOME

Peggy Nichol presented a list of the seventeen (17) current residents of the County Home. Ms. Nichols advised that a lady from Pennsylvania plans to purchase a home in Hendricks county and has inquired if her daughter can be admitted as a resident to the County Home on the ARCH program. It was the consensus of the Commissioners to refer the matter to the County Attorney.

Ms. Nichols stated that the roof of the County Home van is currently leaking and requested a new van. Commissioner Clampitt advised to send a written request to the Sheriff Department advising that the Commissioners have approved this request with a copy to the Commissioners. Commissioner Disney seconded the motion and the motion was approved unanimously. 3-0-0

Ms. Nichols stressed the need for more personnel at the County Home. Stayce McClain advised that County Home positions are on the Job Line and that she has advertised for these positions.

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IN THE MATTER OF BRIDGE NO. 251

John Tarantino requested to release the two (2) bonds for Bridge No. 251 on County Road 800E and 150S. Commissioner Clampitt moved, per staff recommendation, to release the bonds for Bridge No. 251 as presented. Commissioner Disney seconded the motion and the motion was approved unanimously. 3-0-0

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IN THE MATTER OF CULVERT INSPECTIONS

John Tarantino requested \$30,000 per year for the next two years from cum bridge fund to have the County's 2,500 culverts inspected over the next two (2) years. There was discussion that the culverts are vital to the County Highway System, of the need to hire out the inspections in order to complete in a timely manner and of checking for safety. Commissioner Clampitt moved to look at culverts for funding now at \$60,000 over the next two (2) year period for all county culverts and to revisit this mater again in two (2) years. Commissioner Disney seconded the motion and the motion was approved unanimously. 3-0-0

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IN THE MATTER OF DUMP TRUCK

John Tarantino presented the bids received for the county dump truck which was advertised for sale: Ed Schrier \$4,000, Dennis L. Swanson \$2,160, Larry Lovall \$2,100, Marty Paris \$2,380 and Tom Good, Sr. \$687.40. There was discussion of obtaining Council approval for the balance to reimburse the vehicle fund. Commissioner Clampitt

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moved to sell the dump truck to Ed Schrier as the highest bid of \$4,000. Commissioner Disney seconded the motion and the motion was approved unanimously. 3-0-0. It was the consensus of the Commissioners that John Tarantino check with Speedway Motors on the agreed amount and report back. Mr. Tarantino reported back that the first quote was \$12,000. It was the consensus of the Commissioners to honor the first quote of \$12,000 from Speedway Motors and pay the balance from the Vehicle fund.

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IN THE MATTER OF NORTHERN ACRES

David Gaston explained the ponding and ice on the streets in Northern Acres which is the result of the repaving of the streets which took out the curbs and left no gutters for the water to flow. Mr. Gaston explained the problem and the need to resolve as this is a part of the Gibbs Legal Drain. There was discussion of possible solutions to this drainage problem and the need to certify the reconstruction costs. It was the consensus of the Commissioners for the Surveyor to investigate and bring back the cost of suggested solutions and of alternatives.

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IN THE MATTER OF HUMAN RESOURCES

Stayce McClain presented a draft memo in response to a department head inquiring of emergency health care for employees in their department. There was discussion of requesting all employees to voluntarily carry health cards in their wallets that could be used in the event of emergency wherever they may be and that this would insure private information of employee health matters rather than to send a memo.

Ms. McClain requested approval to distribute brochures for the walk for breast cancer research. It was the consensus of the Commissioners to permit pamphlets be made available.

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IN THE MATTER OF COUNTY TELEPHONE PHASE 2

John Tarantino advised that Paul Johnson of Johnson Associates had requested a one (1) week extension of time to submit bids for the County Telephone System – Phase 2, as several prospective bidders stated that they could not get their bids ready by today. Commissioner Clampitt moved, per staff recommendation, to continue the proposed bid opening for County Telephone System, Phase 2 to the August 28, 2000, meeting at 1:00 PM. Commissioner Disney seconded the motion and the motion was approved unanimously. 3-0-0

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The meeting recessed for lunch to resume at 1:00 PM

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IN THE MATTER OF ZA-238/GU00-02: JLL, LLC

Todd Barker presented ZA-238/GU00-01: JLL, LLC request for a change in zoning classification from an R-1: Low Density, Single Family Residential District to an R-2: Medium Density, Single Family Residential District for 100.13 acres in Guilford Township located on the west side of CR 600E and 0.5 mile north of CR 750S, with self-imposed conditions of minimum house size of 2,000 square foot, with no vinyl homes and stating that this comes with a favorable staff recommendation and a favorable Plan Commission recommendation by a vote of 4-1-1.

The following spoke on this request:

Geneva Goss stated a portion of this parcel is in the floodplain, she opposed small lots and large number of homes.

Carol Wesseler declined to speak.

Jamie Huntsicker spoke against more houses.

There was discussion that the self-imposed conditions made these houses larger than if the parcel remained R-1.

Greg Steuerwald clarified the procedures for zoning changes, and public hearing for the development plan when presented. Commissioner Clampitt moved, per staff and Plan Commission recommendation, to approve the zoning request of ZA-238/GU00-01 as presented as Ordinance 2000-17. Commissioner Disney seconded the motion and the motion was approved unanimously. 3-0-0

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IN THE MATTER OF TZA00-01 AMENDMENT TO PLANNING FEE SCHECULE

Todd Barker presented TZA Amendment to {Planning and Building Department Uniform Fee Schedule – by amending County Map Fee and the Copies Fee changing the map fee to \$6.00 and copies to \$.10 which was given a favorable recommendation by the Plan Commission. Commissioner Disney moved, per staff recommendation, to adopt the Zoning Text Amendment as presented as Ordinance 2000-18. Commissioner Clampitt seconded the motion and the motion was approved unanimously. 3-0-0

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IN THE MATTER OF ADDITIONAL APPROPRIATIONS – 379

John Tarantino requested approval to request an additional appropriation of \$25,000 for the Commissioners' line 01-135-379 for county building maintenance. Commissioner Clampitt moved, per staff recommendation to approve the request as presented. Commissioner Disney seconded the motion and the motion was approved unanimously. 3-0-0

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IN THE MATTER OF COURTHOUSE LAWN - TREES

There was discussion of removing several trees on the Courthouse lawn. John Tarantino presented procedure plan to include stump removal, removal of unsightly evergreen clumps and misc. evergreens around chiller including stump removal by contractor, all trunks and large limbs to be cut to fire wood lengths and left on site, all limbs to be chipped and moved by contractor to the highway garage grounds, the fire wood to be moved to the highway garage grounds by the Hendricks County Department of Public Works with estimates of \$9,200 from Matt's Tree Service, \$8,425 from Dugger's Tree Service, \$11,570 from Ping's Tree Service, \$10,860 from Menchofer and \$9,500 from Kings Tree Consulting. Commissioner Clampitt moved, per staff recommendation, to approve if stumps were removed below surface, with no dynamite or bulldozing and covered with sod to approve Dugger as lowest quote. Commissioner Disney seconded the motion and the motion as approved unanimously. 3-0-0. There was discussion of funding. Commissioner Clampitt moved to fund this tree removal project from line 379; building maintenance or as alternate from cum cap. Commissioner Disney seconded the motion and the motion was approved unanimously. 3-0-0 Commissioner Clampitt moved to null earlier motion and stated that if sum cap funds cannot pay for trees to then go back to 379 building maintenance. Commissioner Disney seconded the motion and the motion was approved unanimously. 3-0-0

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IN THE MATTER OF CLAIMS

Commissioner Clampitt moved to approve claims #201139 thru 201148 and #201151 thru 201194 as presented.

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Commissioner Disney seconded the motion and the motion was approved unanimously 3-0-0

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IN THE MATTER OF ENGINEER ENCUMBRANCE

There was discussion of the engineering encumbrances which were done in error. It was consensus of the Commissioners to inform the Computer Department by a letter from the Commissioners that \$436,229.53 which was encumbered into the Engineering Budget from cum cap was done in error. Also, \$287,980.34 into the cum cap highway right-of-way line was encumbered in error.

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IN THE MATTER OF NORTH/SOUTH CORRIDOR

There was discussion of the proposed North/South Corridor from CR 100N to 200N four (4) lanes. John Tarantino advised that he will prepare a letter of request to County Council for funding. There was further discussion of four (4) lanes, curb and gutters, preparing a scenario and of doing a traffic estimate. Mr. Tarantino will prepare this information and bring back report of cost and funding. Commissioner Disney made motion to present estimate of cost recommendation for amount needed from the Council. The motion died for lack of a second. It was consensus of the Commissioners to discuss US Highway 36 to CR 200N and to invite the Elected Task Force to attend. The Engineering Department will contact the task force. Commissioner Disney asked for the estimated traffic count and where the traffic use will come from.

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IN THE MATTER OF RECORDER - COMPUTER HARDWARE

Theresa Lynch advised that the Recorder's Office will be having new computer hardware installed in their office after hours on Monday and Tuesday, August 28-29, and requested approval of the Commissioners to have someone in the building after hours. It was consensus of the Commissioners that they had no problem with this request.

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IN THE MATTER OF AVON COMMONS

There was discussion of the drive and entrance into the Avon Commons. John Tarantino will check and report back.

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IN THE MATTER OF WEIGHTS AND MEASURES

Receipt was acknowledged of letter from Bill Harrington relative to the Park Board holding a public hearing and workshop in the Courthouse Rotunda on October 2, 2000, at 7:00 PM. Commissioner Clampitt moved to approve the request for use of the Courthouse Rotunda by the Park Board. The motion died for lack of a second. There was discussion of custodians having to do a special set up and take down for this meeting for which they receive no pay and that the Government Center rooms are available and ready for use at all times. Commissioner Disney moved to send a letter to the Park Board requesting that they use the Government Center rooms as they require no extras work for the staff. Commissioner Daum seconded the motion and the motion was approved 2-1-0 with Commissioners Disney and Daum voting aye and Commissioner Clampitt voting nay.

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IN THE MATTER OF SPRINT TOWER

Receipt was acknowledged of August 18 letter from Allan Fischer relative to the Sprint Tower near the Highway Department offering the following compensation for leasing 5625 square feet located at 980 East Main Street, Danville.

- 1) \$6000 (six thousand dollars annually) or \$500 (five hundred dollars per month)
- 2) Removal of the paging system currently on the tower and not functioning
- 3) Ownership of the emergency generator that is presently installed on the paging system as well as other county two way radio systems; and
- 4) The rent will increase annually at the rate of 3% on the anniversary of the Tower Site Lease Agreement Commencement Date.

There was discussion of ownership of the generator and that if Spring sub-lets the tower that the county gets a portion of the income. Commissioner Daum will check about the generator and report back. The letter was referred to the County Attorney to draft an agreement.

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IN THE MATTER OF TORT CLAIM – JAMES R. KAISER

Receipt was acknowledged of letter from James R. Kaiser advising of a possible tort claim notice for incident of July 17, 2000, in the Hendricks Community Hospital Emergency room.

Commissioner Clampitt made a motion that there being no further business the meeting recess at 3:15 PM. Commissioner Disney seconded the motion and the motion was approved unanimously. 3-0-0

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John A. Daum.

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Hursel C. Disney

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John D. Clampitt

ATTEST: \_\_\_\_\_  
Debbie Reeder, Auditor

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