

**HENDRICKS COUNTY COUNCIL REGULAR MEETING
NOVEMBER 1, 2022**

The regular meeting of the Hendricks County Council was called to order by President David Wyeth on Tuesday November 1, 2022 with the following in attendance: Caleb Brown, David Cox, Larry Hesson, Larry Scott, Brad Whicker, Eric Wathen, David Wyeth, Financial Administrator Tami Mitchell, Auditor Nancy Marsh, and Legal Counsel Rhonda Cook. Before leading the assembly in the Pledge of Allegiance, Councilman Larry Hesson gave the history of the Pledge of Allegiance stating that the Pledge was adopted by Congress in 1942. In 1954, in response to the Communist threat of the times, the words "under God" were added to the Pledge of Allegiance.

Council President, David Wyeth, expressed the County Council's condolences and sympathy to the family of Judge Karen Love upon her passing.

**IN THE MATTER OF THE OCTOBER 4, 2022 REGULAR COUNCIL MEETING
AND THE OCTOBER 18, 2022 SPECIAL ADOPTION COUNCIL MEETING**

It was moved by Eric Wathen and seconded by Brad Whicker to approve the minutes of the October 4, 2022 meeting as presented. Motion carried 7-0.

It was moved by Brad Whicker and seconded by Larry Scott to approve the minutes of the October 18, 2022 special adoption meeting as presented. Motion carried 6-0-1 (CB).

IN THE MATTER OF PUBLIC COMMENT

Hendricks County Park Director Ryan Lemley presented the good news that the W. S. Gibbs Memorial Park had received official notification that they were awarded a Land and Water Conservation matching grant in the amount of \$1,281,000. Mr. Lemley stated the plans are to construct additional ADA improvements to the fishing dock, install modern restrooms, construct ADA paved trails around both of the ponds, solar security lights & reforestation. Mr. Lemley stated it is a 50/50 reimbursable grant and the funds would need to be expended before requesting reimbursement. Mr. Lemley stated that they may pursue dollars in the Sodalis Fund that are remaining from the sale of the Sodalis Nature Park to the Town of Plainfield. Councilman Larry Hesson thanked and congratulated Mr. Lemley and the park staff for their due diligence in pursuing and receiving the grant.

IN THE MATTER OF A PROPOSED RFP FOR MERIT & PERFORMANCE ADVISOR FIRM

Legal Counsel Rhonda Cook gave an update on the progress of the RFP for Merit and Performance Advisory Firm stating that the deadline for receiving proposals is November 30, 2022 and tentatively set the date of December 8, 2022 for reviewing the proposals and if possible, selection on January 3, 2023. Human Resources Administrator, Erin Hughes, stated she had sent out the RFP to approximately 25 firms and advertised in the Indy Star and the Indianapolis Business Journal.

IN THE MATTER OF THE HENDRICKS COLLEGE NETWORK UPDATE

Brandy Wethington Perrill, Executive Director of the Hendricks College Network gave the Council an update on the services provided by the Hendricks College Network, workforce development and the future. Ms. Perrill stated that the Hendricks College Network was formed 20 years ago and Councilman Larry Hesson played an integral part in the process. Ms. Perrill invited the Council to visit the new MADE facility.

IN THE MATTER OF RESOLUTION 2022-50 DESIGNATING ERA AND QUALIFYING CERTAIN PERSONAL PROPERTY AND IMPROVEMENTS FOR TAX ABATEMENT FOR DHL SUPPLY CHAIN

Joe Jasin, Project Manager of the Hendricks County Economic Development Partnership, presented a request for a Personal Property Tax Abatement for DHL Supply Chain located at 1772 Gateway Point, Clayton, Indiana. Mr. Jasin stated the project will create approximately 141 new jobs with an investment of 3 million in new logistical distribution equipment. Council Attorney, Rhonda Cook asked for clarification on the eligibility of office furniture. Auditor Nancy Marsh explained to the Council the description of the equipment on the SB-1 PP and stated that personal property is self-assessment and the filing and compliance is not under the Auditor's statutory purview. It was moved by Eric Wathen and seconded by Brad Whicker to approve Resolution 2022-50 *A Resolution Designating Economic Revitalization Area and Qualifying Certain Personal Property and Improvements for Tax Abatement* for applicant DHL Supply Chain. Motion carried 7-0.

IN THE MATTER OF THE EMERGENCY ADDITIONAL APPROPRIATIONS

It was moved by Larry Scott and seconded by Caleb Brown to recess the meeting for the Emergency Additional Appropriation Public Hearing. Motion carried 7-0.

Council President David Wyeth opened the public hearing. ARPA Planning Committee members, Auditor Nancy Marsh and Commissioner Dennis Dawes, commented on ARPA Planning Committee's vetting process for the Non-Competitive and Competitive grants in partnership with the Hendricks County Community Foundation. Ms. Marsh stated the ARPA Planning Committee was satisfied that the due diligence was performed on each applicant by the Hendricks County Community Foundation and the ARPA Planning Committee. At the October 19, 2022 ARPA Planning Committee unanimously recommended the Competitive Grants be forwarded to the Board of Commissioners, as presented, at their meeting on October 25, 2022. Ms. Marsh stated the Commissioners had unanimously accepted and approved the competitive grants and recommended the approved competitive grant list be forwarded to the County Council for appropriation. Auditor Marsh stated she had learned so much about the applicants and stated the committee dug deeper into the groups whose names didn't reflect exactly what they provided to the citizens of Hendricks County. Ms. Marsh invited Jameson, Inc. to speak on behalf of the services offered to Hendricks County residents by Jameson.

President David Wyeth closed the Public Hearing and reconvened the meeting.

It was moved by Eric Wathen and seconded by Larry Hesson to approve emergency additional appropriation numbers 1 through 18 as presented. Motion carried 7-0.

It was moved by David Cox and seconded by Larry Hesson to approve emergency additional appropriation numbers 19 through 48 as presented. Motion carried 7-0.

Councilman David Cox thanked the ARPA Planning Committee and the Hendricks County Foundation for their work vetting the applicants and recommending approval by the Commissioners and appropriation by the Council.

EMERGENCY APPROPRIATION RESOLUTION

Whereas, certain extraordinary emergencies have developed since the adoption of the existing budget, so that it is necessary to appropriate more money than was appropriated in the annual budget; therefore, to meet such extraordinary emergencies;

Be it resolved by the County Council of Hendricks County, Indiana, that for the expense of said County the following additional sums of money are hereby appropriated and ordered set apart out of the several funds as herein and for the purpose herein specified, subject to the laws governing the same.

	DEPARTMENT	ACCOUNT	DESCRIPTION	AMOUNT	APPROVED
1	Council	1001.30200.000.0149	Attorney	\$20,000.00	\$20,000.00
2	Reassessment	1224.31906.000.0109	Real Evaluation Com/Ind	\$14,700.00	\$14,700.00
3	Facilities	1138.32700.000.0136	Gas, Water, Electric	\$300,000.00	\$300,000.00
4	Highway MVH Restricted	1173.36606.000.0201	Const/Reconstr/Preserve Paving	\$496,000.00	\$496,000.00
5	Highway MVH Unrestricted	1176.20300.000.0201	Fuel – Other Departments	\$220,000.00	\$220,000.00
6	Highway MVH Unrestricted	1176.36606.000.0201	Const/Reconstr/Preserve Paving	\$288,000.00	\$288,000.00
7	Home Detention	4922.39400.000.0151	Urinalysis Screening	\$13,000.00	\$13,000.00
8	VOCA Grant	8100.10804.000.0108	Personal Services	\$132,038.40	\$132,038.40
9	VOCA Grant	8100.10833.000.0108	Personal Services	\$89,874.40	\$89,874.40
10	VOCA Grant	8100.10856.000.0108	Personal Services	\$19,022.98	\$19,022.98
11	STOP Grant	8102.10802.000.0108	Personal Services	\$52,551.43	\$52,551.43
12	Health Preparedness Grant	8115.18619.000.0214	Personal Services	\$7,969.31	\$7,969.31
13	LPA Bridge Inspection	8160.34321.000.0201	Other Services & Charges	\$315,781.56	\$315,781.56
14	Healthy Families TANF	8149.Multiple.000.0214	Personal Services Grant	\$488,220.40	\$488,220.40
15	Healthy Families LOCAL	9121.Multiple.000.0214	Other Services & Charges	\$30,408.80	\$30,408.80
16	Emergency Management	8164.XXXXX.000.0142	HMEP 2023 Grant 10.1.22-9.30.23	\$15,000.00	\$15,000.00
17	Emergency Management	8164.XXXXX.000.0142	HMEP 2023 Grant 10.1.22-9.30.23	\$11,650.00	\$11,650.00
18	Emergency Management	8166.XXXXX.000.0142	SHSP 2023 Grant 9.1.22 – 8.31.24	\$144,637.12	\$144,637.12
19	Competitive NFP ARPA	8950.30500.000.0102	Greater Indy Habitat for Humanity	\$100,000.00	\$100,000.00
20	Competitive NFP ARPA	8950.30500.000.0102	Plainfield Youth Assistance Program	\$50,000.00	\$50,000.00
21	Competitive NFP ARPA	8950.30500.000.0102	Child Care Answers	\$37,100.00	\$37,100.00
22	Competitive NFP ARPA	8950.30500.000.0102	Cummins Behavioral Health Systems	\$30,000.00	\$30,000.00
23	Competitive NFP ARPA	8950.30500.000.0102	Leadership Hendricks County	\$25,200.00	\$25,200.00
24	Competitive NFP ARPA	8950.30500.000.0102	The Miles We Walk	\$25,000.00	\$25,000.00
25	Competitive NFP ARPA	8950.30500.000.0102	Avon Educational Foundation	\$8,937.00	\$8,937.00
26	Competitive NFP ARPA	8950.30500.000.0102	Brownsburg Educational Foundation	\$7,068.00	\$7,068.00
27	Competitive NFP ARPA	8950.30500.000.0102	Danville Educational Foundation	\$2,075.00	\$2,075.00
28	Competitive NFP ARPA	8950.30500.000.0102	Mill Creek Educational Foundation	\$1,228.00	\$1,228.00
29	Competitive NFP ARPA	8950.30500.000.0102	Northwest Hendricks Ed Foundation	\$1,302.00	\$1,302.00
30	Competitive NFP ARPA	8950.30500.000.0102	Plainfield Educational Foundation	\$4,390.00	\$4,390.00
31	Competitive NFP ARPA	8950.30500.000.0102	Little Red Door Cancer	\$24,500.00	\$24,500.00
32	Competitive NFP ARPA	8950.30500.000.0102	Servants at Work, Inc. (SAWs)	\$22,300.00	\$22,300.00
33	Competitive NFP ARPA	8950.30500.000.0102	Rock Steady Boxing of B'Burg	\$21,700.00	\$21,700.00
34	Competitive NFP ARPA	8950.30500.000.0102	Stilesville Volunteer Fire	\$20,000.00	\$20,000.00
35	Competitive NFP ARPA	8950.30500.000.0102	Misty Eyes	\$20,000.00	\$20,000.00
36	Competitive NFP ARPA	8950.30500.000.0102	Damar Services	\$19,872.00	\$19,872.00
37	Competitive NFP ARPA	8950.30500.000.0102	Parks Foundation of HC, Inc.	\$19,400.00	\$19,400.00
38	Competitive NFP ARPA	8950.30500.000.0102	Jameson, Inc.	\$14,200.00	\$14,200.00

39	Competitive NFP ARPA	8950.30500.000.0102	Hendricks Live	\$14,000.00	\$14,000.00
40	Competitive NFP ARPA	8950.30500.000.0102	The Biz Theatrical Production	\$13,923.39	\$13,923.39
41	Competitive NFP ARPA	8950.30500.000.0102	Central Indiana Land Trust	\$12,000.00	\$12,000.00
42	Competitive NFP ARPA	8950.30500.000.0102	Indianapolis Children's Choir	\$12,000.00	\$12,000.00
43	Competitive NFP ARPA	8950.30500.000.0102	Meals on Wheels of HC	\$10,000.00	\$10,000.00
44	Competitive NFP ARPA	8950.30500.000.0102	Hendricks Civic Theatre, Inc.	\$10,000.00	\$10,000.00
45	Competitive NFP ARPA	8950.30500.000.0102	Crossroads of America Council	\$10,000.00	\$10,000.00
46	Competitive NFP ARPA	8950.30500.000.0102	The Children's Ballet	\$5,000.00	\$5,000.00
47	Competitive NFP ARPA	8950.30500.000.0102	Bear Hugs Giving Foundation	\$4,800.00	\$4,800.00
48	Competitive NFP ARPA	8950.30500.000.0102	B 'burg Older Adult Alliance	\$2,400.00	\$2,400.00

Dated this 1st day of November 2022.

AYE

NAY

/s/ Caleb Brown
/s/ David Cox
/s/ Larry R. Hesson
/s/ Larry R. Scott
/s/ Eric Wathen
/s/ Brad Whicker
/s/ David Wyeth

ATTEST: /s/ Nancy L. Marsh

IN THE MATTER OF THE REALLOCATION OF FUNDS

It was moved by Larry Scott and seconded by Caleb Brown to approve Reallocation of Funds numbers 1-4 as presented. Motion carried 7-0. Since the next Council meeting is 6 weeks away, Auditor Marsh asked for the Council's pleasure to approve four additional transfers that were missed on the resolution and recommended their approval. Councilman Wathen stated that since reallocations do not need to be advertised, he was in favor of approving the additional 4 transfers for the Public Defender brought to the Council's attention. It was moved by David Cox and seconded by Larry Scott to approve the Public Defender's additional transfers 4 through 8. Motion carried 7-0.

REALLOCATION OF FUNDS RESOLUTION

Be it resolved by the County Council of Hendricks County, Indiana, that for the expenses of the unit of Government of Hendricks County, the following sums of money previously appropriated for expenditures from a detailed account within a major classification, are hereby reallocated to another detailed account within a different classification as originally appropriated, all as herein specified.

	DEPARTMENT	FROM	TO	AMOUNT	Y/N
1.	Community Corrections	1124.Multiple.000.0154	1124.Multiple.000.0154	\$117,999.68	Y
2.	Preparedness Grant	8149.18702.000.0214	8149.18703.000.0214	\$63.69	Y
3.	Probation Com Corr.	913.15123.000.0151	9133.15113.000.0151	\$2,573.80	Y
4.	Healthy Families	8950.Multiple.000.0214	8950.Multiple.000.0214	\$163,821.21	Y
5*	Public Defender	1001.30702.000.0166	1001.44600.000.0166	\$3,000.00	Y
6*	Public Defender	1001.30702.000.0166	1001.44000.000.0166	\$6,000.00	Y
7*	Public Defender	1001.30702.000.0166	1001.46400.000.0166	\$2,000.00	Y
8*	Public Defender	1001.30703.000.0166	1001.44000.000.0166	\$2,000.00	Y

*Added to Resolution per Council vote.

Approved this 1st day of November, 2022.

AYE

NAY

/s/ Caleb Brown
/s/ David Cox
/s/ Larry R. Hesson
/s/ Larry R. Scott
/s/ Eric Wathen
/s/ Brad Whicker
/s/ David Wyeth

ATTEST: /s/ Nancy L. Marsh

IN THE MATTER OF PROPOSED COUNCIL RULES OF PROCEDURE

Legal Counsel, Rhonda Cook, stated she had presented a draft of the proposed Hendricks County Council Policies and Procedure for the Council's review last month. Ms. Cook stated she has met with Larry Hesson and Larry Scott and had spoken at length with Commissioner's Executive, Todd McCormack, and planned on reviewing the draft at the December meeting.

IN THE MATTER OF THE STATUS OF FUNDS

The Status of Funds was reviewed with no discussion.

**IN THE MATTER OF THE HOMESTEAD AND
1% TAX CAP CASE – MARION COUNTY V. SCHIFFLER**

Auditor Nancy Marsh and Assessor Nikki Lawson brought forth concerns about a recent court ruling in Marion County v. Schiffer. Auditor Marsh stated the Indiana Supreme Court denied the transfer of the Marion County Assessor's petition requesting that the Court hear the appeal. Assessor Lawson and Auditor Marsh stated there were still many questions to be worked through noting it will be a tremendous amount of work.

Auditor Marsh stated she will forward the DLGF email and the Indiana Tax Court ruling with the guidance issued by the Department of Local Government Finance.

IN THE MATTER OF OTHER COUNCIL BUSINESS

Councilman Larry Scott stated he is serving on the Indiana County Council Association's Legislative Committee and there is some concern in the ICCA that a bill may be offered that will sunset County's Food & Beverage tax in 2042 and should be closely watched during session. Council President David Wyeth recommended keeping an eye on the balances and uses of the Food & Beverage revenue during the uncertain economic times.

Facilities Director Kevin Cavanaugh gave an update on the construction of the new Jail. Mr. Cavanaugh invitations will be forthcoming for a ribbon cutting ceremony at the new jail on November 17, 2022 at 1:00 p.m. followed by tours of the facility.

Mr. William Rhodehamel, President and CEO of the Hendricks County Community Foundation thanked the County Council for approving the additional appropriations for the Competitive Not-For-Profits approved at today's meeting. Mr. Rhodehamel stated that the grants from the American Rescue Plan Act will help Hendricks County's most vulnerable citizens.

Auditor Nancy Marsh stated she had just attended the Indiana County Auditor's Association state called meeting where the ARPA fund compliance was a dominant subject throughout conference. Ms. Marsh stated that while she likes to prepare all reports, she would like to engage a firm to prepare the Quarterly Reports. Ms. Marsh stated the Auditor's Office would still be intimately involved as all of the process from start to finish is in the Auditor's Office and would provide the documentation to the firm. Ms. Marsh stated that the audit costs and compliance costs are allowable expenses. It was the consensus of the Council for the Auditor to move forward.

Councilman Eric Wathen updated the Council on the E911 Hendricks County Communication Center where a 15 minute broadcast delay had been discussed and was determined, at this time, there will be an open channel with no delay.


Commissioner Dennis Dawes stated he supports implementing the delay and it was the consensus of the Council that for the well being of the first responders, a delay was warranted.

Councilman Eric Wathen stated that he had filled out the Hendricks County Community Foundation questionnaire and was disappointed in the biased questions on local government.

There being no further business to come before the Council, by motion made by Eric Wathen and seconded by Caleb Brown, the meeting was adjourned on November 1, 2022. Motion carried 7-0.

HENDRICKS COUNTY COUNCIL


Caleb Brown


David Cox


Larry R. Hesson


Larry R. Scott


Eric Wathen


Brad Whicker


David Wyeth

ATTEST:


Nancy L. Marsh, Auditor