

July 23, 2001

The Hendricks County Board of Commissioners met in regular session with a quorum of two (2) Commissioners at 6:35 PM on Monday, July 23, 2001, in the Commissioners’ Meeting Room on the first floor of the Hendricks County Government Center with the following in attendance:

Steven L. Ostermeier)	
Linda Palmer)	Hendricks County Board of Commissioners
Gregory E. Steuerwald		Hendricks County Attorney
Nancy Marsh		Hendricks County Auditor
Roy Waddell		Hendricks County Sheriff
Terry Jones		Hendricks County Plan Commission Director
John Ayers		Hendricks County Engineer
Jim Adams		Hendricks County Emergency Management Director
Judith Wyeth		Secretary to the Commissioners

The meeting opened by saying the Pledge to the Flag in unison followed by a brief prayer by Greg Steuerwald, for those who wished to participate.

IN THE MATTER OF ORDINANCE FOR REAL PROPERTY ENDORSEMENT FEE

Commissioner Ostermeier opened the public hearing for the Ordinance for Real Property Endorsement Fee stating that this had been advertised in two (2) papers. Auditor Nancy Marsh explained the fee increase to \$5.00 for recording each real property endorsement as approved by the legislature and in accordance with Indiana Code 36-2-4-28(d). There were no citizen comments. Commissioner Ostermeier closed the public hearing for the Real Property Endorsement Ordinance. Commissioner Palmer moved to approve Ordinance 2001-08: Ordinance for Real Property Endorsement Fee, as recommended by the Auditor, and to be effective this date. Commissioner Ostermeier seconded the motion and the motion was approved unanimously 2-0-0.

IN THE MATTER OF AN ORDINANCE
PROVIDING FOR THE LICENSING AND REGULATION OF DIRECT SELLERS

Commissioner Ostermeier opened the public hearing for the Ordinance Providing for the Licensing and Regulation of Direct Sellers and stated that this had been advertised in two (2) papers. There was discussion that this ordinance

was originally approved in 1993, however, it was incorrect in stating that the Clerk would handle registrations and forms as the state statute states that the registration and forms should be handled by the Auditor’s Office. Dan Derrick presented a news release and stated he was opposed to this ordinance as it limited individuals’ rights to free speech. There was discussion to take this ordinance under advisement. Commissioner Ostermeier closed the public hearing for this ordinance. Commissioner Palmer made a motion to take under advisement the Ordinance Providing the Licensing and Regulation of Direct Sellers, to the August 13, 2001, meeting at 9:00 AM, and for review by the County Attorney. Commissioner Ostermeier seconded the motion and the motion was approved unanimously 2-0-0. Attorney Greg Steuerwald advised that the August 13 meeting would not be a public hearing.

IN THE MATTER OF AN ORDINANCE
PROVIDING FOR REGISTRATION AND REGULATION OF CANVASSERS

Commissioner Ostermeier opened the pubic hearing for the Ordinance Providing for Registration and Regulation of Canvassers and stated that this had been legally advertised. It was further stated that this ordinance had been adopted in 1993, however, it incorrectly listed the Clerk’s Office as handling the registration and forms, and that the state statute states that the Auditor’s Office handles this registration. Dan Derrick presented a news release and stated he was opposed to this ordinance as it limited individuals’ rights to free speech. Ron Dunaway questioned if the 1993 ordinance had ever been enforced. Sheriff Roy Waddell stated that the Sheriff’s Department had not enforced the ordinance. There was discussion to take this ordinance under advisement. Commissioner Ostermeier closed the public hearing for this ordinance. Commissioner Palmer made a motion to take the Ordinance Providing for Registration and Regulation of Canvassers under advisement to the August 13, 2001, meeting at 9:00 AM, and for review by the County Attorney. Commissioner Ostermeier seconded the motion and the motion was approved unanimously 2-0-0. County Attorney Greg Steuerwald advised that the August 13 meeting would not be a public hearing.

IN THE MATTER OF FAIR ON THE SQUARE

Receipt was acknowledged of a letter of July 13, 2001, from Chris Morpew, Chairman of the Tri-Kappa Fair on the Square requesting: 1) Arrangements be made to have the east and north doors of the Courthouse open to public for restroom facilities and 2) Use of the water spigots located at the Probation Department on the east and west sides of that building., on Saturday, September 8 from 9:00 AM – 6:00 PM and on Sunday, September 9, from 9:00 AM to 4:00 PM, as they have done in previous years. Commissioner Palmer moved to approve the request and to send a letter of approval to Tri Kappa for their Fair on the Square, as requested. Commissioner Ostermeier seconded the motion and the motion was approved unanimously 2-0-0.

IN THE MATTER OF PROSECUTOR - GRANT

Receipt was acknowledged of a request from the Prosecutor for approval and execution of a grant for Local Juvenile Crime Enforcement Coalition, in the amount of \$19,777.57, at no cost to the County. Commissioner Palmer moved for President Steve Ostermeier to sign the grant, as requested by Prosecutor Pat Baldwin, for juvenile crime in

the amount of \$19,777.57 and at no cost to the County. Commissioner Ostermeier seconded the motion and the motion was approved unanimously 2-0-0.

IN THE MATTER OF ASSESSOR

Receipt was acknowledged of the July 16, 2001, request from Barbara Ford for a vehicle for the commercial appraiser in the Assessor’s Office. There was discussion of the County vehicles, the need for fleet management, of the large van that is used by the Plan Commission Staff, of the need for mounted “caution” flashing lights on vehicles and if funds would be available for vehicles. Roy Waddell advised that he will check on the status of the vehicle account and report back. It was the consensus of the Commissioners to table this request.

IN THE MATTER OF MINUTES

Commissioner Palmer moved to approve the minutes of June 11, June 18, June 25 and July 2, 2001, with corrections. Commissioner Ostermeier seconded the motion and the motion was approved unanimously 2-0-0.

IN THE MATTER OF CLAIMS

Commissioner Palmer moved to approve claims # 210525 thru 210656, #210659 thru 210670, #210674 thru 210682, and #109336 thru 109748 as presented July 23, 2001. Commissioner Ostermeier seconded the motion and the motion was approved unanimously 2-0-0.

IN THE MATTER OF SALARIES

Nancy Marsh presented all departmental salary requests for employees as submitted on their 2002 County budgets. Commissioner Ostermeier moved to recommend to forward these statements for salaries and wages to the Council for consideration. Commissioner Palmer seconded the motion and the motion was approved unanimously 2-0-0.

IN THE MATTER OF ANIMAL SHELTER

Dr. Willis Parker came forward as a “Wishes To Be Heard” to question when the policy would change on neutering of animals at the Animal Shelter. There was discussion of alternatives to the current policy. It was the consensus of the Commissioners to discuss this matter with the Animal Control office. Dr. Parker requested a six (6) month report from the Animal Shelter.

IN THE MATTER OF PLANNING

Terry Jones presented an informative summary of Patterns of Built Investment in Central Indiana, 1990-99, with a brief look at investments in built structures describing central Indiana built investments produced 184,000 projects comprising one-half billion square feet and \$4.6 billion in construction.

IN THE MATTER OF EMERGENCY MANAGEMENT

Jim Adams presented notebooks explaining the Region 4 Chemical and Biological Weapons Tabletop Exercises, which were attended by 26 Hendricks County personal in Greenwood on July 12, 2001.

Jim Adams explained a small mercury spill within the County that has been cleaned up.

Jim Adams reported that the donated RV is now at the Sheriff Department and that he has the title, however, they have not met to decide on the use of this vehicle.

Jim Adams reported that there is an emergency team at the County Fair proving first aid.

IN THE MATTER OF SHERIFF DEPARTMENT – GRANT

Roy Waddell presented a grant application with a cover letter stating that the Commissioners support the participation of the Hendricks County Sheriff’s Department in a program/grant known as “Operation Pull Over”, a traffic law enforcement effort sponsored by the Governor’s Council on Impaired and Dangerous Driving, intended to enforce specifically Indiana occupant protection and impaired driving laws. It was the consensus of the Commissioners to execute the cover letter and grant application as requested by Sheriff Roy Waddell.

IN THE MATTER OF E-911

Sheriff Roy Waddell advised he had met to work with the Avon/Washington Township Fire and Emergency teams and will open a third dispatch. Sheriff Waddell stated he will return to request additional funding from E-911, which comes thru the Commissioners, and may extend communications to work towards covering 80% of the County and that they can now fund this third dispatch with help from Avon.

Commissioner Palmer moved to recess the meeting at 7:35 PM. Commissioner Ostermeier seconded the motion and the motion was approved unanimously 2-0-0.

Steven L. Ostermeier

Linda Palmer

John D. Clampitt

ATTEST: _____
Judith Wyeth, Deputy Auditor
