

BENEFITS COMMITTEE**Meeting Room #3**

Hendricks County Government Center
355 S. Washington Street, Danville, Indiana

November 10, 2016**Noon to 2:00 PM****AGENDA****HENDRICKS COUNTY COUNCIL**

Hendricks County Government Center
355 S. Washington Street, Danville, Indiana

November 10, 2016**2:00 PM**

CALL TO ORDER:

ADOPTION OF AGENDA:

UNFINISHED BUSINESS:

Minutes of October 13, 2016 Meeting

NEW BUSINESS:

Consideration of Approval of Assignment of Taxpayer Agreement on Conference Center Project
Clayton/Liberty Township Public Library Board Appointment
Human Resources - Erin McIntyre, Administrator
Status of Funds Report

ADDITIONAL APPROPRIATIONS

<u>FUND-DEPARTMENT</u>	<u>ACCOUNT #</u>	<u>DESCRIPTION</u>	<u>REQUESTED</u>	<u>APPROVED</u>
1) General - Sheriff	1001.10599.000.105	Sheriff's Overtime/Holiday	\$ 100,000	
2) General - Jail	1001.13798.000.137	Jail Overtime/Holiday	\$ 90,000	
3) General - Jail	1001.20213.000.137	Inmate Meals	\$ 32,000	
4) General - Prosecutor	1001.10810.000.108	Legal Intern PAT4	\$ 8,000	
5) General - Prosecutor	1001.10814.000.108	Deputy Prosecutor PAT 1	\$ 1,920	
6) General - Prosecutor	1001.10899.000.108	Prosecutor's Overtime	\$ 2,000	
7) General- Planning	1001.30910.000.131	GIS Addressing Update	\$ 7,667	
8) General - Various Departments	1001.10299.000.102	Overtime	\$ 7,000	
9) Health	1159.18699.000.214	Health Overtime	\$ 3,000	
10) Health	1159.30200.000.214	Attorney	\$ 1,600	
11) Park Board - Innkeeper's Share	4806.34407.000.156	Dev of County Parks	\$ 57,000	
12) Park Board - Innkeeper's Share	4806.34407.000.156	Dev of County Parks	\$ 234,068	
13) Court Improvement Grant	8151.31700.000.160	Professional Services	\$ 16,000	
14) Court Improvement Grant	8151.32525.000.160	Professional Development	\$ 250	
15) Court Improvement Grant	8151.39900.000.160	Miscellaneous	\$ 2,000	
16) Drug Prosecution Grant	9117.20211.000.108	Field Supplies	\$ 10,000	

REALLOCATION OF FUNDS

<u>DEPARTMENT</u>	<u>FROM</u>	<u>TO</u>	<u>REQUESTED</u>	<u>APPROVED</u>
1) General - Animal Control	1001.14404.000.144	1001.14499.000.144	\$ 850	
2) General - Animal Control	1001.14411.000.144	1001.14499.000.144	\$ 7,900	
3) General - Animal Control	1001.14413.000.144	1001.14499.000.144	\$ 380	
4) General - Facilities Maintenance	1001.13606.000.136	1001.13699.000.136	\$ 2,000	

5) General - Cypress Manor	1001.13809.000.138	1001.13899.000.138	\$	2,500	_____
6) CAGIT - Treasurer	1110.32602.000.103	1110.20100.000.103	\$	2,000	_____
7) CAGIT - Parks	1110.15603.000.156	1110.15600.000.156	\$	5,000	_____
8) Pretrial Diversions	2501.10829.000.108	2501.10828.000.108	\$	8,000	_____
9) Park Board - Innkeeper's Share	4806.34407.000.156	4806.44550.000.156	\$	57,000	_____
10) Reassessment	1188.18909.000.109	1188.18998.000.109	\$	4,000	_____
11) CAGIT - Assessor	1110.11400.000.109	1110.11301.000.109	\$	3,500	_____

OTHER COUNCIL BUSINESS:

Timekeeping Update

The rescheduled meeting of the Hendricks County Council was called to order by Jay Puckett, President, on Friday, October 7, 2016 at 8:00 a.m. at the Hendricks County Government Center with the following in attendance: Jay Puckett, Larry Hesson, Dick Thompson, Brad Whicker, Caleb Brown, Eric Wathen, Michael Rogers, Cinda Kattau, Auditor and Tami Mitchell, Financial Administrator. President Jay Puckett led the assembly in the Pledge of Allegiance.

IN THE MATTER OF THE AGENDA

It was moved by Brad Whicker and seconded by Dick Thompson to approve the amended agenda as presented. Motion carried 7-0.

IN THE MATTER OF THE TRANSPORTATION REFUNDING REVENUE BONDS OF 2016 AND THE GENERAL OBLIGATION REFUNDING BONDS OF 2016

The Public Hearing on the Transportation Refunding Revenue Bonds of 2016 was opened by President Jay Puckett. Hearing no comment the Public Hearing was closed. The Public Hearing on the General Obligation Refunding Bonds of 2016 was opened by President, Jay Puckett. Hearing no comment, the Public Hearing was closed. Greg Guerrettaz spoke on the analysis of the refunding of the Transportation Revenue Bonds. Greg Guerrettaz spoke on the refunding of the General Obligation Bond stating that due to the tax deductibility thresholds of the banks, part of the bond would not be tax deductible and stated that the decision would be predicated on the market and how the loans fold together. It was moved by Larry Hesson and seconded by Brad Whicker that the Transportation Revenue Refunding Bonds of 2016 Ordinance 2016-31 and the General Obligation Refunding Bonds of 2016 Ordinance 2016-32 be approved. Motion carried 7-0.

IN THE MATTER OF THE MINUTES OF SEPTEMBER 8, 2016

It was moved by Michael Rogers and seconded by Larry Hesson that the minutes of the September 8, 2016 meeting were approved as corrected adding Dick Thompson to the council members present. Motion carried 7-0.

IN THE MATTER OF TIME AND ATTENDANCE

The implementation of the time and attendance system was discussed with several expressing bumps in the road. Sheriff Clark stated that they had been warned that the start-up would be difficult but the ultimate reward would be an improvement to the current timekeeping system. Prosecutor Pat Baldwin explained some of the concerns and pitfalls from her office of the system requirements. Treasurer Nancy Marsh stated she had spoken to Auditors at Auditor's Conference and received positive reports about the system but felt it might be a smoother transition if everyone used the thumbprint time keeping device. It was the consensus of the Council that they would look favorably to funding time

clocks for all of the county locations either with one on each floor or one at each door. County Director Todd McCormack will relay that message to the Commissioners. It was moved by Eric Wathen and seconded by Caleb Brown that a letter from the Board of Commissioners, with the opinion of our labor attorney, be sent to every employee with the requirement of clocking in and out. Motion carried 7-0.

IN THE MATTER OF THE VISIT HENDRICKS COUNTY PROJECT UPDATE

Visit Hendricks County Board member Kent McPhail stated that there was a delay to the start dates of the Tourism Commission's project partnership with Indy SW Lodging Inc. to build the Embassy Suites and Hilton Conference Center in Plainfield. Mr. McPhail stated the developer had requested an extension to close on the items needed prior to issuance of the bonds to no later than November 4, 2016. Mr. McPhail asked for an approval of an amendment to the Development Agreement. It was moved by Dick Thompson and seconded by Eric Wathen to approve the amendment as follows:

- a. Developer closes on the purchase of the Hotel Real Estate from the Tourism Commission;
- b. Developer closes on the purchase of the Conference Center Real Estate from the Palms;
- c. Developer closes on their personal financing for the project;
- d. And the county issues the bonds simultaneously with the above three no later than November 4, 2016 (currently scheduled for 10/25/16).
- e. Project breaks ground within 30 days of closing, no later than December 4, 2016.
- f. Per the development agreement with amended dates, the first payment from the bond proceeds will be made at 60 days after the issue of the bounds/closing of the three items, to be no later than January 4, 2017.
- g. Project completion remains at original end date of September 30, 2018.

IN THE MATTER OF THE ADOPTION OF THE 2017 BUDGET FOR HENDRICKS COUNTY SOLID WASTE

It was moved by Dick Thompson and seconded by Caleb Brown to approve the 2017 budget for the Hendricks County Solid Waste. Motion carried 7-0.

IN THE MATTER OF THE 2017 BUDGET OF HENDRICKS COUNTY

It was moved by Eric Wathen and seconded by Brad Whicker to approve the 2017 budget for Hendricks County. Motion carried 7-0. Auditor Cinda Kattau and Greg Guerrettaz spoke on the placement in the budget process of the Circuit Breaker impact and that it was an estimate provided by the DLGF.

IN THE MATTER OF THE EMPLOYEE MANUAL BUYOUT OF SICK TIME

Treasurer Nancy Marsh presented a request for the Council to consider delaying approval of the portion of the policy manual regarding the buyout of one half of the sick time and the funding of the buyout based on certain employees are being treated differently than other employees; there was not adequate notice to employees of the change; and that confusion reigns with the time and attendance system, new employee manual and open enrollment being rolled out at the same time. Treasurer Marsh stated she had the support of her fellow elected official peers, many who were in attendance and understood that department heads other than elected officials were less able to openly express their concerns on the subject. Ms. Marsh stated she had communicated at length with the Commissioner's Executive Director, Todd McCormack and could not come to a satisfactory agreement and therefore thought the next step was with the Council who has not yet approved or funded the proposed buyout. Councilmen Larry Hesson and Dick Thompson supported the employees accrued sick time be grandfathered with no financial loss to the employees. After lengthy discussion, it was agreed that President Jay Puckett would speak with Executive Director Todd McCormack, relaying the concerns of the department heads and their employees.

IN THE MATTER OF HUMAN RESOURCES

Erin Hughes, Administrator presented an updated job description for the Office Manager/Autocad Tech in the Surveyor's Office. Ms. Hughes recommendation was that the position remains ranked as an OSS2. It was moved by Dick Thompson and seconded by Caleb Brown to approve the job description and classification as presented. Motion carried 7-0.

IN THE MATTER OF THE TREASURER'S OFFICE

Shawn Shelley, incoming Treasurer, presented a request to hire a full time person to be paid out of the seasonal line item. Ms. Shelley stated that with Treasurer Nancy Marsh leaving, a position will be open and she would like to hire and bring in the new employee during the Fall tax collection season. It was moved by Larry Hesson and seconded by Brad Whicker to approve the new full time person to be paid from the seasonal line item through the last pay period ending December 16, 2016 and thereafter the person would move to the regular line item in the Treasurer's Office. Motion carried 7-0.

IN THE MATTER OF THE 2017 CERTIFIED INCOME TAX

Cinda Kattau presented the 2017 Certified Income Tax numbers for the Council's information.

IN THE MATTER OF THE STATUS OF FUNDS

Cinda Kattau presented the Status of Funds Report for the Council's information.

IN THE MATTER OF THE ADDITIONAL APPROPRIATIONS

Catherine Haines answered questions about the Supplemental Public Defender Fund; which appropriation had been tabled from the September 8, 2016 meeting. It was moved by Eric Wathen and seconded by Caleb Brown to deny appropriation number 1 from General Fund and approve number 2 in the amount of \$80,000 from the Supplemental Public Defender Fund. Motion carried 7-0.

It was moved by Larry Hesson and seconded by Brad Whicker to approve Court Administration's number 3 in the amount of \$10,000; CASA's number 4 in the amount of \$4,119; Veteran's Services number 5 in the amount of \$399; Cumulative Capital Development number 6 in the amount of \$5,000; Baby & Me Tobacco Free Grant number 7 in the amount of \$21,591; number 8 in the amount of \$1,672; number 9 in the amount of \$94; number 10 in the amount of \$64; number 11 in the amount of \$421; number 12 in the amount of \$14,580; number 13 in the amount of \$335; number 14 in the amount of \$195; number 15 in the amount of \$3,780; number 16 in the amount of \$4,984; number 17 in the amount of \$360; number 18 in the amount of \$420; and number 19 in the amount of \$2,577. Motion carried 7-0.

IN THE MATTER OF THE REALLOCATION OF FUNDS

It was moved by Eric Wathen and seconded by Caleb Brown to approve the Courts' request for number 1 in the amount of \$500. Motion carried 7-0.

IN THE MATTER OF OTHER COUNCIL BUSINESS

Auditor Cinda Kattau reported the Audited Financial Reports had been published. President Jay Puckett complimented Auditor Cinda Kattau and Financial Administrator Tami Mitchell for their outstanding job with the financial accounting of the county and the excellent Audit Report.

Auditor Cinda Kattau presented the Moody's Annual Comments on the General Obligation Bonds. President Puckett stated that Hendricks County is rated as high quality Aa2 with good financial health and a low debt burden.

President Jay Puckett stated that the Council had received and reviewed the Tort Claim on a Wrongful Death Suit.

Councilman Larry Hesson reminded everyone of the October 14, 2016 Purdue Extension Webinar. Mr. Hesson stated that Larry DeBoer is always an interesting and entertaining presenter. Assessor Larry Scott stated he always walks away from these webinars learning something.

There being no further business to come before the Council, upon motion made by Brad Whicker and seconded by Eric Wathen, the meeting was adjourned.

Amendment to Development Agreement

This Amendment to Development Agreement ("Amendment") is entered into as of the date last executed by the parties hereto ("Execution Date") between Indy SW Lodging Associates LLC, an Indiana limited liability company (the "Company"); the Town of Plainfield, by and through the Town of Plainfield Council (the "Town"); the Hendricks County Council ("County Council"); and the Hendricks County Tourism Commission (the "Tourism Commission", together with the Town and the County Council, the "Government Parties").

WHEREAS, the Company and Government Parties (collectively, the "Parties") entered into a Development Agreement as of May 31, 2016 ("Development Agreement");

WHEREAS, the Company has requested an extension of time for the closing of the purchase of the Real Estate (as defined in the Development Agreement) and has advised the Government Parties of certain changes to the site plan attached as an exhibit to the Development Agreement, which modified site plan is attached hereto as Exhibit A; and

WHEREAS, the Parties have agreed to modify certain dates set forth in the Development Agreement as a result of the extension and have further agreed upon certain other miscellaneous terms and conditions set forth below.

NOW THEREFORE, for and consideration of the foregoing and other good and valuable consideration, the Parties agree to the following:

1. Defined Terms. Unless otherwise defined herein, all capitalized terms included in this Amendment shall have their respective meanings set forth in the Development Agreement.

2. Change to Deadlines. The deadline for Closing set forth in Section 2 of the Development Agreement is hereby changed from "September 1, 2016" to "November 4, 2016." Further, the deadline applicable to the 2016 Bonds set forth in Section 3 of the Development Agreement is hereby changed from "September 1, 2016" to "November 4, 2016."

3. Changes to 2016 Bond References. The Parties acknowledge that the 2016 Bonds will be sold immediately following the satisfaction of the conditions set forth in Section 4 of the Development Agreement. The issuance of the 2016 Bonds will take place no later than 20 days after the sale of the 2016 Bonds. The Development Agreement incorrectly refers to the issuance of the 2016 Bonds instead of the sale of the 2016 Bonds and should be modified as follows: (a) in Section 3, last sentence, the reference to "issue" is hereby changed to "sell;" (b) in the title to Section 4 and in the first sentence of Section 4, the references to "issuance" are hereby changed to "sale;" and (c) in Section 5, first sentence, the reference to "issuance" is hereby changed to "sale."

4. Modification of Site Plan. The depiction of the Outlots and entrance drive (Manchester Court) shown on the site plan attached as Exhibit A to the Development Agreement has changed. The revised site plan attached hereto as Exhibit A is hereby approved by the Parties.

5. Conditions Precedent to Issuance of the 2016 Bonds. The parties recognize and agree that the terms of Section 4(F) of the Development Agreement regarding the construction contract review have been satisfied.

6. Retention of Ownership. Regarding Section 10, the Development Agreement shall be amended to provide that title to the Outlots shall be excluded from the ownership restrictions of Section 10.

7. Updated Schedule of Activities. The dates for last five (5) items on the schedule of activities attached as Exhibit D to the Development Agreement should be modified. An updated Schedule of Activities is attached hereto as Exhibit B and is hereby approved.

8. Reaffirmation; Notices. Except as expressly modified by this Amendment, the Parties reaffirm and ratify the terms and conditions of the Development Agreement. Section 20 regarding Notices shall be amended to provide that copies of notices to the Tourism Commission shall be provided to:

Glenn D. Bowman, Esq.
Bamberger Foreman Oswald & Hahn LLP
201 North Illinois Street, Suite 1225
Indianapolis, IN 46204

ALL OF WHICH IS AGREED by Indy SW Lodging Associates LLC, the Town of Plainfield, Indiana, the Hendricks County Tourism Commission, and the Hendricks County Council on the dates set out herein.

[See Signatures on Following Pages]

INDY SW LODGING ASSOCIATES LLC

Dated: _____, 2016

By: _____

Printed: _____

Title: _____

ATTEST:

By: _____

Printed: _____

Title: _____

STATE OF INDIANA)
COUNTY OF _____) SS:

Before me, the undersigned, a Notary Public in and for said County and State, came **SW Lodging Associates LLC**, an Indiana limited liability company, by _____, its _____, who as such _____, acknowledged the execution of the foregoing document for and on behalf of said company.

WITNESS my hand and notarial seal this _____ day of _____, 20____.

My County of residence is _____ County,
State of _____, and
My Commission Expires: _____

Notary Public

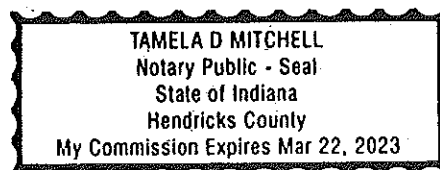
Printed Name

APPROVED and signed by the Hendricks County Council this 7 day of
October, 2016.

<u>Michael Rogers</u>	AYE	Mike Rogers	_____
<u>Jay Puckett</u>		Jay Puckett	_____
<u>Brad Whicker</u>		Brad Whicker	_____
<u>Eric Wathen</u>		Eric Wathen	_____
<u>Caleb Brown</u>		Caleb Brown	_____
<u>Larry Hesson</u>		Larry Hesson	_____
<u>Richard A. Thompson</u>		Richard Thompson	_____

Cinda Kattau
Cinda Kattau, Auditor
Hendricks County, Indiana

STATE OF INDIANA)
COUNTY OF Hendricks) SS:



Before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named members of the Hendricks County Council, who acknowledged the execution of the foregoing document.

WITNESS my hand and notarial seal this 7th day of Oct., 2016.

My County of residence is
Hendricks County,
State of Indiana, and
My Commission Expires:
3/22/23

Tamela D. Mitchell
Notary Public
Tamela D. Mitchell
Printed Name

APPROVED and signed by the Town of Plainfield Council this ____ day of _____, 2016.

TOWN OF PLAINFIELD COUNCIL

Robin G. Brandgard

Bill Kirchoff

Daniel Bridget

Kent McPhail

Lance Angle

Wesley Bennett, Clerk-Treasurer
Town of Plainfield, Indiana

STATE OF INDIANA)
) SS:
COUNTY OF _____)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named members of the Town of Plainfield Council, who acknowledged the execution of the foregoing document.

WITNESS my hand and notarial seal this ____ day of _____, 20__.

My County of residence is _____ County,
State of _____, and
My Commission Expires: _____

Notary Public

Printed Name

APPROVED and signed by the Hendricks County Tourism Commission this ____
day of _____, 2016.

HENDRICKS COUNTY TOURISM COMMISSION

Kent McPhail, President

Lynne Fuller

Lew White

Lee Tesdahl

Amber Armstrong

Julie Callis

Randy Simpson

Richard "Dick" Thompson

ATTEST:

Jennifer Smith, Secretary

[See Next Page for Notary Signature]

STATE OF INDIANA)
) SS:
COUNTY OF _____)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named members of the Hendricks County Tourism Commission, who acknowledged the execution of the foregoing document.

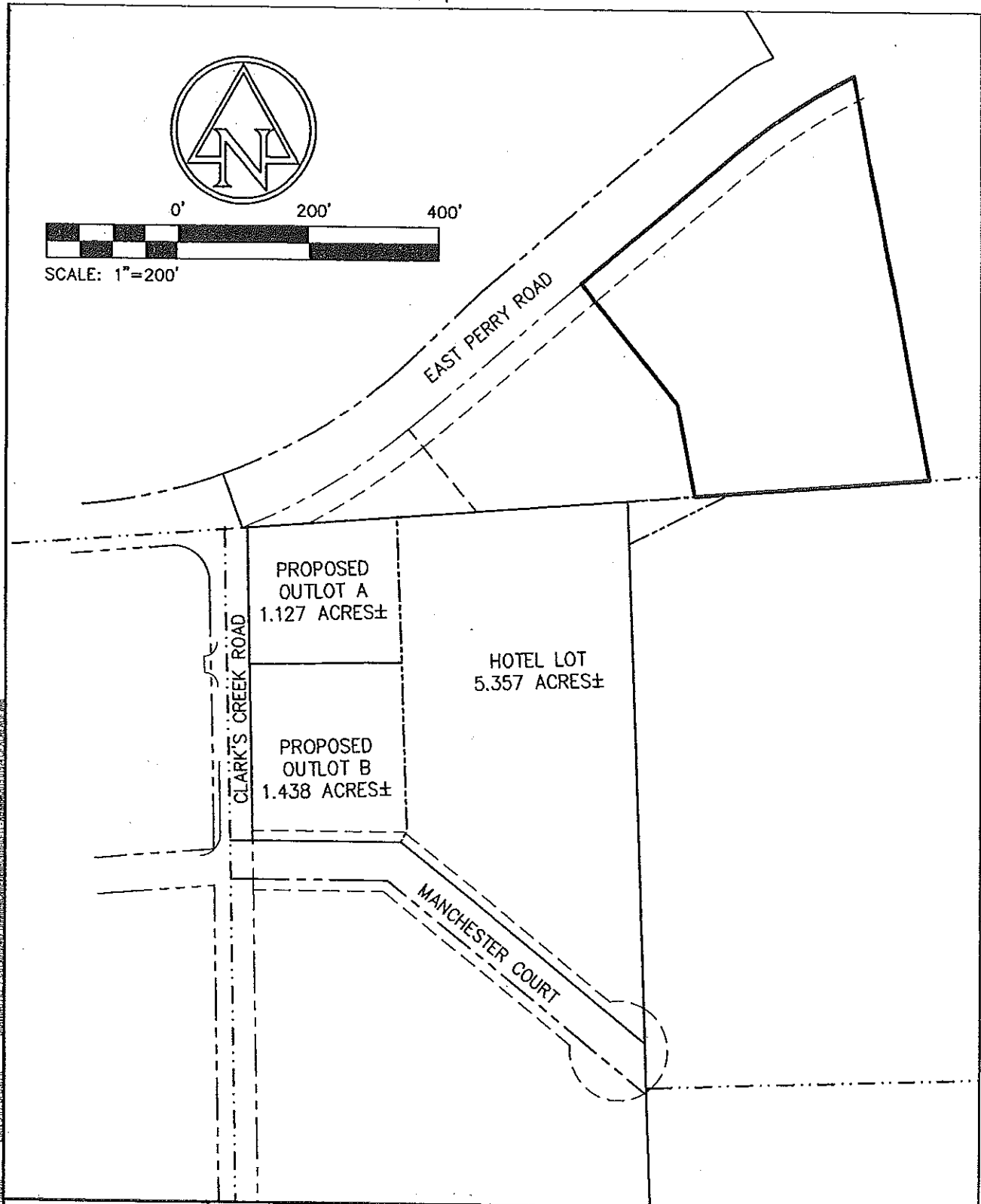
WITNESS my hand and notarial seal this _____ day of _____, 20____.

My County of residence is
_____ County,
State of _____, and
My Commission Expires:

Notary Public

Printed Name

EXHIBIT A



PLOT DATE: 9/30/2016 2:17 PM
PLOT SCALE: 1"=200'
DRAWING FILE: P:\2015\0924\20150924\EMBASSY SUITES HOTEL IN PLAINFIELD, IN\20150924\EMBASSY SUITES HOTEL IN PLAINFIELD, IN.dwg
PRINTED BY: J. B. BENTON
JOB NO.: 2015.01924

**AMERICAN
STRUCTUREPOINT
INC.**

7250 Shadeland Station | Indianapolis, Indiana 46256
TEL 317.547.5563 | FAX 317.543.0270
www.structurepoint.com

**EMBASSY
SUITES HOTEL,
CONFERENCE
CENTER AND
OUTLOTS**

**PERRY ROAD &
S CR 375 E
PLAINFIELD, IN
46168**

Scale:	1" = 200'
Drawn By:	REW
Checked By:	BNS
Date:	09-30-2016
Job No.:	2015.01924

**LOT
ACREAGES

EXHIBIT**

EXHIBIT B

**Updated Schedule of Activities
Plainfield Embassy Suites
Plainfield, Indiana**

Action	Deadline
Close on The Palms acquisition	November 4, 2016
Bond sale by County	November 4, 2016
Land Transfer from Tourism Commission (same time as financing closes)	November 4, 2016
Commence construction	December 4, 2016
County reimburses for land and The Palms acquisition	January 4, 2017

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.

		<u>ADDITIONAL APPROPRIATIONS</u>			
<u>DEPARTMENT</u>	<u>ACCOUNT #</u>	<u>DESCRIPTION</u>	<u>REQUESTED</u>	<u>APPROVED</u>	
1) General - Court Administration	1001.30400.000.160	Indigent Defense Services	\$ 80,000	<u>80,000</u>	
2) Supplemental PD Fund	1200.30400.000.160	Indigent Defense Services	\$ 80,000	<u>80,000</u>	
3) General - Court Administration	1001.30703.000.160	Pauper Transcripts	\$ 10,000	<u>10,000</u>	
4) CASA	1212.34500.000.160	Printing & Advertising	\$ 4,119	<u>4,119</u>	
5) General - Veterans Services	1001.37300.000.134	Computer Contract/Licensing	\$ 399	<u>399</u>	
6) Cum Cap Dev - Engineering	1138.42920.000.143	Fueling Station Replacement	\$ 5,000	<u>5,000</u>	
7) Baby & Me Tobacco Free Grant	9102.18690.000.214	Project Coordinator	\$ 21,591	<u>21,591</u>	
8) Baby & Me Tobacco Free Grant	9102.13590.000.214	FICA/Medicare	\$ 1,672	<u>1,672</u>	
9) Baby & Me Tobacco Free Grant	9102.13593.000.214	Unemployment Insurance	\$ 94	<u>94</u>	
10) Baby & Me Tobacco Free Grant	9102.13594.000.214	Workers Compensation	\$ 64	<u>64</u>	
11) Baby & Me Tobacco Free Grant	9102.20100.000.214	Office Supplies	\$ 421	<u>421</u>	
12) Baby & Me Tobacco Free Grant	9102.21011.000.214	Diaper Vouchers	\$ 14,580	<u>14,580</u>	
13) Baby & Me Tobacco Free Grant	9102.20221.000.214	Testing Equipment	\$ 335	<u>335</u>	
14) Baby & Me Tobacco Free Grant	9102.20211.000.214	Field Supplies & Equipment	\$ 195	<u>195</u>	
15) Baby & Me Tobacco Free Grant	9102.30500.000.214	Education & Conferences	\$ 3,780	<u>3,780</u>	
16) Baby & Me Tobacco Free Grant	9102.33000.000.214	Mileage & Travel	\$ 4,984	<u>4,984</u>	
17) Baby & Me Tobacco Free Grant	9102.32600.000.214	Track Phones	\$ 360	<u>360</u>	
18) Baby & Me Tobacco Free Grant	9102.32601.000.214	Internet	\$ 420	<u>420</u>	
19) Baby & Me Tobacco Free Grant	9102.34500.000.214	Printing & Advertising	\$ 2,577	<u>2,577</u>	

Adopted this 7th day of October, 2016 by the following vote:

AYE

Caleb M. Brown

Larry R. Hesson

Jay R. Puckett

Michael C. Rogers

Richard A. Thompson

Eric Wathen

Brad Whicker

Attest:

Cinda Kattau, Auditor

NAY

Caleb M. Brown

Larry R. Hesson

Jay R. Puckett

Michael C. Rogers

Richard A. Thompson

Eric Wathen

Brad Whicker

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 hereinafter specified.

<u>DEPARTMENT</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>	<u>Y/N</u>
1) General - Courts	1001.16099.000.160	1001.16006.000.160	\$ 500	<u>Y</u>

Adopted this 7th day of October, 2016 by the following vote:

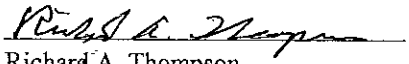
AYE


Caleb M. Brown

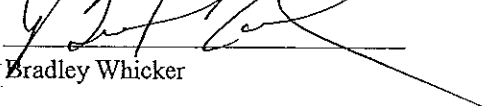

Larry R. Hesson


Jay R. Puckett

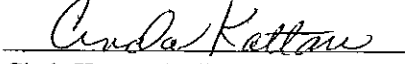

Mike Rogers


Richard A. Thompson


Eric Wathen


Bradley Whicker

Attest:


Cinda Kattau, Auditor

NAY

Caleb M. Brown

Larry R. Hesson

Jay R. Puckett

Mike Rogers

Richard A. Thompson

Eric Wathen

Bradley Whicker

ASSIGNMENT OF TAXPAYER AGREEMENTS

THIS ASSIGNMENT OF TAXPAYER AGREEMENTS (this "Assignment") dated November __, 2016, is made by and among Indy SW Lodging Associates, LLC, an Indiana limited liability company ("Borrower"), the Town of Plainfield, by and through the Town of Plainfield Council (the "Town"), the Hendricks County Council (the "County Council"), the Hendricks County Tourism Commission (the "Tourism Commission") and collectively with the Town and the County Council, the "Public Parties"), and InterBank, an Oklahoma banking corporation ("Lender").

RECITALS

A. Borrower and the Town are parties to the Taxpayer Agreement and Consent to Real Property Tax Lien, dated May 31, 2016 (as amended, the "Taxpayer Agreement").

B. Borrower and the Public Parties are parties to the Development Agreement, dated May 31, 2016 (as amended, the "Development Agreement") and together with the Taxpayer Agreement, the "Project Agreements").

C. Pursuant to a Loan and Security Agreement (the "Loan Agreement") between Borrower and Lender, Lender has agreed to make a loan to Borrower to finance certain costs of construction of the Project referred to in the Project Agreements.

D. As security for the obligations of Borrower under the Loan Agreement and other agreements and instruments executed in connection therewith, Borrower has agreed to grant a security interest to Lender in all of Borrower's right, title, and interest in the Project Agreements.

AGREEMENT

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

1. Assignment of Project Agreements. As security for the payment and performance when due all of Borrowers' debts and obligations under the Loan Agreement and each other agreement or instrument executed in connection therewith, Borrower hereby collaterally assigns to Lender, and grants to Lender a security interest in, all of Borrower's right, title, and interest in and to the Project Agreements.

2. No Assumption by Lender. Nothing in this Assignment shall constitute an assumption by Lender of any obligations under the Project Agreements prior to the exercise of Lender's remedies as a secured creditor. Borrower shall continue to be solely liable for its obligations under the Project Agreements.

3. Acknowledgement and Consent of the Public Parties. The Public Parties acknowledge and consent to this Assignment. Following the exercise of any of Lender's remedies as a secured creditor, the Public Parties agree to recognize the rights of Lender as party to the Project Agreements and to perform the Project Agreements substantially in accordance

with their terms, provided that (a) Lender shall comply with all obligations of the Borrower under the Project Agreements and (b) Lender shall confirm in writing to the Public Parties that Lender will either (i) continue to construct and/or operate the Hotel as an Embassy Suites as described in Project Agreements or (ii) transfer the Hotel and Hotel Real Estate to another person approved by Hilton Franchise Holding LLC (or its applicable affiliate) to own and operate the Hotel as an Embassy Suites or any other person approved in writing by the Public Parties. As used in this Section 3, "Hotel" and "Hotel Real Estate" have the meanings given to them in the Development Agreement.

4. Agreement Regarding Payments. All reimbursement and other payments required to be made by the Public Parties pursuant to the Project Agreements shall be made to the deposit account of Borrower maintained with Lender pursuant to the following instructions:

If by mail:

InterBank
4921 N. May
Oklahoma City, OK 73112
Attn: Lynn Pickens

If by wire transfer:

InterBank
ABA #: 103000703
Account Number: 1755393305
For the Benefit of: Indy SW Lodging Associates LLC
ATTN: Lynn Pickens / Zana Cook

5. Miscellaneous.

(a) Waiver; Amendments. This Assignment shall not be amended and no term or provision hereof shall be deemed waived unless the waiver is in writing and signed by Lender. No failure by Lender to insist upon Borrower's or the Public Parties' performance of any term of this Assignment shall constitute a waiver of Lender's rights hereunder. No delay in exercising or enforcing any rights with respect to a default shall prevent Lender from exercising any rights hereunder or at law or in equity.

(b) Headings. All Article and Section headings are for convenience only and shall not be interpreted to enlarge or restrict the provisions of this Assignment.

(c) Binding Effect. This Assignment shall bind the parties hereto and their respective successors and assigns.

(d) Severability. In the event any provision of this Assignment shall be held invalid or unenforceable in any legal action by any court or other governmental authority of competent jurisdiction, such holding shall not invalidate or render unenforceable any other provision hereto.

(e) Applicable Law. This Assignment shall be governed by the laws of the State of Indiana.

(f) Counterparts; Electronic Transmission. This Assignment may be executed in counterparts. Signed copies and signatures sent by fax, e-mail, or other electronic transmission shall be effective as originals.

IN WITNESS WHEREOF, the parties hereto have executed this Assignment to be effective the day and year first above written.

"Borrower":

INDY SW LODGING ASSOCIATES, LLC

By: _____

Name: Bharat Patel

Title: Managing Member

STATE OF _____)

)

COUNTY OF _____)

Subscribed and sworn to before me, a Notary Public this ____ day of October, 2016, personally appeared the within named Bharat Patel, as Managing Member of Indy SW Lodging Associates, LLC, and acknowledged the execution of the foregoing document.

WITNESS my hand and official seal.

Notary Public

My Commission Expires:

"Lender":

INTERBANK

By: _____

Name: Lynn Pickens

Title: Senior Vice President

STATE OF _____)

COUNTY OF _____)

Subscribed and sworn to before me, a Notary Public this ____ day of October, 2016, personally appeared the within named Lynn Pickens as Senior Vice President of InterBank, an Oklahoma banking corporation, and acknowledged the execution of the foregoing document.

WITNESS my hand and official seal.

Notary Public

My Commission Expires:

"Town":

TOWN OF PLAINFIELD COUNCIL

Robin G. Brandgard

Bill Kirchoff

Daniel Bridget

Kent McPhail

Lance Angle

STATE OF _____)
)
COUNTY OF _____)

Subscribed and sworn to before me, a Notary Public this ____ day of November, 2016, personally appeared the within named members of the Town of Plainfield Council and acknowledged the execution of the foregoing document.

WITNESS my hand and official seal.

Notary Public

My Commission Expires:

"Tourism Commission":

HENDRICKS COUNTY TOURISM
COMMISSION

Kent McPhail, President

Lynne Fuller

Lew White

Lee Tesdahl

Amber Armstrong

Clay Chafin

Randy Simpson

Richard "Dick" Thompson

STATE OF _____)

COUNTY OF _____)

Subscribed and sworn to before me, a Notary Public this ____ day of October, 2016,
personally appeared the within named members of the Hendricks County Tourism Commission
and acknowledged the execution of the foregoing document.

WITNESS my hand and official seal.

Notary Public

My Commission Expires:

“County Council”

The undersigned hereby acknowledges, ratifies, and joins in the foregoing Assignment of Taxpayer Agreements dated as of November 10, 2016.

AYE

NAY

_____	Mike Rogers	_____
_____	Jay Puckett	_____
_____	Brad Whicker	_____
_____	Eric Wathen	_____
_____	Caleb Brown	_____
_____	Larry Hesson	_____
_____	Richard Thompson	_____

Cinda Kattau, Auditor
Hendricks County, Indiana


STATE OF INDIANA)
)
COUNTY OF HENDRICKS)

Subscribed and sworn to before me, a Notary Public this 10th day of November, 2016, personally appeared the within named members of the Hendricks County Council and acknowledged the execution of the foregoing document.

WITNESS my hand and official seal.

Notary Public

My Commission Expires:



Clayton/ Liberty Township Public Library

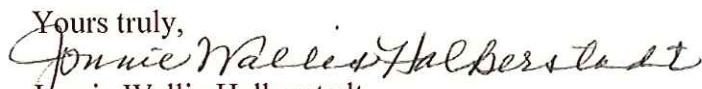
October 17, 2016

Hendricks County Council
Government Center
355 South Washington Street
Danville, IN 46122

Dear Council Members:

On behalf of the Library Board of Trustees, I'm writing to request a place on your meeting agenda for the purpose of appointing Ms. Hilary Fox to fill a vacancy on our board. Ms. Fox is a young member of the community and will lend a fresh perspective to our future growth.

I'm enclosing the necessary documentation and await your pleasure.

Yours truly,

Jonnie Wallis-Halberstadt
Director

To replace Clinton Wasson who moved

Memo

To: Hendricks County Council

From: Erin Hughes, Human Resources

Date: November 3, 2016

Re: Job Descriptions

Items for discussion at your meeting Thursday:

1. The Facilities Department has updated their job descriptions. I have reviewed the following job descriptions and recommend the classifications below:

- Building Maintenance Superintendent **Rank:** LTC 2 **FLSA:** Non-Exempt
No change in rank Budget Number-14312
- Custodian **Rank:** LTC 5 **FLSA:** Non-Exempt
No change in rank Budget Numbers-13601, 13602, 13604, & 13605
- Part-Time Custodian **Rank:** LTC 5 **FLSA:** Non-Exempt
No change in rank Budget Number- 13606
- Facilities Manager **Rank:** PAT 3 **FLSA:** Non-Exempt
Previously PAT 4 Budget Number- 14306
- Maintenance Technician **Rank:** LTC 3 **FLSA:** Non-Exempt
No change in rank Budget Number- 14316
- Groundskeeper **Rank:** LTC 5 **FLSA:** Non-Exempt
No change in rank Budget Number- 13603

2. The Auditor/Council has updated one job description. I have reviewed the following job description and recommend the classification below:

- Financial Administrator **Rank:** PAT 2 **FLSA:** Exempt
No change in rank Budget Number- 14908

STATUS OF FUNDS REPORT

Hendricks County

Date of Publication: Oct 27, 2016 Republican
Oct 29, 2016 Hendricks County Flyer

Date of Public Hearing Nov 10, 2016
Date of Resolution Nov 10, 2016

2016 Property Tax Rate if applicable	.1744			.0493	.0320		.0026	.0123			.0037			
COUNTY FUND NUMBER	1001	1110	1112	1135	1138	1157	1158	1159	1169	1176	1186	1188	4701	4702
DLGF FUND NUMBER	0101	0254	2411	0790	2391	9501	0905	0801	0706	0702	0061	0124		
FUND NAME:	General (A)	CAGIT Certified Shares (B)	EDIT Project	Cume Bridge	CCD	Food & Beverage	Drain Improvement	Health	Local Road & Street	Highway	Rainy Day	Reassessment	Insurance Claims	Insurance Rainy Day
APPROPRIATION REQUEST:	248,587							4,600						
AMOUNT BY REDUCTION:														
AMOUNT BY SURPLUS:														
1. Property Tax Levy (Line 16)	14,146,379	-	-	3,998,948	2,595,666	-	210,898	997,709	-	-	-	300,124	-	-
2. Circuit Breaker Impact	1,286,793			363,755	236,109			90,754				27,300		
3. PTRC from CAGIT (Line 13)	1,783,113			-	-		-	-	-	-		-		
4. Misc. Revenue Estimate (line 8B)	4,883,408	10,281,850	4,227,365	409,343	194,300	1,800,000	46,787	347,184	1,004,903	4,863,222		22,466		
5. January 1 Cash Balance including investments	6,227,404	3,256,521	16,136,413	12,472,923	4,838,190	3,845,605	1,333,622	600,348	1,410,966	3,534,866	10,478,141	442,818	5,820,247	3,278,527
6. Total Funds Available (1-2+3+4+5)	25,753,511	13,538,371	20,363,778	16,517,459	7,392,047	5,645,605	1,591,307	1,854,487	2,415,869	8,398,088	10,478,141	738,108	5,820,247	3,278,527
7. Original Budget	21,962,652	10,458,018	3,826,991	2,549,364	3,385,208	1,947,569	500,000	1,370,967	1,184,000	5,018,219	500,000	358,485		
8. Encumbered Appropriations	116,907	21,398	3,885,883	4,813,110	1,259,157	355,819	-	-	84,986	-	-	76,580		
9. Total Beginning Appropriations (7+8)	22,079,559	10,479,416	7,712,874	7,362,474	4,644,365	2,303,388	500,000	1,370,967	1,268,986	5,018,219	500,000	435,065	-	-
10. Surplus Funds (6-9)	3,673,952	3,058,955	12,650,904	9,154,985	2,747,682	3,342,217	1,091,307	483,520	1,146,883	3,379,869	9,978,141	303,043	5,820,247	3,278,527
11. Amount Appropriated Since January 1st less any reductions in appropriations	(1,380,644)		2,439,663	858,631	302,059			26,305		75,640		112,000	Not Appropriated	Usually Not Appropriated
12. Amount Transferred to Rainy Day	-	-	-	-	-	-	-	-	-	-	-	-	-	-
13. Surplus Funds Remaining (10-11)	5,054,596	3,058,955	10,211,241	8,296,354	2,445,623	3,342,217	1,091,307	457,215	1,146,883	3,304,229	9,978,141	191,043	na	3,203,349
CASH BALANCE AS OF NOV 1, 2016	751,272	3,311,312	16,961,531	16,821,058	3,615,617	4,697,232	1,151,526	624,202	1,615,604	4,377,147	10,478,141	210,792	(21,050)	3,276,277
Established minimum balance	5,000,000	1,000,000	5,000,000		750,000	2,000,000				700,000	10,000,000	50,000		3,500,000
SUMMARY OF TEN MAJOR FUNDS	1/1/2016	2/1/2016	3/1/2016	4/1/2016	5/1/2016	6/1/2016	7/1/2016	8/1/2016	9/1/2016	10/1/2016	11/1/2016	12/1/2015	AVG	
Surplus (equals unappropriated)	54,308,497	54,304,988	54,217,221	53,726,471	49,521,092	49,312,897	48,965,073	48,857,205	50,118,987	50,056,987	50,041,588	44,797,752		
Actual Cash Balance	65,479,556	63,292,273	60,610,315	58,183,830	57,251,899	62,416,919	66,822,516	65,833,466	65,072,976	67,755,882	65,905,191	67,755,882	63,865,059	
Prior Year Cash Balance	64,599,797	61,570,791	59,279,743	61,890,750	56,198,295	58,183,830	65,624,411	62,643,596	64,017,693	63,670,633	59,515,928	55,521,124	61,059,716	

Food & Beverage Revenue:
2016: Jan \$93,095 Feb \$135,667 Mar \$261,654 Apr \$381,776 May \$300,047 Jun \$326,983 Jul \$195,711 Aug \$92,358 Sep \$175,319 Oct \$110,179
2015: Jan \$155,033 Feb \$120,101 Mar \$206,350 Apr \$206,882 May \$214,299 Jun \$248,657 Jul \$196,629 Aug \$147,030 Sept \$135,037 Oct \$200,637 Nov \$124,321 Dec \$123,010
2014: Jan \$100,440 Feb \$116,289 Mar \$84,135 Apr \$205,154 May \$175,802 Jun \$274,065 Jul \$121,047 Aug \$189,365 Sep \$114,861 Oct \$127,952 Nov \$145,104 Dec \$120,101

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.

ADDITIONAL APPROPRIATIONS

<u>DEPARTMENT</u>	<u>ACCOUNT #</u>	<u>DESCRIPTION</u>	<u>REQUESTED</u>	<u>APPROVED</u>
1) General - Sheriff	1001.10599.000.105	Sheriff's Overtime/Holiday	\$ 100,000	_____
2) General - Jail	1001.13798.000.137	Jail Overtime/Holiday	\$ 90,000	_____
3) General - Jail	1001.20213.000.137	Inmate Meals	\$ 32,000	_____
4) General - Prosecutor	1001.10810.000.108	Legal Intern PAT4	\$ 8,000	_____
5) General - Prosecutor	1001.10814.000.108	Deputy Prosecutor PAT 1	\$ 1,920	_____
6) General - Prosecutor	1001.10899.000.108	Prosecutor's Overtime	\$ 2,000	_____
7) General- Planning	1001.30910.000.131	GIS Addressing Update	\$ 7,667	_____
8) General - Various Departments	1001.10299.000.102	Overtime	\$ 7,000	_____
9) Health	1159.18699.000.214	Health Overtime	\$ 3,000	_____
10) Health	1159.30200.000.214	Attorney	\$ 1,600	_____
11) Park Board - Innkeeper's Share	4806.34407.000.156	Dev of County Parks	\$ 57,000	_____
12) Park Board - Innkeeper's Share	4806.34407.000.156	Dev of County Parks	\$ 234,068	_____
13) Court Improvement Grant	8151.31700.000.160	Professional Services	\$ 16,000	_____
14) Court Improvement Grant	8151.32525.000.160	Professional Development	\$ 250	_____
15) Court Improvement Grant	8151.39900.000.160	Miscellaneous	\$ 2,000	_____
16) Drug Prosecution Grant	9117.20211.000.108	Field Supplies	\$ 10,000	_____

Adopted this 10th day of November, 2016 by the following vote:

AYE

Caleb M. Brown

Larry R. Hesson

Jay R. Puckett

Michael C. Rogers

Richard A. Thompson

Eric Wathen

Brad Whicker

Attest:

Cinda Kattau, Auditor

NAY

Caleb M. Brown

Larry R. Hesson

Jay R. Puckett

Michael C. Rogers

Richard A. Thompson

Eric Wathen

Brad Whicker

REQUEST FOR EMERGENCY APPROPRIATION

Date: 11/1/16

Amount: \$100,000
(whole dollars only)

Additional #1

Fund Name: County General
(Example – County General)

Account Name: Sheriff's Overtime/Holiday
(Example – Supplies)

Account Number: 1001.10599.000.105

Explanation of Request:

☒ I will be attending the Council meeting.
☐ I will not be attending the Council meeting.


Authorized Signature *Sher. H.*

Auditor's Notes:
Original appropriation \$200,000
November 1 balance = (\$27,781)

REQUEST FOR EMERGENCY APPROPRIATION

Date: 11/1/16

Amount: \$90,000
(whole dollars only)

Add #2

Fund Name: County General
(Example – County General)

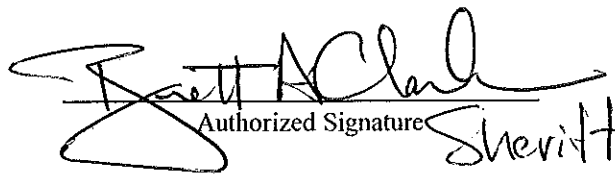
Account Name: Jail Overtime/Holiday
(Example – Supplies)

Account Number: 1001.13798.000.137

Explanation of Request:

☒ I will be attending the Council meeting.
☐ I will not be attending the Council meeting.

Auditor's Notes:
Original appropriation \$110,000
November 1 balance = (\$23,369)


Authorized Signature Sheriff

REQUEST FOR EMERGENCY APPROPRIATION

Date: 11/1/16

Add #3

Amount: \$32,000
(whole dollars only)


Fund Name: County General
(Example – County General)

Account Name: Inmate Meals
(Example – Supplies)

Account Number: 1001.20213.000.137

Explanation of Request:

☒ I will be attending the Council meeting.
☐ I will not be attending the Council meeting.


Authorized Signature Sheriff

Auditor's Notes:
Original appropriation \$360,260
November 1 balance = \$38,033

REQUEST FOR EMERGENCY APPROPRIATION

Date: 10-22-16

Amount: \$8,000.00

Add # 4

Fund Name: COUNTY GENERAL FUND
(Example – County General)

Account Name: PAYROLL FOR LAW CLERKS
(Example – Supplies)

Account Number: 1001-10810-000-108

Explanation of Request:

MONEY IS NEED TO FINISH OUT THE 2016 YEAR
PAYROLL FOR LAW CLERKS.

X I will be attending the Council meeting.
_____ I will not be attending the Council meeting.

FILED

OCT 21 2016

Cinda Kattau
AUDITOR HENDRICKS COUNTY

R. Dald
Authorized Signature

Auditor's Notes:

Original appropriation \$40,000
Current balance \$ 2,439

REQUEST FOR EMERGENCY APPROPRIATION

Date: 10-22-16

Amount: ^{1920.-}
~~\$1,919.60~~

Add #5

Fund Name: COUNTY GENERAL FUND
(Example - County General)

Account Name: PAYROLL FOR
KRISTOPHER KRITZER Deputy Prosecutor
(Example - Supplies)

Account Number: 1001-10814-000-108

Explanation of Request:

MONEY IS NEED TO FINISH OUT THE 2016 YEAR
DUE TO PAYING CHRISTOPHER PARKER
VACATION TIME WHEN HE RESIGN TO LEAVE
OFFICE FOR PRIVATE PRACTICE.

☒ I will be attending the Council meeting.
☐ I will not be attending the Council meeting.


Authorized Signature

Auditor's Notes:

Approp \$ 63,960

Current balance \$ 4,920

@ \$2,460 per pay X 4 remaining pays

the appropriation will still be short \$ 3,000

REQUEST FOR EMERGENCY APPROPRIATION

Date: 10-22-16

Amount: \$2,000.00

Add #6

Fund Name: COUNTY GENERAL FUND
(Example – County General)

Account Name: OVERTIME
(Example – Supplies)

Account Number: 1001-10899-000-108

Explanation of Request:

MONEY IS NEED TO FINISH OUT THE 2016 YEAR
PAYROLL FOR OVERTIME.

FILED
OCT 21 2016

X I will be attending the Council meeting.
_____ I will not be attending the Council meeting.

Cinda Kattan
AUDITOR HENDRICKS COUNTY

R. Bald
Authorized Signature

Auditor's Notes:

<i>Original appropriation</i>	<i>7,500</i>
<i>June additional</i>	<i>+ 6,500</i>
	<i>\$ 14,000</i>
<i>Current balance</i>	<i>\$ 3,998</i>

REQUEST FOR EMERGENCY APPROPRIATION

FILED

Date: 09/28/16

SEP 29 2016

Amount: \$7,667.00

Cinda Kattaw
AUDITOR HENDRICKS COUNTY

Fund Name: County General
(Example – County General)

Add #7

Account Name: GIS Addressing Update
(Example – Supplies)

Account Number: 1001.30910.000.131

Explanation of Request:

We have an M.O.U. between Hendricks County
(Surveyor and Planning & Building) and the Town of
Brownsburg. We are asking for a claim to be paid to U.S.
Geological Survey in the amount above.

Due to the contract being between USGS and the
county, Brownsburg had to pay the county their portion of
the amount and then we have to pay USGS directly.

Attached you will find a copy of the contract, check
from Brownsburg and the claim.

☒ I will be attending the Council meeting.

123348

Date	Invoice Number	Description	Invoice Amount
08/23/16	00000001	9466 STREAM GAUGE FOR STORMWATER	7,666.67

Check Total: 7,666.67

FIRST MERCHANTS BANK
BROWNSBURG IN 46112

71-65/749

123348

FORM APPROVED BY STATE BOARD OF ACCOUNTS
FOR TOWN OF BROWNSBURG-1999
THIS WARRANT VOID TWO (2) YEARS
AFTER DEC. 31ST OF THE YEAR OF ISSUE

DATE	CHECK NUMBER	AMOUNT
09/23/2016	123348	\$*****7,666.67

PAY

SEVEN THOUSAND SIX HUNDRED SIXTY-SIX AND 67/100 DOLLARS*****

TO THE
ORDER OFHENDRICKS COUNTY COMMISSIONERS
355 S. WASHINGTON STREET
204
DANVILLE IN 46122

CLERK-TREASURER

Security features included. Details on back

⑈0000123348⑈ ⑆074900657⑆ 0220002736⑈

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding ("MOU") is effective as of this 26th day of May, 2016, by and between the Hendricks County Board of Commissioners and the Town of Brownsburg, Indiana for the purposes set forth herein.

RECITALS

WHEREAS, it is the intention of Hendricks County, Indiana and the Town of Brownsburg to share in the cooperation of Water Resource Investigations herein called "the Program"; and

WHEREAS, there are amounts to be contributed to cover all of the cost of the necessary field and analytical work directly related to this program; and

WHEREAS, the costs of this program shall be paid by Hendricks County paying two-thirds ($\frac{2}{3}$) and the Town of Brownsburg paying one-third ($\frac{1}{3}$) of such costs; and

WHEREAS, the areas to be included in the program shall be determined by mutual agreement between the parties hereto or their authorized representatives; and

WHEREAS, the Parties desire to enter into this MOU to determine the terms, conditions, scope, and/or amounts to be paid by each party to this agreement.

NOW, THEREFORE, in consideration of the foregoing and the terms and conditions hereof, Hendricks County and the Town of Brownsburg hereby agree as follows:

1. The total cost for the period beginning September 1, 2015 to September 30, 2017 is Twenty-Three Thousand Dollars (\$23,000).
2. Hendricks County shall pay the sum of Fifteen Thousand Three Hundred Thirty-Three Dollars and thirty-three cents (\$15,333.33) and the Town of Brownsburg shall pay the sum of Seven Thousand Six Hundred Sixty-Six Dollars and sixty-seven cents (\$7,666.67).

Section 1. Term. This MOU shall commence upon signatures by the Parties, and shall continue through the calendar year 2017 (the "Initial Term"). This MOU may be extended by mutual agreement of the Parties on an annual basis beyond the Initial Term to coincide with any future contracts with the U.S. Department of Interiors.

COPY

Section 2. Powers. Each of the Parties shall execute and implement this MOU according to and in the exercise of their statutory powers granted under Federal or State law applicable to each party.

Section 3. Communications. The Parties agree to meet on an as-needed basis to evaluate the program and to discuss any issues with respect to the Property.

Section 4. Future Actions. The Parties acknowledge that the agreements under this MOU are subject to future actions and compliance with statutory procedures required by law. The Parties covenant and agree to use their best efforts to complete such statutory procedures and to take the final actions required to implement such agreements.

Section 5. Notices:

Hendricks County Planning and Building Department
Hendricks County Government Center
355 S Washington
#212
Danville, IN 46122

Town of Brownsburg
61 N Green Street
Brownsburg, IN 46112

Section 6. Miscellaneous.

- a. Amendment. This MOU, and any exhibits attached hereto, may be amended only by the mutual agreement of the Parties, and by the execution of said amendment by the Parties or their successors in interest.
- b. Indiana Law. This MOU shall be construed in accordance with the laws of the State of Indiana.
- c. Counterparts. This MOU may be executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same MOU.
- d. No Third Party Beneficiaries. This MOU shall be deemed to be for the benefit solely of the Parties and shall not be deemed to be for the benefit of any third party.
- e. Mutual Assistance and Cooperation. The Parties agree, subject to further proceedings required by law, to take such actions, including the execution and delivery of such documents, instruments, petitions and certifications, as may be necessary or appropriate,

Y903

from time to time, to carry out the terms, provisions and intent of this MOU and to aid and assist each other in carrying out said terms, provisions and intent. Further, the Parties covenant and agree to cooperate with each other to carry out the purpose and intent of this MOU.

Section 7. Effective Date. Notwithstanding anything herein to the contrary, this MOU shall not be effective until: (a) all Parties have executed this MOU and it has been approved or ratified at a public meeting or as required by applicable law.

Section 8. No Other Agreement. Except as otherwise expressly provided herein, this MOU supersedes all prior agreements, negotiations and discussions relative to the subject matter hereof and is a full integration of the agreement of the Parties.

AGREED TO AND ACCEPTED by the Parties as of the Effective Date.

HENDRICKS COUNTY COMMISSIONERS



Bob Gentry, President

Signed 6-14-16

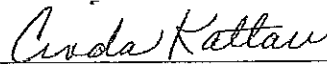


Phyllis A. Palmer, Vice President



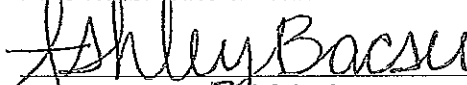
Matthew D. Whetstone, Member

ATTEST:



Cinda Kattau, Auditor

BROWNSBURG TOWN COUNCIL



Ashley Hobbs BACSA

Dennis Dawes



Sean Benham

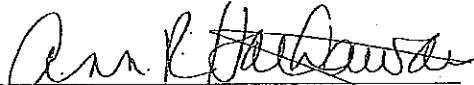


Brian Jessen



Chris Worley

ATTEST:



Ann Hathaway, Clerk Treasurer

REQUEST FOR EMERGENCY APPROPRIATION

Date: 11/3/16

Amount: \$7,000
(whole dollars only)

Fund Name: General Fund
(Example – County General)

Addl # 8

Account Name: Overtime
(Example – Supplies)

Account Number: 1001.10299.000.102

Explanation of Request:

Due to change in FLSA status of some employees from exempt to non-exempt, there may be a need to pay overtime in several departments for the last three pays of 2016. As a precaution, I'm requesting this amount to be used for any department that may run short in overtime.

☒ I will be attending the Council meeting.

☐ I will not be attending the Council meeting.



Authorized Signature

Auditor's Notes:

REQUEST FOR EMERGENCY APPROPRIATION

Date: 11/3/16

Amount: \$3,000.
(whole dollars only)

Fund Name: Health Fund
(Example – County General)

Add #9

Account Name: Overtime
(Example – Supplies)

Account Number: 1159.18699.000.214

Explanation of Request:

Due to change in FLSA status of some employees from exempt to non-exempt, there may be a need to pay overtime for the last three pays of 2016. Several Health department employees will change to hourly. As a precaution, I'm requesting this amount to be used for environmental or nursing health department if they run short in overtime appropriation.

☒ I will be attending the Council meeting.

☐ I will not be attending the Council meeting.

A. Kattan

Authorized Signature

Auditor's Notes:

REQUEST FOR EMERGENCY APPROPRIATION

Date: 10/7/2016

Amount: \$1600.00

Fund Name: Health
(Example – County General)

Add # 10

Account Name: Attorney
(Example – Supplies)

Account Number: 1159.30200.000.0214
Example - Fund # Account # Object # Location #
 100 20100 000 102

Explanation of Request:

Judgement on case #32C01-1507-PL-000118 into Attorney
line item to pay Attorney's invoice

Judge ordered payment of attorney fees to County.

☒ I will be attending the Council meeting.

☐ I will not be attending the Council meeting.

Original approp \$7,500
Current balance \$1,317

Julie Haar
Authorized Signature

QUIETUS

September 21, 2016

Receipt No: 038628

Issued To: MERIDIAN TITLE CORP FOR

Total: \$*****1,600.00

One Thousand Six Hundred and No/100 dollars

On Account Of: DHILLON RANJIT/WOODROW & LISA J CARNES

Comment:

JUDGEMENT #32C01-1507-PL-000118

Payment Types: 1,600.00 Check

Bank: 001 FIRST FINANCIAL

Project:

Amount	Budget Account Code	Fund Description	Account Description	Notes:
1,600.00	1159.00039.000.0214	Health	Other Refunds & Reimburseme	

Cinda Kattau

CINDA KATTAU, AUDITOR

REQUEST FOR EMERGENCY APPROPRIATION

Date: 10.19.16

Amount: \$57,000
(whole dollars only)

Add #11

Fund Name: PARK BOARD INNKEEPERS SHARE
(Example – County General)

Account Name: DEVELOPMENT
(Example – Supplies)

Account Number: 4806.34407.000.156

Explanation of Request:

Replacement of Park Department's oldest truck and Kubota. Funds were requested from Food & Beverage/Equipment for 2017, but Council recommended having funds appropriated from the Parks Department's Innkeepers Share for this use.

X I will be attending the Council meeting.
_____ I will not be attending the Council meeting.


Authorized Signature

Auditor's Notes:

FILED

OCT 21 2016

Cinda Kattan
AUDITOR HENDRICKS COUNTY

*Should have been advertised as Capital Outlay
If Council approves, transfer needs to be done.*

REQUEST FOR EMERGENCY APPROPRIATION

Date: 10.19.16

Amount: \$234,068.00
(whole dollars only)

Add #12

Fund Name: PARK BOARD INNKEEPERS SHARE
(Example – County General)

Account Name: DEVELOPMENT
(Example – Supplies)

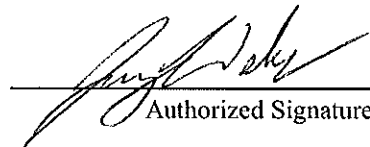
Account Number: 4806.34407.000.156

Explanation of Request:

Development of wetland mitigation project at McCloud Nature Park, pursuant to contract with Environmental Remediation Contractors (on file with Auditor).

X I will be attending the Council meeting.

 I will not be attending the Council meeting.


Authorized Signature

Auditor's Notes:

Original approp \$150,000
Current balance \$109,344

FILED

OCT 21 2016

Cinda Kattan
AUDITOR HENDRICKS COUNTY

REQUEST FOR EMERGENCY APPROPRIATION

Date: 9/30/16

Amount: \$16,000.00

Fund Name: Court Improvement Grant

(Example – County General)

Account Name: Professional Services

(Example – Supplies)

Account Number: 8151 31700 000 0160

Example –

Fund #
100

Account #
20100

Object #
000

Location #
102

Explanation of Request:

Respectfully requesting appropriation of federal grant monies for
CHINS facilitations program. These monies will be used to pay
facilitators.

☒ I will be attending the Council meeting.

☐ I will not be attending the Council meeting.

s/Catherine Haines

Authorized Signature

Auditor's Notes:

REQUEST FOR EMERGENCY APPROPRIATION

Date: 9/30/16

Amount: \$250.00

Added #14

Fund Name: Court Improvement Grant

(Example - County General)

Account Name: Professional Development

(Example - Supplies)

Account Number: 8151 . 32525 . 000 . 0160

Example -

Fund #
100

Account #
20100

Object #
000

Location #
102

Explanation of Request:

Respectfully requesting appropriation of federal grant monies for

CHINS facilitations program. These monies will be used to pay

for training for facilitators and/or attendance at conferences.

X I will be attending the Council meeting.

 I will not be attending the Council meeting.

s/Catherine Haines

Authorized Signature

Auditor's Notes:

REQUEST FOR EMERGENCY APPROPRIATION

Date: 9/30/16

Amount: \$2,000.00

Fund Name: Court Improvement Grant

(Example - County General)

Add #15

Account Name: Miscellaneous

(Example - Supplies)

Account Number: 8151 39900 000 0160

Example -

Fund #
100

Account #
20100

Object #
000

Location #
102

Explanation of Request:

Respectfully requesting appropriation of federal grant monies for
CHINS facilitations program. These monies will be used to pay
for training for miscellaneous expenses, including supplies, for the program.

☒ I will be attending the Council meeting.

☐ I will not be attending the Council meeting.

s/Catherine Haines

Authorized Signature

Auditor's Notes:

REQUEST FOR EMERGENCY APPROPRIATION

Date: 10/6/2016

Amount: \$10,000
(whole dollars only)

Fund Name: Drug Prosecution Fund Grant
(Example – County General)

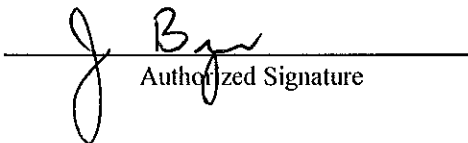
Account Name: Field Supplies
(Example – Supplies)

Account Number: 9117.20211.000.0108

Explanation of Request: Allocation of Grant monies

☒ I will be attending the Council meeting.
☐ I will not be attending the Council meeting.

Auditor's Notes:


Authorized Signature

Add # 16

FILED

OCT 07 2016

Cinda Kaitan
AUDITOR HENDRICKS COUNTY

**INDIANA PROSECUTING ATTORNEYS COUNCIL**

302 W. Washington Street, Room E-205

Indianapolis, IN 46204-2767

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EXECUTIVE DIRECTOR

David N. Powell

September 23, 2016

Cinda Kattau
Hendricks County Auditor
355 S. Washington Street, #202
Danville, IN 46122

Dear Ms. Kattau,

I.C. 33-39-8-6 established a Drug Prosecution Fund, administered by the Prosecuting Attorneys Council, to provide assistance to prosecuting attorneys to investigate and prosecute violations of IC 35-48 and to obtain training, equipment, and technical assistance that would enhance the ability of prosecuting attorneys to reduce illegal drug activity.

In accordance with that statute, IPAC has approved a grant to the Hendricks County Prosecutor in the amount of \$10,000.00. Payment will be dispensed via direct deposit to Hendricks County with the next 10 days. The proceeds of this grant are to be expended by the Prosecutor in accordance with the grant application. If the Prosecutor is unable to expend the funds in the manner proposed, the funds are to be returned to the Indiana Prosecuting Attorneys Council. These funds are not intended and are not to be used to supplant the Prosecutor's county-appropriated budget.

Please note when the deposit arrives in your county's account and direct it to the Prosecutor's funds.

Respectfully yours,

Daniel R. Miller
Drug Resource Prosecutor

DRM/alg

✓ cc: Hendricks County Prosecutor

FILED

OCT 07 2016

Cinda Kattau
AUDITOR HENDRICKS COUNTY

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 hereinafter specified.

<u>TRANSFERS</u>				
<u>DEPARTMENT</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>	<u>Y/N</u>
1) General - Animal Control	1001.14404.000.144	1001.14499.000.144	\$ 850	_____
2) General - Animal Control	1001.14411.000.144	1001.14499.000.144	\$ 7,900	_____
3) General - Animal Control	1001.14413.000.144	1001.14499.000.144	\$ 380	_____
4) General - Facilities Maintenance	1001.13606.000.136	1001.13699.000.136	\$ 2,000	_____
5) General - Cypress Manor	1001.13809.000.138	1001.13899.000.138	\$ 2,500	_____
6) CAGIT - Treasurer	1110.32602.000.103	1110.20100.000.103	\$ 2,000	_____
7) CAGIT - Parks	1110.15603.000.156	1110.15600.000.156	\$ 5,000	_____
8) Pretrial Diversions	2501.10829.000.108	2501.10828.000.108	\$ 8,000	_____
9) Park Board - Innkeeper's Share	4806.34407.000.156	4806.44550.000.156	\$ 57,000	_____
10) Reassessment	1188.18909.000.109	1188.18998.000.109	\$ 4,000	_____
11) CAGIT - Assessor	1110.11400.000.109	1110.11301.000.109	\$ 3,500	_____

Adopted this 10th day of November, 2016 by the following vote:

AYE

Caleb M. Brown

Larry R. Hesson

Jay R. Puckett

Mike Rogers

Richard A. Thompson

Eric Wathen

Bradley Whicker

Attest:

Cinda Kattau, Auditor

NAY

Caleb M. Brown

Larry R. Hesson

Jay R. Puckett

Mike Rogers

Richard A. Thompson

Eric Wathen

Bradley Whicker

REQUEST FOR TRANSFER OF FUNDS

(Transfer must be within the same fund and department)

DATE: 10/31/16

FROM: 1001.14404.000.144 Kennel Attendant

TO: 1001.14499.000.144 Overtime

Transfer # 1

AMOUNT: \$850.00

Example -

100.20100.000.102
Fund # Account # Object # Location #

Office Supplies
Account Description

All transfers within Personal services accounts must be presented to the County Council as well as transfers from one budget classification to another.

Budget Classifications:
10000 Personal Services
20000 Supplies
30000 Other Services & Charges
40000 Capital Outlays

Explanation of Request:

To cover overtime

☒ I will be attending the Council meeting.
☐ I will not be attending the Council meeting.

Auditor's Notes:

Adanna Hughes
Authorized Signature

FILED

NOV 01 2016

Cinda Kattan
AUDITOR HENDRICKS COUNTY

REQUEST FOR TRANSFER OF FUNDS

(Transfer must be within the same fund and department)

DATE: 10/31/16

FROM: 1001.14411.000.144 Kennel Attendant

Trans #2

TO: 1001.14499.000.144 Overtime

AMOUNT: \$7900.00

Example - 100.20100.000.102
Fund # Account # Object # Location #

Office Supplies
Account Description

All transfers within Personal services accounts must be presented to the County Council as well as transfers from one budget classification to another.

Budget Classifications:
10000 Personal Services
20000 Supplies
30000 Other Services & Charges
40000 Capital Outlays

Explanation of Request:

To cover overtime

☒ I will be attending the Council meeting.
☐ I will not be attending the Council meeting.

Auditor's Notes:

Adanna O'Hugh
Authorized Signature

FILED

NOV 01 2016

Cinda Kattau
AUDITOR HENDRICKS COUNTY

REQUEST FOR TRANSFER OF FUNDS

(Transfer must be within the same fund and department)

DATE: 10/31/16

FROM: 1001.14413.000.144 Kennel Attendant

Trans #3

TO: 1001.14499.000.144 Overtime

AMOUNT: \$380.00

Example - 100.20100.000.102
Fund # Account # Object # Location #

Office Supplies
Account Description

All transfers within Personal services accounts must be presented to the County Council as well as transfers from one budget classification to another.

Budget Classifications:
10000 Personal Services
20000 Supplies
30000 Other Services & Charges
40000 Capital Outlays

Explanation of Request:

To cover overtime

☒ I will be attending the Council meeting.
☐ I will not be attending the Council meeting.

Auditor's Notes:

LaDonna L. Hughes
Authorized Signature

FILED

NOV 01 2016

Cinda Kattau
AUDITOR HENDRICKS COUNTY

FILED

OCT 27 2016

REQUEST FOR TRANSFER OF FUNDS

(Transfer must be within the same fund and department)

Cinda Kattan
AUDITOR HENDRICKS COUNTY

DATE: October 27, 2016

FROM: 1001.13606.000.0136 Part-Time Custodian
Full Account Number Account Description

TO: 1001.13699.000.0136 Custodial Overtime
Full Account Number Account Description

AMOUNT: \$2,000.00

Draw #4

All transfers within Personal services accounts must be presented to the County Council as well as transfers from one budget classification to another.

Budget Classifications:

10000 Personal Services
20000 Supplies
30000 Other Services & Charges
40000 Capital Outlays

Explanation of Request: I am requesting a transfer of \$2,000.00 from 1001.13606.000.0136 to 1001.13699.000.0136 to cover the projected overtime costs through Pay Period 26 for the 2016 Budget Year.

X I will be attending the Council meeting.
_____ I will not be attending the Council meeting.

Karen J. Cavanaugh
Authorized Signature

Auditor's Notes:

FILED

OCT 26 2016

Cinda Kattan
AUDITOR HENDRICKS COUNTY

REQUEST FOR TRANSFER OF FUNDS

(Transfer must be within the same fund and department)

Trans # 5

DATE: 10/26/2016

FROM: 1001 . 13809 . 000 . 0138
Full Account Number

Resident Assistant - Part Time
Account Description

TO: 1001 . 13899 . 000 . 0138
Full Account Number

County Home Overtime
Account Description

AMOUNT: \$2,500.00

Example - 100.20100.000.102
Fund # Account # Object # Location #

Office Supplies
Account Description

All transfers within Personal services accounts must be presented to the County Council as well as transfers from one budget classification to another.

Budget Classifications:

10000 Personal Services

20000 Supplies

30000 Other Services & Charges

40000 Capital Outlays

Explanation of Request:

Overtime Budget will be depleted due to staffing requirements and Holiday schedules.

____ I will be attending the Council meeting.

X I will not be attending the Council meeting.

Auditor's Notes:

Authorized Signature

REQUEST FOR TRANSFER OF FUNDS

(Transfer must be within the same fund and department)

Transfer
6

DATE: November 1, 2016

FROM: 1110.32602.000.0103 Technical Services
Full Account Number Account Description

TO: 1110.20100-000-0103 Supplies
Full Account Number Account Description

AMOUNT: \$2,000.00

Example - 1001.20100.000.0102 Office Supplies
Fund # Account # Object # Location # Account Description

All transfers within Personal services accounts must be presented to the County Council as well as transfers from one budget classification to another.

Budget Classifications:
10000 Personal Services
20000 Supplies
30000 Other Services & Charges
40000 Capital Outlays

Explanation of Request:

End of year purchases for Treasurer-Elect.

xx I will be attending the Council meeting.
 I will not be attending the Council meeting.
xx Requires Council action.

FILED

NOV 01 2016

Cinda Kattan
AUDITOR HENDRICKS COUNTY

Auditor's Notes:

Nancy L. Marsh
Authorized Signature

REQUEST FOR TRANSFER OF FUNDS

(Transfer must be within the same fund and department)

FILED

OCT 11 2016

DATE: 10/11/16

Cinda Kattau
AUDITOR HENDRICKS COUNTY

FROM: 1110.15603.000.156 Superintendent

TO: 1110.15600.000.156 Part-Time

AMOUNT: \$5,000.00

Example -

100.20100.000.102

Fund # Account # Object # Location #

Office Supplies

Account Description

All transfers within Personal services accounts must be presented to the County Council as well as transfers from one budget classification to another.

Budget Classifications:

10000 Personal Services

20000 Supplies

30000 Other Services & Charges

40000 Capital Outlays

Explanation of Request:

Transfer to cover shortage in part-time employment line

☒ I will be attending the Council meeting.

☐ I will not be attending the Council meeting.

Auditor's Notes:


Authorized Signature

REQUEST FOR TRANSFER OF FUNDS

(Transfer must be within the same fund and department)

DATE: 10-22-16

FROM: **2501-10829-000-108**
Full Account Number

P.T. INVESTIGATIONS
Account Description

Transfer #8

TO: **2501-10828-000-108**
Full Account Number

P.T. CLERKS
Account Description

AMOUNT: **\$8,000.00**

All transfers within Personal services accounts must be presented to the County Council as well as transfers from one budget classification to another.

Budget Classifications:

PERSONAL SERVICE-PAYROLL

Explanation of Request:

To finish paying for P.T. Clerks payroll for 2016.

☒ I will be attending the Council meeting.

☐ I will not be attending the Council meeting.

FILED

OCT 21 2016

Cinda Kattau
AUDITOR HENDRICKS COUNTY

P. Baker

Authorized Signature

Auditor's Notes:

REQUEST FOR TRANSFER OF FUNDS

(Transfer must be within the same fund and department)

DATE: November 3, 2016

FROM:	4806.34407.000.156	Park Development
	Full Account Number	Account Description
TO:	4806.44550.000.156	Vehicles
	Full Account Number	Account Description

Transfer #9

AMOUNT: \$57,000

All transfers within Personal services accounts must be presented to the County Council as well as transfers from one budget classification to another.

Budget Classifications:

10000 Personal Services

20000 Supplies

30000 Other Services & Charges

40000 Capital Outlays

Explanation of Request:

Request for additional appropriation #11 was submitted for "Other Services & Charges" but should have been "Capital Outlays". If Additional #11 is approved, this transfer would allow the expenditure to be reflected correctly in the Financial System.

☒ I will be attending the Council meeting.

☐ I will not be attending the Council meeting.

C. Kattau

Authorized Signature

Auditor's Notes:

REQUEST FOR TRANSFER OF FUNDS

(Transfer must be within the same fund and department)

DATE: 11-3-16

FROM: 1188 -100 -18909 -000 -0109

TO: 1188 -100 -18998 -000 -0109

Transfer #10

AMOUNT: \$ 4,000.00

Example -

100.20100.000.102
Fund # Account # Object # Location #

Office Supplies
Account Description

All transfers within Personal services accounts must be presented to the County Council as well as transfers from one budget classification to another.

Budget Classifications:

10000 Personal Services

20000 Supplies

30000 Other Services & Charges

40000 Capital Outlays

Explanation of Request:

To cover additional part-time work required
during the year

☒ I will be attending the Council meeting.

☐ I will not be attending the Council meeting.

Larry R. Scott
Authorized Signature

Auditor's Notes:

REQUEST FOR TRANSFER OF FUNDS

(Transfer must be within the same fund and department)

DATE: 11-3-16

FROM: 1110-100-11400-000-0109

TO: 1110-100-11301-000-0109

Transfer #11

AMOUNT: \$3,500.00

Example -

100.20100.000.102

Fund # Account # Object # Location #

Office Supplies

Account Description

All transfers within Personal services accounts must be presented to the County Council as well as transfers from one budget classification to another.

Budget Classifications:

10000 Personal Services

20000 Supplies

30000 Other Services & Charges

40000 Capital Outlays

Explanation of Request:

To cover additional part-time work required
during the year.

☒ I will be attending the Council meeting.

☐ I will not be attending the Council meeting.

Larry R. Scott
Authorized Signature

Auditor's Notes: