

HENDRICKS COUNTY COUNCIL
Hendricks County Government Center
Commissioner/Council Meeting Room
WEDNESDAY MAY 4, 2022

9:00 A.M

Call In 317-960-3121 Conference Number 74224087#

CALL TO ORDER:

MINUTES: April 5, 2022

OLD BUSINESS: Salary Ordinance

NEW BUSINESS: Appointment to Danville Public Library Board
TIF ANNUAL REPORTS – TIF REPORTING IC 36-7-14-13
John Ayers/Curt Higginbotham – Long Term Road Funding
Commissioner Dennis Dawes – Funding Request of Management Action Program

ADDITIONALS:

	DEPARTMENT	ACCOUNT	DESCRIPTION	AMOUNT	APPROVED
1	Park	1001.30201.000.0156	Professional Fees (Missed Encumbrance)	\$28,880.00	
2	Food & Beverage/Park	1157.41060.000.0156	Other Park Imp. (Missed Encumbrance)	\$46,327.00	
3	Court Administration	1001.15313.000.0160	Personal Services Filling Vacancy	\$36,255.00	
4	Surveyor	1001.20301.000.0106	Supplies	\$2,500.00	
5	Adult Probation User Fees	2005.39400.000.0151	Other Services & Charges Missed on Budget submission	\$21,009.00	
6	Prosecutor	4923.20205.000.0108	Repair & Maintenance	\$491.87	
7	Public Safety LIT	7331.xxxxx.000.0102	Revenue Distribution	\$2,370,436.00	
8	Statewide 911	1222.xxxxx.000x0102	Revenue Distribution	\$3,000,000.00	
9	American Rescue Plan	8950.40005.000.0102	ARP Capital Outlay	\$602,600.00	

TRANSFERS:

	DEPARTMENT	FROM	TO	AMOUNT	Y/N
1.	Court Administration	1001.31600.000.0160	1001.44000.000.0160	\$3,116.00	
2.	Court Administration CASA	1212.34501.000.0160	1212.44000.000.0160	\$1,000.00	
3.	Covid Vaccine Grant	8906.13590.000.0214	8906.13591.000.0214	\$815.00	
4.	Covid Vaccine Grant	8906.13590.000.0214	8906.13592.000.0214	\$2,100.00	

OTHER BUSINESS: Status of Funds
Advisory Council appointment to Hendricks County/Purdue Extension Advisory Council
Notice of Passing of member of Clayton-Liberty Township Library Board
State Mileage Reimbursement Increased from 41 cents to 42 cents
Acknowledge Letter from Brownsburg Redevelopment Commission

BENEFITS MEETING FOLLOWING COUNCIL MEETING
ROOM 4/5 GOVERNMENT CENTER

**HENDRICKS COUNTY COUNCIL REGULAR MEETING
APRIL 5, 2022**

The regular meeting of the Hendricks County Council was called to order by President David Wyeth on Tuesday, April 5, 2022 with the following in attendance: David Cox, Kendall Hendricks, Larry Hesson, Larry Scott, Eric Wathen, Brad Whicker, David Wyeth, Financial Administrator Tami Mitchell, and Auditor Nancy Marsh. Councilman Brad Whicker led assembly the Pledge of Allegiance.

IN THE MATTER OF THE MARCH 1, 2022 REGULAR COUNCIL MINUTES

It was moved by Larry Hesson and seconded by David Cox to approve the minutes of the March 1, 2022 meeting as presented. Motion carried 7-0.

IN THE MATTER OF HENDRICKS COUNTY FINANCIAL CONSULTANT UPDATE

Hendricks County Financial Consultant Greg Guerrettaz of Financial Solutions Group presented updates on the Fairgrounds Series 2022 Bond Sale, Wheel Tax payoff and potential of reallocating the current income tax rate of 1.7% with no increase to the rate.

Mr. Guerrettaz stated the bond sale was very successful with 10 bidders and a final rate of 1.91% achieved.

Mr. Guerrettaz stated the payoff of the Transportation Revenue Bonds, Series 2012 is in the process and a 30 day notice has been given by the Auditor to the Bank of New York Mellon and the bond holders.

Mr. Guerrettaz asked for the Council's direction on possibly reallocating the current 1.7% Hendricks County rate. Mr. Guerrettaz stated the revenue in the Public Safety LIT Fund, dedicated to funding the Hendricks County Communication Center, is growing and recommended the Public Safety LIT Fund rate be reduced from .10% to .05% and a new Public Safety LIT, to be shared between Hendricks County and the Hendricks County Towns be adopted at .05% with a net zero increase.

Councilman Wathen stated the Statewide 911 Fund also had been growing more than usual for the past few years because the Council has been using three million per year toward the Hendricks County Communication Center which allowed the Public Safety LIT to grow.

Auditor Marsh stated that the western half of Hendricks County is in dire need of emergency service funding and the statutory distribution factors exacerbate the problem with the small units receiving minimal funding through a new .05% Public Safety LIT. Auditor Marsh asked Mr. Guerrettaz hypothetically if a town unit could dedicate their portion to Police rather than fire. Mr. Guerrettaz stated that would be allowed by statute.

It was moved by Eric Wathen and seconded by Larry Scott to start the process of reallocating the current rate to not increase the final Hendricks County LIT rate of 1.7% and monitor the

new rates to be sure they adequately cover the LIT Public Safety Rate dedicated to the Hendricks County Communication Center. Motion carried 7-0.

Council President stated there is a joint Commissioner and Council meeting scheduled for May 10, 2022 following the Commissioner's Meeting to discuss long term needs.

IN THE MATTER OF RETAINING LEGAL COUNSEL FOR THE COUNCIL

Rhonda Cook of Cook Government Advisors presented an Engagement Letter for the Council's consideration. It was moved by Brad Whicker and seconded by Eric Wathen to accept the Engagement Letter and authorize President David Wyeth to sign on behalf of the Council. Ms. Cook stated that she was interested in pursuing County Health Insurance as it was part of the Commissioner's contract with the County Attorney. Councilman Larry Hesson stated that in the counties that have a Council attorney, it was customary for the Council Attorney to be offered insurance. Councilman Brad Whicker stated the Engagement Letter should be stand alone and the scope of duties between the County Attorney and the Council Attorney would be significantly more encompassing for the County Attorney and stated it was a subject for a later date. Motion carried 7-0.

IN THE MATTER OF WORK RELEASE WAGE OFFER

Work Release Director Bridgette Collins-George asked for clarification on the wage of a new position that was approved in December 2021. Ms. Collins-George stated there was a lot of confusion with this new position with the timing of the implementing the wage study. Ms. Collins-George stated she thought it had been approved at the rate allowed in the Grant (\$60,000), which was approved as an additional appropriation, not realizing that the pay grade would be established as a 31 by the Sub-Committee. Ms. Collins-George stated this position requires a master's degree so she would have a higher degreed employee making less than other employees if she is required to start at the Minimum up to 90% of Midpoint. Ms. Collins-George stated she had made an offer of \$60,000 to the applicant and Human Resources Administrator had informed her there was a problem that she needed to address with the Council.

Councilman Larry Hesson stated the Council needs to be consistent. Keeping in mind that an offer had been made, it was moved by David Cox and seconded by Larry Scott to approve the wage at the grade 31 midpoint of \$58,774. Motion carried 5-2 (DW/LS).

IN THE MATTER OF THE MANNER OF LONGEVITY PAYMENTS

Council President David Wyeth added the longevity discussion to the agenda to determine if the Council had any desire to revisit the previous motion to payout the longevity pay in a lump sum in early December each year. Hearing none, it was the consensus that the motion to pay out in a lump sum stands. Auditor Nancy Marsh asked if those leaving their county positions, for any reason, before the December payment would be eligible for a prorated share of their longevity amount. It was moved by Brad Whicker and seconded by Larry Scott to payout longevity on a prorated basis for any employee leaving Hendricks County,

including termination. Motion carried 7-0. Councilman David Wyeth stated for the record that once you leave Hendricks County employment and return, your previous longevity is terminated and not carried into the new employment.

IN THE MATTER OF COVID-19 UPDATE

County Health Officer, Dr. David Stopperich reported that the numbers are very good in Hendricks County. Dr. Stopperich reported there are 2 cases per day, down from 18 per day a month ago. There were no deaths last week which is down from 6 a month of which one-half are from long term care facilities. Dr. Stopperich reported there currently is one in-patient Covid-19 patient and zero ICU patients. Dr. Stopperich stated the Hendricks County positivity rates are not accurate as many are home testing. Dr. Stopperich stated vaccinations have plateaued.

Councilman Larry Hesson asked about the ba2 Omicron Variant. Dr. Stopperich reported there is not a huge surge so far and numbers continue to trend down. It seems to be more contagious but not as serious. Dr. Stopperich stated we are seeing natural immunity. Dr. Stopperich reported that the FDA is recommending a second booster for 50 and over and if over 18 and have significant co-morbidities but the County is not promoting yet.

IN THE MATTER OF THE WAGE STUDY

Council President David Wyeth and Councilman Kendall Hendricks distributed their individual wage sheets to the Council members for review.

Mr. Wyeth stated that he was in favor of approving everything except Chief Deputies because he preferred that Chief Deputies be discussed along with their corresponding elected official.

Councilman Brad Whicker stated he was hesitant to cherry pick and preferred no action across the board at this time.

Councilman Larry Scott stated there were 51 requests. His recommendation was to approve 39 of the staff requests and delaying 12 which were Chief Deputies or other management positions. It was moved by Larry Scott and seconded by David Cox to approve the 39 positions identified. For clarity, Mr. Scott was asked to specifically name the positions who would not be included in his motion which were identified as follows:

1. Chief Deputy Assessor
2. Chief Deputy Auditor
3. Financial Administrator
4. Planning & Building Director
5. IT Director
6. Animal Shelter Supervisor
7. Coroner
8. EMA Director
9. Public Defender Office Manager

10. Chief Deputy Surveyor/Assistant Surveyor
11. Chief Deputy Treasurer
12. Work Release Director

Councilman Kendall Hendricks stated he did not understand why the Council would not act on all the requests at this time as the departments had followed the rules they were given by the Council. Councilman Larry Hesson agreed and moved to amend the motion to include all requests on the lists. Councilman Hesson withdrew his motion. Motion failed 3 (LS/DC/DW) – 4 (LH/KH/BW/EW).

It was moved by Kendall Hendricks and seconded by Eric Wathen to approve the full list as presented. Councilman Whicker stated he could not support that motion because the Chief Deputies were treated differently. Motion failed 1 (KH) to 6.

Auditor Nancy Marsh stated she would not speak for the other Elected Officials but reminded the Council that she was in favor of all Chief Deputies being equally graded a 32 unless the Council started differentiating between Chief Deputies. Larry Hesson stated the Council has always taken the position that Chief Deputies should be paid the same.

It was moved by Brad Whicker and seconded by Larry Scott that the proposed requests made at the March 1, 2022 be approved retroactively with the Elected Official Chief Deputy positions be a grade of 32 which grades will be revisited, with no promises made, at budget time upon additional review of the elected officials' wages. Motion carried 7-0.

IN THE MATTER OF REASSIGNMENT OF JAIL POSITION

Sheriff Brett Clark stated that he had a vacant Clerk position in the Jail Budget for 2021 and has not filled it in 2022. Sheriff Clark stated that it has come to his attention that he needs a jail intelligence officer to process and disseminate information and intelligence regarding criminal behavior within and related to the Hendricks County Jail. Sheriff Clark stated he is requesting a grade 29 which is commensurate with the Sheriff's Evidence/CSI positions.

Councilman David Cox stated he felt the requested grade may be too high as the first line of essential functions does not warrant a grade of 29. Sheriff Clark explained the duties of the new position and stated the Jail Intelligence Analyst would have parity with the Sheriff's Evidence/CSI Officers.

Larry Scott stated the wage sub-committee was not comfortable assigning a grade to this position and recommended it be sent to First Person for grading. Human Resources Administrator Erin Hughes was instructed to forward the job description of the Jail Intelligence Analyst to First Person.

Discussion was held on whether this is a new position or a change in description of a current position. Councilman Kendall Hendricks asked why the Council would not accept and trust the recommendation of the Sheriff. It was moved by Brad Whicker and seconded by Larry

Scott to change the Clerk Position (13718) to a Jail Intelligence Analyst with the grade and wage to be determined later by First Person. Motion carried 6-1 (KH).

IN THE MATTER OF THE W.S. GIBBS MEMORIAL PARK MAINTENANCE HUB REQUEST

Hendricks County Parks & Recreation Superintendent Ryan Lemley presented a request to construct a maintenance hub at W.S. Gibbs Memorial Park in 2022. Mr. Lemley stated he has collected detailed quotes and believes the project is feasible within their previously approved budget. Mr. Lemley stated the Park Board has formally reviewed the associated details and have collectively voted to proceed with the much needed project pending the Council's support.

- Mr. Lemley stated they have witnessed a significant delay with the Land & Water Conservation Fund grant award but were still expecting to receive the grant award later this year.
- Possessing an on-site maintenance hub at W.S. Gibbs Memorial Park would significantly increase productivity because eliminating health and safety concerns for their team as they now work out of an enclosed box trailer and resolve difficulties of transporting and storing equipment.
- The park's lone maintenance hub at McCloud Nature Park is packed with equipment requiring relocation of equipment to make room for maintenance or servicing.

Mr. Lemley stated he was looking for permission to build a maintenance hub building, implemented in phases with his staff participating in the finishing of the inside features. Mr. Lemley expected the expense to be \$286,124 for a 60'x120'x16' building with a cement floor. Mr. Lemley stated they have started the approval process with the Town of Avon and have postponed the security fence at this time due to different permitting requirements from the Town of Avon. Mr. Lemley stated that should there be additional costs, they would request the funding to come from the Sodalis Park Fund.

Mr. Lemley stated he wants to be as transparent as possible and is adapting and overcoming issues and is looking for a long term and lasting facility for the park. The Council thanked Mr. Lemley for his hard work and transparency in bringing the project forward and it was the consensus to continue to move forward with the request to build a maintenance hub building.

IN THE MATTER OF THE INTERLOCAL AGREEMENT WITH PLAINFIELD

County Engineer John Ayers presented an Interlocal Cooperation Agreement between Plainfield, Indiana and Hendricks County, Indiana related to improvements to Stafford Road (CR 450 South) and Bridge #237. Mr. Ayers stated Plainfield requested that both the Board of Commissioners and County Council execute the agreement. It was moved by Larry Scott

and seconded by Brad Whicker to execute the Interlocal Cooperation Agreement. Motion carried 7-0.

Due to a previous commitment, Auditor Nancy Marsh left the meeting.

IN THE MATTER OF THE MAJOR BRIDGE FUND AND DAN JONES ROAD BRIDGE

County Engineer John Ayers advised the Council that the Dan Jones Road project shouldn't be delayed until the full amount is accrued in the Major Bridge Fund. Mr. Ayers estimates the project to cost \$17,024,000 in 2023 and stated that there is \$8,600,000 in the Major Bridge Fund, expect \$3,801,238 in 22 so will be short \$4,622,343 to complete the project. Mr. Ayers asked for consideration to fund the remaining balance by borrowing from a County Fund to be repaid through the Major Bridge Tax Revenue upon receipt. Mr. Ayers stated that they believe they will be in a position to take bids at the end of 2022 and expects it to be a 2 year project.

It was the consensus of the Council to authorize John Ayers to proceed with the project agreeing to fund the shortfall from a county fund(s),

IN THE MATTER OF HENDRICKS COUNTY'S MILEAGE REIMBURSEMENT RATE

Per the State of Indiana Department of Administration notice of January 25, 2022, the State Mileage Reimbursement Rate, based on the current evaluation, the personal vehicle mileage reimbursement will be \$0.41 per mile. The Department of Administration of the State Budget Agency will continue to review fuel prices semi-annually, making appropriate adjustments.

IN THE MATTER OF THE ADDITIONAL APPROPRIATIONS

It was moved by Brad Whicker and seconded by Eric Wathen to approve emergency additional appropriations 1, 3, 4, 5, 6, 7, 8, 9, 10, and 11 as presented and deny number 2. Motion carried 7-0.

Eric Wathen stated he had talked with Doug Burris about the radio requests from the volunteer departments and Mr. Burris stated the radios should be assigned to the trucks. Discussion was held about the Amo's request for 24 portable/handheld radios and suggested the number be reduced to 12. EMS Director Dawn Mason stated she had given the Sheriff's Department three of the radios in her possession and was asking for the replacements to come from the requested radios.

It was moved by Eric Wathen and seconded by David Cox to approve a not to exceed request of \$602,600 from the ARP Fund and request each department turn in the appropriate number of radios to meet the department needs. Motion carried 7-0.

	DEPARTMENT	ACCOUNT	DESCRIPTION	AMOUNT	APPROVED
1	Clerk Voters Regis	1001.14613.000.0146	Personal Services Previously Approved	\$36,748.00	\$36,748.00
2	Sheriff/Jail	1001.xxxxx.000.0137	Personal Services New Position	\$50,000.00	Denied
3	Probation	1001.15128.000.0151	Personal Services Previously Approved	\$39,699.00	\$39,699.00
4	Parks & Rec	1001.15608.000.0156	Personal Services Previously Approved	\$41,341.00	\$41,341.00
5	Prosecutor	1001.18409.000.0184	Personal Services Previously Approved	\$13,846.00	\$13,846.00
6	Surveyor/Cornerstone	1202.39900.000.0106	Other Services & Charges	\$50,000.00	\$50,000.00
7	Health	1159.xxxxx.000.0214	Personal Services	\$21,423.00	\$21,423.00
8	Local Health Maintenance	1168.xxxxx.000.0214	Grant LHM	\$114,241.50	\$114,241.50
9	LHM Trust	1206.xxxxx.000.0214	Grant LHM Trust	\$92,225.00	\$92,225.00
10	Court Administration	9108.30702.000.0160	Interpreter Grant	\$11,269.00	\$11,269.00
11	F & B Council	1157.31907.000.0149	Economic Development Grant	\$500,000.00	\$500,000.00
12	Council	XXXX.46300.000.0149	Mobile/Portable Radios	\$602,600.00	Advertise in ARP

IN THE MATTER OF THE REALLOCATION OF FUNDS

It was moved by Larry Hesson and seconded by Larry Scott to approve reallocations of numbers 1 through 6 as presented. Motion carried 7-0.

	DEPARTMENT	FROM	TO	AMOUNT	Y/N
1.	93.069 CRI Grant	8116.20211.000.0214	8116.18619.000.0214	\$3,710.00	Y
2.	93.069 CRI Grant	8116.31900.000.0214	8116.18619.000.0214	\$1,500.00	Y
3.	93.069 CRI Grant	8116.33000.000.0214	8116.18619.000.0214	\$1,000.00	Y
4.	Healthy Families TANF	8149.13594.000.0214	8149.13593.000.0214	\$89.54	Y
5.	Healthy Families TANF	8149.18701.000.0214	8149.13592.000.0214	\$15,704.49	Y
6.	Healthy Families TANF	8149.18701.000.0214	8149.18703.000.0214	\$236.76	Y

IN THE MATTER OF THE 2021 YEAR END HENDRICKS COUNTY CORONER'S REPORT

The Council acknowledged receipt and review of the Hendricks County Coroner 2021 Year End Report.

IN THE MATTER OF OTHER BUSINESS

Financial Administrator Tami Mitchell reported the March 31, 2022 receipts from Food and Beverage were \$402,365.

Commissioner Dennis Dawes reported on the progress of the ARP Planning Committee and stated the Planning Committee was proposing a 20% share be approved for the Not-For-Profits.

Commissioner Dennis Dawes stated the Clayton-Liberty Township Fire Territory formation vote failed. Mr. Dawes stated the warehouses need to pay more for Liberty Township fire and since the territory vote failed, the County is looking at a Fire District controlled by the County. Mr. Dawes stated that Representative Jeff Thompson has agreed to help with a

legislative solution that would allow big box buildings to participate more in the funding of fire protection, especially in areas served by volunteer fire departments.

Erin Hughes, Human Resources Administrator, asked for the Council's authorization to proceed with requesting the Performance Reviews being due on June 1, 2022. It was the consensus of the Council to follow the normal schedule with the performance reviews being due June 1, 2022.

Highway Superintendent Curt Higginbotham stated he normally needs approximately 6.5 million for roads, but this year has only 4.5 million creating a shortfall. Mr. Higginbotham told the Council he is looking for funding to bridge that gap.

The next Benefits Meeting will be immediately following the Council meeting on May 4, 2022.

The next Joint Commissioner and Council meeting will be held following the Commissioner's meeting on May 10, 2022.

There being no further business to come before the Council, by motion made by Larry Hesson and seconded by Brad Whicker, the meeting was adjourned at 11:24 on April 5, 2022. Motion carried 7-0.

HENDRICKS COUNTY COUNCIL

David Cox

Eric Wathen

Kendall Hendricks

Brad Whicker

Larry R. Hesson

David Wyeth

Larry R. Scott

Attest: _____
Nancy L. Marsh, Auditor

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	Park	1001.30201.000.0156	Professional Fees (Missed Encumbrance)	\$28,880.00	
2	Food & Beverage/Park	1157.41060.000.0156	Other Park Imp. (Missed Encumbrance)	\$46,327.00	
3	Court Administration	1001.15313.000.0160	Personal Services Filling Vacancy	\$36,255.00	
4	Surveyor	1001.20301.000.0106	Supplies	\$2,500.00	
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6	Prosecutor	4923.20205.000.0108	Repair & Maintenance	\$491.87	
7	Public Safety LIT	7331.xxxxx.000.0102	Revenue Distribution	\$2,370,436.00	
8	Statewide 911	1222.xxxxx.000x0102	Revenue Distribution	\$3,000,000.00	
9	American Rescue Plan	8950.40005.000.0102	ARP Capital Outlay	\$602,600.00	

Dated this 4th day of May 2022.

AYE

NAY

David Cox

David Cox

Kendall Hendricks

Kendall Hendricks

Larry R. Hesson

Larry R. Hesson

Larry R. Scott

Larry R. Scott

Eric Wathen

Eric Wathen

Brad Whicker

Brad Whicker

David Wyeth

David Wyeth

ATTEST: _____
Nancy L. Marsh, Auditor

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.	Court Administration	1001.31600.000.0160	1001.44000.000.0160	\$3,116.00	
2.	Court Administration CASA	1212.34501.000.0160	1212.44000.000.0160	\$1,000.00	
3.	Covid Vaccine Grant	8906.13590.000.0214	8906.13591.000.0214	\$815.00	
4.	Covid Vaccine Grant	8906.13590.000.0214	8906.13592.000.0214	\$2,100.00	

Approved this 5th day of May.

AYE

NAY

David Cox

David Cox

Kendall Hendricks

Kendall Hendricks

Larry R. Hesson

Larry R. Hesson

Larry R. Scott

Larry R. Scott

Eric Wathen

Eric Wathen

Brad Whicker

Brad Whicker

David Wyeth

David Wyeth

ATTEST: _____

Nancy L. Marsh, Auditor