

HENDRICKS COUNTY COUNCIL REGULAR MEETING
Hendricks County Government Center
Commissioner/Council Meeting Room
Tuesday, September 6, 2022
9:00 A.M.
Call In 317-960-3121 Conference Number 20252805

CALL TO ORDER:

MINUTES: **August 2, 2022 Regular Council Meeting**
August 2, 2022 Workshop Meeting
August 23, 2022 Special Council Meeting

PUBLIC COMMENTS:

OLD BUSINESS: **PUBLIC HEARING - Confirming Resolution 2022-38 After Action Medical & Dental, LLC**
John Ayer & Curt Higginbotham - CDL Training Plan
Salary Policy Working Group Interim Resolution 2022-44
Request for position change from PT to FT - Chief Deputy Recorder

NEW BUSINESS: **Personal Property Declaratory Resolution 2022-43 STS Packaging, LLC**
Brownsburg Library Board Appointment
Youth Assistance Program (YAP) Update

ADDITIONALS: **PUBLIC HEARING**

	DEPARTMENT	ACCOUNT	DESCRIPTION	AMOUNT	APPROVED
1	1112 Edit/Voters	1112.31900.000.0146	Contract Services	\$16,560.00	
2	LPA Bridge Inspection Grant	8160.34321.000.0201	Exp Bridge Inspection	\$40,000.00	
3	Health	8904.31900.000.0214	Covid Testing	\$50,000.00	
4	Health	8167.30500.000.0214	Education	\$1,000.00	
5	Health	8168.20211.000.0214	Supplies	\$7,021.00	
6	Health	8168.30500.000.0214	Education	\$2,000.00	
7	Health	8168.31900.000.0214	Contract Services	\$13,000.00	
8	American Rescue Plan	8950.30005.000.0102	Professional Services	\$132,000.00	

TRANSFERS:

	DEPARTMENT	FROM	TO	AMOUNT	Y/N
1.	Park & Recreation	1001.33000.000.0156	1001.36600.000.0156	\$5,000.00	
2.	MVH Restricted	1173.20404.000.0201	1173.20403.000.0201	\$8,000.00	
3.	ARPA	8950.30005.000.0102	8950.40500.000.0102	\$263,293.75	
4.	ARPA	8950.30005.000.0102	8950.20005.000.0102	\$340,391.00	
5.	ARPA	8950.30005.000.0102	8950.10005.000.0102	\$181,249.42	
6.	ARPA	8950.30005.000.0107	8950.20005.000.0102	\$88,700.00	

OTHER BUSINESS: **Council Rules of Procedure**
Update on ARP
Status of Funds

**HENDRICKS COUNTY COUNCIL REGULAR MEETING
AUGUST 2, 2022**

The regular meeting of the Hendricks County Council was called to order by President David Wyeth on Tuesday August 2, 2022 with the following in attendance: David Cox, Kendall Hendricks, Larry Hesson, Larry Scott, Brad Whicker, David Wyeth, Financial Administrator Tami Mitchell, Auditor Nancy Marsh, and Legal Counsel Rhonda Cook. Councilman Brad Whicker led assembly the Pledge of Allegiance.

IN THE MATTER OF THE JULY 5, 2022 REGULAR COUNCIL MINUTES

It was moved by David Cox and seconded by Larry Scott to approve the minutes of the July 7, 2022 meeting as amended. Motion carried 4-0-2 (LH/BW).

IN THE MATTER OF PUBLIC COMMENT

Danville Public Library Board Member, Pat Baldwin was present to request the Council move forward with the Council's appointment to the Danville Public Library Board. Mrs. Baldwin stated that Brandon Doub had withdrew his application for appointment.

IN THE MATTER OF THE DANVILLE-CENTER TOWNSHIP PUBLIC LIBRARY BOARD

Having reviewed the applications presented under the new Hendricks County Library Appointment Policy, it was moved by Dave Cox and seconded by Larry Hesson to appoint Roger Tracy Jones to the Danville-Center Township Public Library for a four-year term ending August 2, 2026. Motion carried 6-0.

**IN THE MATTER OF THE COATESVILLE-CLAY TOWNSHIP
LIBRARY BOARD APPOINTMENT**

A letter from Coatesville Clay Township Public Library Director Korleen Bledsoe requesting Mrs. Jackie Cramer be reappointed to a to the Coatesville Clay Township Library Board of Trustees to fulfill a second four-year term was presented.

It was moved by David Cox and seconded by Kendall Hendricks to appoint Jackie Cramer to the Coatesville-Clay Township Public Library Board for a four-year term ending August 7, 2026. Motion carried 6-0.

IN THE MATTER OF THE CLAYTON-LIBERTY TOWNSHIP PUBLIC LIBRARY

Having reviewed the applications presented under the Hendricks County Library Board Appointment Policy, it was moved by Kendall Hendricks and seconded by Brad Whicker to appoint Kari Durham to the Clayton-Liberty Township Public Library to complete the term of Daniel Burger ending on August 31, 2024. Motion carried 6-0.

It was moved by Kendall Hendricks and seconded by Brad Whicker to appoint Sarah Halter to the Clayton-Liberty Township Public Library to complete the term of Michelle Deal ending on December 31, 2024. Motion carried 6-0.

IN THE MATTER OF WORK RELEASE REQUEST FOR MODULAR SPACE

Work Release Director, Bridgette Collins-George presented a request for a modular unit to hold clients who may be in detox, Covid positive, medical recovery and disciplinary status. Ms. Collins-George stated she had

worked closely with Kevin Cavanaugh and John Gramling and is asking for the pleasure of the Council to fund a self-contained INMOD SECURITY module containing four bunk rooms, housing 2 persons each, and control office.

Councilman Wathen arrived at 9:20.

Mr. Cavanaugh stated they are recommending the modular unit to be located on the southwest corner and would be total electric. Ms. Collins George stated she envisioned using a current staff member with overtime status when it is occupied. Mr. Cavanaugh stated the unit can be sold when no longer needed and would have minimal wear and tear. Mr. Cavanaugh was asked about the potential of adding on to the Work Release for this segregated space. Mr. Cavanaugh stated timing is the issue and the space is needed immediately, and an addition would take significantly more time and disruption.

Ms. Collins-George stated the county could be put in the position of being sued for violation of rights if the separate space was not available.

Councilman Brad Whicker stated that Ms. Collins-George had thoroughly thought through the project and worked with Facilities Director, Kevin Cavanaugh, for his input. Councilman Eric Wathen asked if they were looking at an RFP, RFQ or BOT. Mr. Cavanaugh stated the best flexibility would be with a BOT. Councilman Wathen stated he was in favor of recommending to the Commissioners to move forward on the project. Councilman Kendall Hendricks stated this project would more than likely be eligible for American Rescue Plan Act funding.

It was moved by Brad Whicker and seconded by Kendall Hendricks to support the Work Release modular project and recommend it to the Board of Commissioners. Motion carried 6-1 (DC).

**IN THE MATTER OF THE REVIEW OF HENDRICKS COUNTY
UNITS OF GOVERNMENT PROPERTY TAX LEVIES AND CIRCUIT BREAKERS**

The 2023 property tax levy limits and estimated circuit breakers for each taxing unit of Hendricks County government were presented by Auditor Nancy Marsh. It was moved by Eric Wathen and seconded by Larry Scott to acknowledge review and accept the levy limits and estimated circuit breakers as presented. Motion carried 7-0.

IN THE MATTER OF THE EMERGENCY ADDITIONAL APPROPRIATIONS

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

Council President David Wyeth opened the public hearing.

Prosecutor Delp stated the reason he needed new additional employees is because of the increase of jury trials. Prosecutor Delp stated Covid caused a bottleneck that has impaired the flow of cases and that the supervisors are managing 70 cases per supervisors and Prosecutor Delp is striving for 50 cases per supervisor. Prosecutor Delp said he has five to seven homicide trials coming up.

Prosecutor Delp stated that when Probation vacates the old post office space, his Child Support Division will be moved to that location. Prosecutor Delp stated he will find room for the new employees in the interim.

County Engineer John Ayers explained that the Cumulative Bridge requests are rural bridge replacements and are qualified for 80% federal aid.

It was moved by Larry Hesson and seconded by Larry Scott to close the public hearing. Motion carried 7-0.

It was moved by Larry Hesson and seconded by Brad Whicker to approve emergency additional appropriation numbers 1 through 21 as presented. Motion carried 7-0.

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	Sheriff	1001.20301.000.0105	Fuel, Oil, Lubricants, Etc.	\$85,000.00	\$85,000.00
2	Prosecutor	1001.108XX.000.0108	Deputy Prosecutor 36	\$41,575.00	\$41,575.00
3	Prosecutor	1001.108XX.000.0108	Deputy Prosecutor 37	\$44,693.00	\$44,693.00
4	Prosecutor	1001.108XX.000.0108	Legal Asst./Investigations 26	\$20,670.00	\$20,670.00
5	Cumulative Bridge	1135.45273.000.0201	Bridge 191	\$400,000.00	\$400,000.00
6	Cumulative Bridge	1135.45286.000.0201	Bridge 109	\$200,000.00	\$200,000.00
7	Cumulative Bridge	1135.45563.000.0201	Bridge 136	\$300,000.00	\$300,000.00
8	Cumulative Bridge	1135.45564.000.0201	Bridge 193	\$300,000.00	\$300,000.00
9	Pittsboro TIF	4403.41060.000.0143	Other Improvements	\$530,000.00	\$530,000.00
10	CASA/Court Administration	1212.31900.000.0160	Contract Services	\$10,000.00	\$10,000.00
11	CASA/Court Administration	1212.44000.000.0160	Equipment	\$5,000.00	\$5,000.00
12	Home Detention User Fees	4922.44101.000.0151	Electronic Monitoring	\$26,000.00	\$26,000.00
13	Preparedness Base Grant	8115.18619.000.0214	Personal Services	\$25,000.00	\$25,000.00
14	Preparedness CRI Grant	8116.18619.000.0214	Personal Services	\$37,505.00	\$37,505.00
15	Preparedness CRI Grant	8116.13590.000.0214	FICA & Medicare	\$5,050.00	\$5,050.00
16	Preparedness CRI Grant	8116.13591.000.0214	PERF	\$9,015.00	\$9,015.00
17	Preparedness CRI Grant	8116.13593.000.0214	Unemployment	\$100.00	\$100.00
18	Preparedness CRI Grant	8116.13594.000.0214	Worker's Compensation	\$836.00	\$836.00
19	Preparedness CRI Grant	8116.33000.000.0214	Mileage/Travel	\$500.00	\$500.00
20	Preparedness CRI Grant	8116.31900.000.0214	Contract Services	\$7,280.00	\$7,280.00
21	EMS Preparedness Grant	9134.42711.000.0142	Radios & Equipment	\$5,000.00	\$5,000.00

Dated this 2nd day of August 2022.

AYE

NAY

/s/ David Cox
/s/ Kendall Hendricks
/s/ Larry R. Hesson
/s/ Larry R. Scott
/s/ Eric Wathen
/s/ Brad Whicker
/s/ David Wyeth

ATTEST: /s/ Nancy L. Marsh

IN THE MATTER OF THE REALLOCATION OF FUNDS

It was moved by Eric Wathen and seconded by Larry Scott to approve reallocation of funds numbers 1-3 as presented. Motion carried 7-0.

REALLOCATION OF FUNDS RESOLUTION

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

	DEPARTMENT	FROM	TO	AMOUNT	Y/N
1.	Cumulative Bridge	1135.34394.000.0201	1135.45359.000.0201	\$96,000.00	Y
2.	Court Administration YAP	9128.31900.000.0153	9128.15311.000.0153	\$9,000.00	Y
3.	Court Administration YAP	9128.31900.000.0153	9128.15312.000.0153	\$32,660.00	Y

Approved this 2nd day of August, 2022.

AYE

Nay

/s/ David Cox
/s/ Kendall Hendricks
/s/ Larry R. Hesson
/s/ Larry R. Scott
/s/ Eric Wathen
/s/ Brad Whicker
/s/ David Wyeth

ATTEST: /s/ Nancy L. Marsh

IN THE MATTER OF COUNCIL RULES OF PROCEDURE

Legal Counsel, Rhonda Cook, stated she had sent the Council samples from other counties and information from Public Access Counselor, Luke Britt. Ms. Cook asked for the Council's pleasure on whether to move forward drafting Hendricks County Rules of Procedures. Council President David Wyeth asked Ms. Cook to proceed.

**IN THE MATTER OF PROPOSED RESOLUTION ESTABLISHING THE
POLICY BY WHICH MEMBERS OF THE COUNTY COUNCIL OF HENDRICKS
COUNTY MAY PARTICIPATE BY ELECTRONIC MEANS OF COMMUNICATIONS**

Council President David Wyeth stated that Resolution 2021-32 *A Resolution Establishing The Policy By Which Members of the County Council of Hendricks County May Participate by Electronic Means of Communication* had been adopted by the Hendricks County Council on June 1, 2021. Legal Counsel Rhonda Cook stated that Resolution 2021-32 was sufficient, and a new resolution was not needed at this time.

IN THE MATTER OF THE AMERICAN RESCUE PLAN ACT UPDATE

Council member, and member of the American Rescue Plan Act Planning Committee, Kendall Hendricks presented an update on the progress and actions of the American Rescue Plan Act Planning Committee. Councilman Hendricks stated the competitive Not-For-Profits cycle will open August 1, 2022 and close on August 31, 2022 and expect 30-50 applicants. Councilman Hendricks reported that after the HCCF fee was paid, the per year amount available for 2023, 2024, and 2025 Competitive Not-For-Profit grants will be \$472,548.

IN THE MATTER OF UPDATE FROM WORKING GROUP TO COMPILE COMPENSATION POLICIES

Working Group Chairman, Councilman Eric Wathen, reported legal counsel Rhonda Cook was working on a draft wage policy and hoped to have it in time to submit to the Council for review in time for the budget workshops. Legal Counsel Rhonda Cook thanked Tami Mitchell for assisting her by wage information

IN THE MATTER OF THE COVID-19 UPDATE

Hendricks County Health Officer, Dr. David Stopperich, presented the latest statistics on Covid-19 stating that there has been a recent uptick in cases. Dr. Stopperich stated testing is way down and encouraged everyone to keep testing. Dr. Stopperich stated there are 45 cases per day which is up from 27 a month ago and the numbers are quite manageable for the hospitals. Dr. Stopperich reported deaths are quite low and there were 5 deaths in the county, all of which were over 84 and 4 of the 5 were in long term care. Dr. Stopperich reported there are currently 25 in patients in the hospitals and 1 in ICU. Dr. Stopperich reported our vaccination rate is 74.6%; boosted rate is 48.2%.

Dr. Stopperich was asked about Monkeypox and stated it was not as contagious as Covid-19 and there are currently 2 cases in the county. Dr. Stopperich stated it is usually a miserable 2 to 3 weeks, usually not fatal and treated with a smallpox type vaccine.

OTHER COUNCIL BUSINESS

The Status of Funds was reviewed.

Assessor Nikki Lawson presented a Real Property Balance report noting the gross assessed value growth between 2022 and 2023. Auditor Marsh stated once the Auditor's Office applies the Exemptions and Deductions, the gross assessed values will be reduced by approximately 10 billion.

County Engineer, John Ayers, accompanied by County Highway Supervisor, expressed their concern and difficulties in hiring new employees, graded 25, at 10% below the midpoint. Mr. Ayers stated there is a high demand for CDL drivers and the low wage is hampering getting people in the door and with no established way to move up to midpoint, they have little or no interest. Mr. Higginbotham stated he currently has 4

vacancies. Mr. Ayers and Mr. Higginbotham stated they have discussed changing the policy of a CDL license to be required upon hiring, to essentially hire as a laborer with no CDL and then offer and pay for the required CDL education which requires 40 hours of class and 120 hours of driving and costs approximately \$4,500-\$5,000. In this potential scenario, the new employee would need to commit to staying for 24 months or repay the prorated cost of the CDL training back to the County.

County Auditor Nancy Marsh echoed Mr. Ayers concern about having no way established to move a new employee up to midpoint. Auditor Marsh recommended a mechanism be developed, as soon as possible, to move people between minimum and midpoint and she would like the Chief Deputy Auditor's wages to be corrected as soon as possible.

Councilman Kendall Hendricks acknowledged receiving the 2020 Audit Report and thanked Auditor Marsh for her and her staffs' hard work.

There being no further business to come before the Council, by motion made by David Wyeth and seconded by David Cox, the meeting was adjourned at 10:42 on August 2, 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

**HENDRICKS COUNTY COUNCIL WORKSHOP MEETING
AUGUST 2, 2022**

The workshop meeting of the Hendricks County Council was called to order by President David Wyeth on Wednesday August 2, 2022 with the following in attendance: David Cox, Kendall Hendricks, Larry Hesson, Larry Scott, Brad Whicker, David Wyeth, Financial Administrator Tami Mitchell, Auditor Nancy Marsh, Legal Counsel Rhonda Cook, and Financial Consultant Greg Guerrettaz.

Financial consultant Greg Guerrettaz presented a worksheet titled Hendricks County, Indiana Local Option Income Tax – Current and Suggested and the Council discussed whether or not the Council was in favor of keeping the same Total Hendricks County Income Tax Rate of 1.70% but reducing the Public Safety E911 rate from .10% to .05% and adding a Public Safety Rate (Shared with All) of .05%. The pros and cons were debated.

Legal Counsel Rhonda Cook stated that Auditor Nancy Marsh had shared some concerns with her about the potential shift. Ms. Cook stated if a Town would issue a bond with the Public Safety Tax as backup, the Council would be unable to take away the rate.

Discussion was held about whether it was possible to give notice to the Towns advising them of the uncertain long term viability of the tax and to use caution in using it to back up bonds.

It was the consensus of the Council to continue moving forward with the process.

There being no further business, the meeting was adjourned by President David Wyeth on Tuesday, August 2, 2022.

HENDRICKS COUNTY COUNCIL

David Cox

Eric Wathen

Kendall Hendricks

Brad Whicker

Larry R. Hesson

David Wyeth

Larry R. Scott

Attest: _____
Nancy L. Marsh, Auditor

**HENDRICKS COUNTY COUNCIL SPECIAL MEETING
AUGUST 23, 2022**

Following the Joint Commissioner and Council Benefits Meeting, a special meeting of the Hendricks County Council was called to order by President David Wyeth on Wednesday August 23, 2022 with the following in attendance: David Cox, Larry Hesson, Larry Scott, Eric Wathen, Brad Whicker, David Wyeth, Auditor Nancy Marsh, and Legal Counsel Rhonda Cook.

IN THE MATTER OF ORDINANCE 2022-42 ORDINANCE MODIFYING LOCAL INCOME TAX RATES

It was moved by David Cox and seconded by Larry Scott to read Ordinance 2022-42 by title only. Motion carried 6-0.

It was moved by David Cox and seconded by Brad Whicker to introduce Ordinance 2022-42 an Ordinance Modifying Local Income Tax Rates. Motion carried 6-0.

There being no further business, the meeting was adjourned at 12:20 P.M. by President David Wyeth on Tuesday, August 23, 2022.

HENDRICKS COUNTY COUNCIL

David Cox

Eric Wathen

Larry Hesson

Brad Whicker

Larry R. Scott

David Wyeth

Attest: _____
Nancy L. Marsh, Auditor

EMERGENCY APPROPRIATION RESOLUTION

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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
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5	Health	8168.20211.000.0214	Supplies	\$7,021.00	
6	Health	8168.30500.000.0214	Education	\$2,000.00	
7	Health	8168.31900.000.0214	Contract Services	\$13,000.00	
8	American Rescue Plan	8950.30005.000.0102	Other Services & Charges	\$132,000.00	

Dated this 6th day of September 2022

AYE

NAY

Caleb Brown

Caleb Brown

David Cox

David Cox

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

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	DEPARTMENT	FROM	TO	AMOUNT	Y/N
1.	Park & Recreation	1001.33000.000.0156	1001.36600.000.0156	\$5,000.00	
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6.	ARPA	8950.30005.000.0107	8950.20205.000.0107	\$88,700.00	

Approved this 6th day of September, 2022.

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Brad Whicker

David Wyeth

NAY

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Eric Wathen

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David Wyeth

ATTEST: _____
Nancy L. Marsh, Auditor