



**HENDRICKS COUNTY BOARD OF COMMISSIONERS**  
**MINUTES OF THE APRIL 14, 2020 MEETING**

The Hendricks County Board of Commissioners met in regular session at 9:00 AM on Tuesday, April 14, 2020 in the Commissioners' Meeting Room located on the first floor of the Hendricks County Government Center at 355 S. Washington Street, Danville, IN 46122 with the following Hendricks County personnel in attendance:

Phyllis A. Palmer	Commissioner, President (Appeared Telephonically)
Matthew D. Whetstone	Commissioner, Vice President
Bob Gentry	Commissioner (Appeared Telephonically)
R. Todd McCormack	Executive Director
Mila M. Shaffer	Administration and Public Affairs
Greg Steuerwald	Attorney
Nancy Marsh	Auditor
Brett Clark	Sheriff (Appeared Telephonically)
David Cox	Councilman
John Ayers	Engineer
Kim Galloway	Assistant Engineer
Erin Hughes	Human Resources Administrator
Catherine Haines	Court Administrator
Kevin Cavanaugh	Facilities Manager
Doug Morris	I.T. Director
Nicole Lawson	Assessor
Shawn Shelley	Treasurer (Appeared Telephonically)
Theresa Lynch	Recorder
Dave Gaston	Surveyor
Ryan Lemley	Parks and Recreation Superintendent

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**PLEDGE TO THE FLAG, PRAYER, AND DETERMINATION OF A QUORUM**

Commissioner Palmer opened the Meeting at 9:00 AM with a quorum of all three (3) Commissioners present or appearing telephonically. Commissioner Whetstone led the Pledge to the Flag in unison. Greg Steuerwald gave a brief prayer for those who wished to participate.

Commissioner Palmer announced she was handing the gavel to Commissioner Whetstone for the Meeting as she is appearing telephonically.

Greg Steuerwald advised Commissioner Whetstone shall sign the names of the other Commissioners and place his initials beside them, for any items that are approved during this meeting, to allow the items to be processed.

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**IN THE MATTER OF COVID-19 (CORONAVIRUS) UPDATE**

Dr. David Stopperich provided a brief update on the COVID-19 (Coronavirus) pandemic in Hendricks County.

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**IN THE MATTER OF MINUTES**

Commissioner Palmer moved to approve the Minutes of the March 24, 2020 Commissioners' Meeting as amended. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF CLAIMS**

Commissioner Palmer moved to approve Payroll Check Number 110475, Direct Deposit Check Numbers 191003

through 192019, and all Budgetary Claims presented from the Auditor's Office for the period beginning March 26, 2020 and ending April 15, 2020. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF UNFINISHED BUSINESS**

No matters presented.

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**IN THE MATTER OF PUBLIC HEARING FOR ORDINANCE NO. 2020-16 PRE-APPROVED OR PRE-PAID CLAIMS**

The front doors were checked to see if anyone was present for the matter. Commissioner Whetstone opened the Public Hearing at 9:07 AM. Nancy Marsh presented Ordinance No. 2020-16 Pre-Approved or Pre-Paid Claims and recommended approval. Commissioner Whetstone closed the Public Hearing at 9:09 AM.

Commissioner Palmer moved to approve the Ordinance as presented. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF PUBLIC HEARING FOR ORDINANCE FOR VEGETATION CONTROL IN COUNTY RIGHTS OF WAY**

The front doors were checked to see if anyone was present for the matter. Commissioner Whetstone opened the Public Hearing at 9:09 AM. John Ayers presented the Ordinance for Vegetation Control in County Rights of Way and recommended approval. There was discussion amongst the Commissioners and John Ayers regarding the amount of the daily fine for non-compliance. Commissioner Whetstone closed the Public Hearing at 9:13 AM.

Commissioner Gentry moved to approve the Ordinance with a one hundred dollar (\$100.00) daily fine. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0. Nancy Marsh assigned Ordinance No. 2020-17 to the Ordinance for Vegetation Control in County Rights of Way.

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**IN THE MATTER OF RECOMMENDATION FOR NEW EMA DIRECTOR**

Sheriff Clark, on behalf of the Emergency Management Advisory Council, recommended Dawn Mason be appointed to serve as the new EMA Director.

Commissioner Palmer moved to appoint Dawn Mason as recommended. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0. Dawn Mason's first day shall be April 23, 2020.

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**IN THE MATTER OF 2020 EMPLOYEE HEALTH BENEFITS PLAN DOCUMENT**

Erin Hughes requested the matter be tabled until further notice as there are several errors in the document.

Commissioner Palmer moved to table the matter. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF REQUEST TO CHANGE AGENT OF RECORD FOR EMPLOYEE HEALTH AND SUPPLEMENTAL BENEFITS**

Erin Hughes requested the matter be tabled until further notice.

Commissioner Palmer moved to table the matter. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF APPROVAL OF THE SCHEMATIC DESIGN REPORT FOR NEW JAIL AND SHERIFF'S OFFICE**

Kevin Cavanaugh presented the Schematic Design Report for the new Jail and Sheriff's Office from RQAW and requested approval.

Commissioner Palmer moved to approve the Report as presented. Commissioner Gentry seconded the motion

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and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF ENERGY EFFICIENCY STUDY CONTINUATION**

Kevin Cavanaugh presented the Energy Efficiency Study Reports for approval and requested permission to continue the studies for one (1) more year in the amount of \$9,100.00. Kevin Cavanaugh advised he has current funds available for the studies.

It was the consensus of the Commissioners to accept the Reports as presented. Commissioner Palmer moved to approve continuing the studies as requested. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF AWARDING BIDS FOR VARIOUS BRIDGE AND CULVERT REPLACEMENT PROJECTS**

John Ayers recommended the various bridge and culvert replacement projects be awarded to the following lowest responsive and responsible bidder:

<b>BRIDGE/CULVERT</b>	<b>AWARDED TO</b>	<b>BID AMOUNT</b>
Bridge No. 186	Duncan Robertson	\$750,129.85
Bridge No. 200	Duncan Robertson	\$471,524.47
Bridge No. 201	Duncan Robertson	\$587,392.50
Bridge No. 252	Duncan Robertson	\$710,470.11
Culvert No. EE-010	H.I.S. Constructors	\$369,407.89
Culvert No. FR-050	H.I.S. Constructors	\$864,889.00
Culvert No. LB-043	Keith Henderson	\$264,652.64
Culvert No. LB-056/060	H.I.S. Constructors	\$714,803.68
Culvert No. MI-035	ConexCo	\$263,547.60

Commissioner Palmer moved to award the projects as recommended. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF NOTICE TO BIDDERS FOR COMMUNITY CROSSINGS GRANT RESURFACING**

John Ayers presented the Notice to Bidders for Community Crossings Grant Resurfacing and requested permission to proceed with advertising. Bids are due by 9:00 AM on May 12, 2020. John Ayers reported the County received \$1,000,000.00 in Community Crossings Grant funds and the work has to be bid as a separate project from the County's normal resurfacing program.

Commissioner Gentry moved to approve the Notice as presented. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF STARKEY FARMS RENTAL AGREEMENT**

John Ayers presented the Starkey Farms Rental Agreement for specific farmland purchased for the Ronald Reagan Parkway extension and recommended approval.

Commissioner Gentry moved to approve the Agreement, pending verification of liability insurance, and to allow Commissioner Whetstone to sign the Agreement. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF AGREEMENT FOR MALONEY**

Greg Steuerwald recommended Commissioner Whetstone be authorized to sign an Agreement for the purchase of right-of-way for the Ronald Reagan Parkway from Jack Maloney on behalf of the Commissioners.

Commissioner Palmer moved to authorize Commissioner Whetstone as recommended. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF ELECTED OFFICIALS**

Shawn Shelley reported tax bills have gone out and thanked Kevin Cavanaugh for installing the larger payment drop box on the south side of the Government Center.

Nancy Marsh and Greg Steuerwald reported there was a tax sale property that needs to be purchased back as part of the property has a Town of Brownsburg (TOB) right-of-way in it and several property owners do not have legal access to their driveways. Greg Steuerwald advised the purchaser of the property is requesting reimbursement of the purchase price and their associated costs, totaling just under \$10,000.00. Greg Steuerwald requested the TOB be asked to share in the costs because they did not timely notify the County of the right-of-way until after tax sale.

It was the consensus of the Commissioners to proceed with purchasing the property back and requesting the TOB share in the costs.

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**IN THE MATTER OF UNSOLD SALVAGE STRUCTURE**

John Ayers requested Jack Maloney be allowed to purchase the remaining unsold salvage structure on Ronald Reagan Parkway right-of-way. Bids were opened on February 25, 2020 for four (4) of the structures but no bid was received for the fifth. Jack Maloney has offered the amount of \$200.00 for it, which is consistent with what he paid for three (3) of the other four (4) structures. Greg Steuerwald advised the Commissioners have a lot of latitude in how to dispose of it since the County did advertise for bids on all structures.

Commissioner Palmer moved to approve the sale of the structure as requested. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF TEMPORARY ACCESS AGREEMENT**

John Ayers presented the Temporary Access Agreement with the Ronald A. Hunt Trust to allow the County to go across their property to access the proposed Ronald Reagan Parkway right-of-way to perform soil borings and recommended approval.

Commissioner Gentry moved to approve the Agreement as presented. Commissioner Palmer seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF INDOT CONSTRUCTION CHANGE ORDER**

John Ayers presented INDOT's Construction Change Order No. 24 with Superior Construction for the Ronald Reagan Parkway from CR 300 N to US 136 in the amount of \$108,777.67 and recommended approval.

Commissioner Palmer moved to approve the Change Order as presented. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF NEW JAIL AND SHERIFF'S OFFICE**

Kevin Cavanaugh requested permission to continue working on the planning process for the new Jail and Sheriff's Office to not hold up the bond process or negatively affect the income tax being assessed for the project.

It was the consensus of the Commissioners to proceed with the process to not negatively impact funding and/or any reimbursements the County may be eligible for.

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**IN THE MATTER OF PHONE SYSTEM UPGRADE**

Doug Morris reported the East Campus phone system will be upgraded towards the middle of May.

Commissioner Whetstone inquired if the phone system had the capability to provide analytics to see if there has

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been an increase in phone calls during the Stay at Home Order.

Doug Morris advised he could pull some preliminary reports, but they would not reflect all offices. Nancy Marsh advised the Auditor's and Treasurer's Offices have seen an influx in calls since tax bills have gone out, but stated it is normal for this time of year.

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### **IN THE MATTER OF COMMENTS FROM THE FLOOR**

Ryan Lemley reported Ryan Cannon, representative from the Town of Avon (TOA), is opposed to omitting the left hand turn lane requirement for W.S. Gibbs Memorial Park and is concerned about the costs associated as they do not own all of the land the lane would require. Ryan Lemley advised the TOA Plan Commission will make the final decision and stated he plans to reach out to John Ayers for additional ideas.

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### **IN THE MATTER OF COMMISSIONERS**

Commissioner Whetstone and Commissioner Palmer thanked the Facilities Department for their continued efforts in cleaning out the East Campus Building.

Commissioner Whetstone and Commissioner Palmer thanked Doug Morris, Todd McCormack, Nancy Marsh, and Mila Shaffer for all of their assistance in keeping things going for the Commissioners and the Council with teleconferencing, Agendas, Minutes, etc. Commissioner Palmer advised she prefers the new teleconference platform being used for this Meeting to the one used for the last Meeting.

Commissioner Palmer and Commissioner Gentry thanked all Department Heads, Elected Officials, and employees for working together as a team during this unprecedented event.

Commissioner Gentry inquired the status of the PACER ratings. Curt Higginbotham advised they should be completed by the end of the week and then will use the information to develop the plan for the rest of the year.

Commissioner Whetstone inquired the status of the Parks and if they are open. Ryan Lemley advised some parks are closed due to the volume of visitors and social distancing requirements, but stated the Hendricks County Parks are open, except for the physical structures, and have been busy.

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### **IN THE MATTER OF ACKNOWLEDGMENT OF CORRESPONDENCE**

#### **CHECKS RECEIVED**

1. \$36,069.50	Travelers	Claim No. 028ADFMW5009H	Total Loss Settlement
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#### **STAFF REPORTS RECEIVED**

1. Receipt was acknowledged for the Engineering Department Report of April 14, 2020 from John Ayers.
2. Receipt was acknowledged for the Facilities Department Report of April 14, 2020 from Kevin Cavanaugh.
3. Receipt was acknowledged for the Executive Director's Report of April 14, 2020 from Todd McCormack.
4. Receipt was acknowledged for the I.T. Department Report of April 14, 2020 from Doug Morris.
5. Receipt was acknowledged for the Human Resources Report of March 23, 2020 through April 9, 2020 from Erin Hughes.
6. Receipt was acknowledged for the Parks & Recreation Department Report of April 9, 2020 from Ryan Lemley.

#### **CORRESPONDENCE RECEIVED**

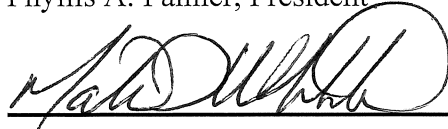
1. Notice of Public Hearing by the Hendricks County Plan Commission for expansion of the Johnson & Johnson facility from Clayco, Inc.
2. Summons, Appearance, and Complaint and Jury Demand from Harrington Law, representing Levi Harrison.

**IN THE MATTER OF ADJOURNMENT**

Commissioner Palmer moved to adjourn the Hendricks County Commissioners' Meeting at 10:10 AM on Tuesday, April 14, 2020. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.



Phyllis A. Palmer, President



Matthew D. Whetstone, Vice President



Bob Gentry, Member