



## **HENDRICKS COUNTY BOARD OF COMMISSIONERS** **MINUTES OF THE OCTOBER 27, 2020 MEETING**

The Hendricks County Board of Commissioners met in regular session at 9:00 AM on Tuesday, October 27, 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
Matthew D. Whetstone	Commissioner, Vice President
Bob Gentry	Commissioner
R. Todd McCormack	Executive Director
Mila M. Shaffer	Administration and Public Affairs
Greg Steuerwald	Attorney
Nancy Marsh	Auditor
Brett Clark	Sheriff
Roger Call	Chief Deputy Sheriff (Appeared Telephonically)
John Ayers	Engineer
Erin Hughes	Human Resources Administrator
Megan Smith	Human Resources Assistant (Appeared Telephonically)
Doug Morris	I.T. Director
Kevin Cavanaugh	Facilities Manager
Dawn Mason	Emergency Management Director
Brenda Wisener	EMA Administrative Assistant
Theresa Lynch	Recorder (Appeared Telephonically)
Shawn Shelley	Treasurer (Appeared Telephonically)
Nicole Lawson	Assessor (Appeared Telephonically)
Catherine Haines	Court Administrator
Loren Delp	Prosecutor (Appeared Telephonically)
Tiffany Dalton	Chief Deputy Surveyor
Joe Percy	Highway Department Assistant Superintendent (Appeared Telephonically)
Jarod Springman	Highway Department Asset Coordinator (Appeared Telephonically)
Tim Dombrosky	Planning Director (Appeared Telephonically)
Krista Click	Environmental Health Director (Appeared Telephonically)
Kandi Jamison	Nursing Health Director (Appeared Telephonically)
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 9:02 AM with a quorum of all three (3) Commissioners present and led the Pledge to the Flag in unison. Commissioner Whetstone gave a brief prayer for those who wished to participate.

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### **IN THE MATTER OF MINUTES**

Commissioner Gentry moved to approve the Minutes of the October 13, 2020 Commissioners' Meeting as presented. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

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### **IN THE MATTER OF CLAIMS**

Commissioner Gentry moved to approve Payroll Check Numbers 110483 through 110512, Direct Deposit Check

Numbers 198612 through 199137 and all Budgetary Claims presented from the Auditor's Office for the period beginning October 15, 2020 and ending October 28, 2020 as presented. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF COVID-19 UPDATE**

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

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**IN THE MATTER OF REVIEW OF HENDRICKS COUNTY GOVERNMENT COVID-19 POLICY**

Commissioner Whetstone moved to leave the Policy as is and to review it again at the November 10, 2020 Commissioners' Meeting. With reservation, Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF INTERLOCAL AGREEMENT FOR CR 100 SOUTH IMPROVEMENTS**

John Ayers and Commissioner Whetstone presented the Interlocal Agreement for CR 100 South Improvements with the Town of Avon (TOA) in the amount of \$1,750,000.00 (\$875,000.00 on June 1, 2021 and \$875,000.00 on June 1, 2022) and recommended approval. Commissioner Whetstone reported this was the amount discussed during his October 14, 2020 meeting with John Ayers, Greg Steuerwald, Greg Guerrettaz, and the TOA.

Commissioner Whetstone moved to approve the Agreement as presented. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0. Nancy Marsh inquired what fund payment should come from. Commissioner Whetstone advised that is up to the Council but believed they had stated Food and Beverage.

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**IN THE MATTER OF PUBLIC HEARING FOR PROPOSED ORDINANCE FOR NO TRUCK TRAFFIC ON CERTAIN COUNTY ROADS**

John Ayers presented the proposed Ordinance for no truck traffic on Black Oak Drive from County Road 750 East (Center Street) to County Road 825 East (Indiana Street) and on County Road 825 East (Indiana Street) from Old State Road 267 to County Road 700 South and recommended approval.

Commissioner Palmer opened the Public Hearing at 9:17 AM. Mark Richardson, resident of 8194 Black Oak Drive in Plainfield, advised he is in support of the Ordinance and requested the Commissioners approve it to help cease large trucks cutting through the neighborhood. There were no remonstrators present, or on the telephone, and Commissioner Palmer closed the Public Hearing at 9:19 AM.

Commissioner Whetstone moved to approve the Ordinance as presented. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0. Nancy Marsh assigned Ordinance No. 2020-39, Ordinance for No Truck Traffic on Certain County Roads.

Mark Richardson inquired if the residents could be involved in the enforcement of the Ordinance. Sheriff Brett Clark advised him to have the residents contact the Sheriff's Department for enforcement.

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**IN THE MATTER OF CHANGE OF NOTICE TO BIDDERS BID DATE FOR CULVERT REPLACEMENT PROJECTS**

John Ayers reported INDOT has a large amount of bids due on November 10, 2020, the same date bids are due for five (5) culvert replacement projects approved during the October 13, 2020 Commissioners' Meeting and recommended the bid due date be changed to November 24, 2020 to allow more time for interested contractors to prepare their bids.

Commissioner Whetstone moved to approve changing the bid due date to November 24, 2020 as recommended. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0. Greg Steuerwald advised the Notices to Bidders would need to be advertised again noting that the bid due date changed.

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**IN THE MATTER OF LETTER OF ENGAGEMENT FOR APPRAISAL SERVICES**

John Ayers presented the Letter of Engagement for Appraisal Services with Traynor & Associates, Inc. to assist Commissioners' Meeting Minutes – October 27, 2020

with the Ronald Reagan Parkway condemnation cases and recommended approval. John Ayers advised there is a flat fee of \$5,000.00 for the appraisal and hourly charges thereafter for court appearances, depositions, etc.

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

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**IN THE MATTER OF YOUTH ASSISTANCE PROGRAM INTERIM PROGRAM DIRECTOR'S  
PROFESSIONAL SERVICES CONTRACT**

Catherine Haines presented the Youth Assistance Program Interim Program Director's Professional Services Contract in the amount of \$5,833.33 per month and requested approval.

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

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**IN THE MATTER OF CARES ACT RESOLUTION**

Nancy Marsh presented Resolution No. 2020-38, Resolution to Provide for Reimbursement of Public Health and Public Safety Payroll Costs with CARES Act Funding and requested approval. Nancy Marsh advised the Resolution allows the reimbursed funds from the claim to be moved to the General Fund for appropriation by the Council, based upon the recommendations of the Commissioners. Nancy Marsh stated the Commissioners will review qualifying claims and make recommendations to the Council for payment.

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

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**IN THE MATTER OF REQUEST TO REPLACE EQUIPMENT TRAILER  
FOR SURVEYOR'S OFFICE**

Tiffany Dalton presented two quotes to replace a damaged equipment trailer for the Surveyor's Office, one from Detrol Trailers in the amount of \$7,375.00 and one from Liberty Trailers in the amount of \$8,222.00, and requested approval to proceed with purchasing from Detrol Trailers using Cornerstone Funds. Tiffany Dalton reported Detrol advised it would cost more to repair the trailer than it is worth and would like to trade the trailer in for some sort of compensation, if possible, or have it deemed to have no value so it can be properly disposed of.

Commissioner Whetstone moved to approve the Detrol Trailers quote as presented and for the damaged trailer to be traded in, if there is any value, or declared of no value and disposed of. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF ZA 475/20: PILLARS OF FREEDOM, LLC.**

Tim Dombrosky presented an Ordinance to amend the zoning map of Hendricks County from PB/Planned Business District to LI/Light Industrial District, commonly known as ZA 475/20: Pillars of Freedom, LLC., S7-T15N-R1E, Center Township, 1 parcel totaling 15.96 acres, located on the east side of County Road 300 E. south of Highway 36 and the Railroad and recommended approval. Tim Dombrosky advised the Plan Commission approved this zoning amendment unanimously 5-0-0 during their October 13, 2020 Meeting, with no remonstrators present.

Commissioner Gentry moved to approve the Ordinance as presented. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0. Nancy Marsh assigned Ordinance No. 2020-40 to ZA 475/20: Pillars of Freedom, LLC.

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**IN THE MATTER OF ZA 476/20: FSM PROPERTIES, LLC.**

Tim Dombrosky presented an Ordinance to amend the zoning map of Hendricks County from HB/Highway Business District to GB/General Business District, commonly known as ZA 476/20: FSM Properties, LLC., S90/10-T14N-R1W, Liberty Township, 1 parcel totaling 9.85 acres, located at 6315 S. County Road 0, Clayton,

46118 and recommended approval. Tim Dombrosky advised the Plan Commission approved this zoning amendment unanimously 5-0-0 during their October 13, 2020 Meeting, with no remonstrators present.

Commissioner Gentry moved to approve the Ordinance as presented. Commissioner Whetstone seconded the motion and the motion was approved unanimously 3-0-0. Nancy Marsh assigned Ordinance No. 2020-41 to ZA 476/20: FSM Properties, LLC.

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**IN THE MATTER OF ELECTED OFFICIALS**

Sheriff Brett Clark reported the 2020 Jail Inspection had been completed and no issues were noted.

Shawn Shelley reminded everyone the property tax due date is coming up on November 10, 2020.

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**IN THE MATTER OF NOTICE TO BIDDERS FOR 2021 HIGHWAY DEPARTMENT PRODUCTS AND SUPPLIES**

John Ayers presented the Notice to Bidders for 2021 Highway Department Products and Supplies and recommended approval. Bids shall be due by 9:00 AM on November 24, 2020.

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

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**IN THE MATTER OF MEMORIAL FOR DUANE BELCHER**

John Ayers reported Duane Belcher, an Engineering Department employee from 1990 until his retirement in 2018, passed away on October 24, 2020, just shy of his ninetieth birthday. Duane Belcher was the Assistant Building Project Manager under Bob Carroll, managing numerous projects at the Courthouse and other locations, and managed the County phone system for many years. Duane Belcher was a very interesting man with lots of stories to tell and was dedicated to history and preservation of County buildings. John Ayers advised a tree on the Courthouse grounds needs to be replaced and requested the tree be replaced, and a memorial plaque be installed, in Duane Belcher's memory,

It was the consensus of the Commissioners to replace the tree and to install a plaque as requested.

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

Kevin Cavanaugh reported bids from subcontractors are due to Garmon by 2:00 PM on October 29, 2020 and will be opened and read out loud in the Commissioners' Meeting Room.

Kevin Cavanaugh and Commissioner Whetstone advised they met with the Danville Town Council on October 21, 2020 to request additional reduction of the County's utility connection fees and stated the Council seemed receptive, but did defer the request for further discussion with the Town's Department of Public Works. Commissioner Whetstone reported the negotiations started with the Council wanting approximately \$260,000.00 and him offering \$50,000.00 and ended at approximately \$80,000.00. Kevin Cavanaugh stated he would follow up with the Town.

Kevin Cavanaugh played an animated visual tour of what the new Jail and Sheriff's Office should look like.

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**IN THE MATTER OF REQUEST FOR AN OFF-ROAD VEHICLE ORDINANCE**

Todd McCormack reported Councilman Wathen requested an update on drafting the proposed ordinance allowing certain off-road vehicles on county roadways. Commissioner Palmer advised the draft received from Greg Steuerwald is a good start, but still needs work, and reminded Greg Steuerwald not all townships should be included. Brown, Guilford, Lincoln, and Washington townships should be excluded due to their populations. Commissioner Palmer advised Greg Steuerwald to work with Sheriff Brett Clark to ensure his requested restrictions are included.

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**IN THE MATTER OF JOINT WORKSHOP WITH THE HENDRICKS REGIONAL HEALTH  
BOARD OF TRUSTEES**

Todd McCormack reported the Hendricks Regional Health Board of Trustees are requesting to meet with the Commissioners on November 18, 2020 at 8:30 AM to provide them with an update.

It was the consensus of the Commissioners to schedule the Workshop for November 18, 2020 as requested.

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**IN THE MATTER OF PROJECT TEAM CRISIS GRANT REQUEST**

Brian Bilger, Executive Director of Hendricks County Economic Development Partnership (HCEDP), requested a seven (7) year property tax abatement and a \$500,000.00 training grant for Project Team Crisis to open a manufacturing and logistics facility off of State Road 39 in Clayton, just south of I-70. Project Team Crisis will bring approximately five hundred (500) new jobs with an average annual salary of \$37,000.00. Brian Bilger advised the State of Indiana is contributing \$5,000,000.00 to the Project.

Commissioner Whetstone reported he and Councilman Wathen worked with HCEDP on Project Team Crisis and are in support of the request and advised Councilman Wathen recommended the funds come out of EDIT.

Commissioner Whetstone moved to approve the request as presented and advised the request now needs to be presented to the Council for final approval. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

Nancy Marsh requested she receive the information for similar future requests earlier to allow her time to gather the data she needs about the project and their request so she can meet Council publication deadlines when needed.

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

Dawn Mason presented a quote from Detro Trailers in the amount of \$4,850.00 to purchase an enclosed trailer to store and/or transport equipment and supplies and requested permission to proceed with the purchase. Dawn Mason advised she has current funds in her budget to cover the cost of the trailer.

Dawn Mason reported she plans to request the Council allow her to encumber remaining funds from her 2020 budget to use in 2021 for any modifications she might want to make to the trailer. Nancy Marsh advised contracts are required to encumber funds, not just plans, and stated the new GAP procedures are very restrictive on what can be encumbered.

Commissioner Palmer inquired where Dawn Mason planned to store the trailer. Dawn Mason stated she would store it wherever Kevin Cavanaugh tells her to. The Commissioners requested she work with Kevin Cavanaugh to find a more suitable location than the Government Center parking lot.

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

Dawn Mason introduced her assistant, Brenda Wisener.

Greg Steuerwald reported he is still working on the lease with Leadership Hendricks County (LHCC) and hopes to have it finished soon. Commissioner Palmer reminded him the use of the copier and postage are not included in the lease and LHC would have to schedule the use of conference rooms through the Fairgrounds and not the Commissioners and requested Greg Steuerwald reach out to Steve Patterson.

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**IN THE MATTER OF COMMISSIONERS**

Commissioner Palmer reported that as of October 26, 2020, 42,682 of the 126,284 registered voters in Hendricks County had utilized early voting, just less than thirty-four percent (34%). Of the 42,682 voters, 30,094 of them voted in person. Commissioner Palmer thanked Kevin Cavanaugh and the Sheriff's Department for their

assistance in opening the Government Center at 7:00 AM for early voters to be able to wait indoors and out of any inclement weather.

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**IN THE MATTER OF ACKNOWLEDGMENT OF CORRESPONDENCE**

**CHECKS RECEIVED**

- |                     |                          |                         |
|---------------------|--------------------------|-------------------------|
| 1. \$720.00 Per Lot | M/I Homes of Indiana, LP | Multiple Lots           |
| 2. \$3,635.28       | M & J Farms              | Lease of Tillable Acres |

**STAFF REPORTS RECEIVED**

1. Receipt was acknowledged for the Engineering Department Report of October 27, 2020 from John Ayers.
2. Receipt was acknowledged for the Facilities Department Report of October 27, 2020 from Kevin Cavanaugh.
3. Receipt was acknowledged for the Executive Director's Report of October 27, 2020 from Todd McCormack.
4. Receipt was acknowledged for the I.T. Department Report of October 27, 2020 from Doug Morris.
5. Receipt was acknowledged for the HR Report of October 10, 2020 – October 23, 2020 from Erin Hughes.
6. Receipt was acknowledged for the Highway Department Report of October 5, 2020 – October 9, 2020 and October 12, 2020 – October 16, 2020 from Curt Higginbotham.
7. Receipt was acknowledged for the Emergency Management Report of October 10, 2020 – October 23, 2020 from Dawn Mason.
8. Receipt was acknowledged for the Planning and Building Department's Report of Collections for the collections period of September 1, 2020 through September 30, 2020 from Tim Dombrosky.
9. Receipt was acknowledged for the IDOC Jail Inspection Report from Sheriff Brett Clark.
10. Receipt was acknowledged for the Parks & Recreation Report of October 23, 2020 from Ryan Lemley.

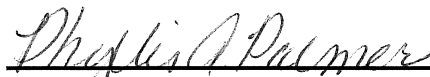
**CORRESPONDENCES RECEIVED**

1. Legal Notice of Planned Improvement to the intersection of Green Street and Airport Road in Brownsburg from SJCA.
2. Low Cost Spay Neuter Clinic Hendricks County Statistic Report for September 1 to September 30, 2020.

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**IN THE MATTER OF ADJOURNMENT**

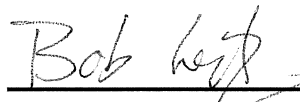
Commissioner Whetstone moved to adjourn the Hendricks County Commissioners' Meeting at 10:35 AM on Tuesday, October 27, 2020. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.



Phyllis A. Palmer, President



Matthew D. Whetstone, Vice President



Bob Gentry, Member