



## **HENDRICKS COUNTY BOARD OF COMMISSIONERS**

### **MINUTES OF THE JULY 27, 2021 MEETING**

The Hendricks County Board of Commissioners met in regular session at 9:00 AM on Tuesday, July 27, 2021 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
Bob Gentry	Commissioner, Vice President
Dennis W. Dawes	Commissioner
R. Todd McCormack	Executive Director
Mila M. Shaffer	Administration and Public Affairs
Greg Steuerwald	Attorney
David Cox	Councilman
Larry Hesson	Councilman
Brett Clark	Sheriff
Nancy Marsh	Auditor
John Ayers	Engineer
Erin Hughes	Human Resources Administrator
Tim Dombrosky	Planning & Building Director
Kevin Cavanaugh	Facilities Manager
Dawn Mason	Emergency Management Director
Chastity Preston	Emergency Management Administrative Assistant
Curt Higginbotham	Highway Department Superintendent
Mark Chmielewski	Government Center Security Deputy
Ryan Lemley	Parks & Recreation Superintendent
Loren Delp	Prosecutor (Attended Remotely)
Theresa Lynch	Recorder (Attended Remotely)
Doug Morris	I.T. Director (Attended Remotely)
John Gramling	I.T. Application Support Specialist (Attended Remotely)
Susan Bentley	Chief Probation Officer (Attended Remotely)
Kim Galloway	Assistant Engineer (Attended Remotely)
Joe Percy	Highway Department Assistant Superintendent (Attended Remotely)
Terry Benton	Highway Department Office Manager (Attended Remotely)
Krista Click	Environment Health Director (Attended Remotely)

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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 Gentry 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 July 13, 2021 Commissioners' Meeting as amended. Commissioner Dawes 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 Direct Deposit Check Numbers 208915 - 209433 and Budgetary Claims presented from the Auditor's Office for the period beginning July 15, 2021 and ending July 28, 2021 as presented. Commissioner Dawes seconded the motion and the motion was approved unanimously 3-0-0.

**IN THE MATTER OF PETITION TO VACATE PLATTED RIGHT-OF-WAY AND  
REQUEST FOR PUBLIC HEARING**

Greg Irby, representative from Irby Law, presented a Petition to Vacate Platted Right-of-Way for the Petitioners (Todd & Kelly Gowen and Bryan & Wanda Daugherty). Greg Irby reported the Petitioners are requesting the Commissioners schedule a Public Hearing to consider vacating a certain alleyway, or portions thereof, of the entire alleyway located between Lot Four (4) and Lot Five (5) running north and south, more or less, and south of East 350 South, in Plainfield Manor, Section One, a subdivision in Guilford Township, in the Town of Plainfield. Greg Irby advised any adjoining property owners would be notified of the Hearing, if scheduled. Notice shall be sent via certified mail, regular mail, and published in The Republican.

Commissioner Gentry moved to schedule the Hearing as requested. Commissioner Dawes seconded the motion and the motion was approved unanimously 3-0-0. The Public Hearing for the matter will be August 24, 2021.

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**IN THE MATTER OF HENDRICKS COLLEGE NETWORK**

Councilman Hesson reported he serves on the Board for Hendricks College Network and for CIRTa and requested the Commissioners reconsider their defunding of certain not-for-profit organizations and consider restoring the funding back to what it was before the reductions began. Councilman Hesson advised a few years back the Commissioners began reducing their not-for-profit contributions by ten percent (10%) annually with the plan to continue to do so until they were no longer contributing to CIRTa, College Network, Economic Development Partnership, LINK, Senior Services, and Sycamore Services. Councilman Hesson advised these organizations are not County organizations, but that they do benefit the citizens of the County and provide them with a better quality of life. Councilman Hesson stated College Network is slowly being financially strangled and cannot survive beyond next year at the current rate and stated Brandi Perrill, College Network Executive Director, has not had a raise in five (5) years.

Commissioner Palmer advised the Commissioners already submitted their 2022 Budget to the Council with the decrease and stated some of the Commissioners may be open to a discussion on reconsidering the decrease for some of the organizations during their upcoming Budget Hearing with the Council. Commissioner Palmer stated it is ultimately the Council's decision. Commissioner Palmer advised the Commissioners intent behind the reductions is to try and help replenish the County's General Fund by slowly eliminating the contributions they make to not-for-profits and encourage those organizations to seek funding from other sources such as private businesses, private donations, etc. Commissioner Palmer stated some of the organizations have done so.

Councilman Hesson stated College Network is not in the position to seek funding from other sources.

Brandi Perrill reported College Network's main focus is on workforce development and advised the MADE (Make Achieve Design Educate) regional education and training center in Plainfield grand opening is July 29, 2021 at 1:00 PM. Brandi Perrill stated they will be working closely with their employers to ensure they are offering what they need to be successful and feels it is a good investment by the community. Brandi Perrill advised College Network's investment from the county side would be their time and stated they certainly put that in and it is coming to fruition.

Commissioner Palmer reported she read MADE is a collaborative effort between the Town of Plainfield and the Plainfield Community School Corporation and inquired if that was correct. Brandi Perrill advised it is a collaborative effort by the Town, School Corporation, Ivy Tech, Vincennes University, as well as many other partners and stated the Town paid for the construction of the building and their lease with the other partners covers the operational costs.

Commissioner Gentry inquired if there was a duplication of efforts between WorkOne and College Network. Brandi Perrill stated they work closely together and advised WorkOne is relocating into the MADE building with College Network.

Commissioner Dawes inquired if individuals wishing to attend courses at MADE would be charged a fee. Brandi Perrill advised there are fees for some and stated they have received grant money and scholarship funds to assist eligible individuals with some of their fees.

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**IN THE MATTER OF DOSSETT CONSULTING AGREEMENT FOR PROSECUTOR'S OFFICE**

Greg Steuerwald advised he and Loren Delp are sorting out some of the language in the Agreement and requested the matter be tabled.

It was the consensus of the Commissioners to table the matter as requested.

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**IN THE MATTER OF LETTER OF SUPPORT FOR EMA GRANTS**

Dawn Mason presented a Letter of Support to apply for the 2022 Hazardous Material Emergency Preparedness Grant and the 2022 Emergency Management Performance Grant and requested approval and permission to apply.

Commissioner Dawes moved to approve the Letter and applying for the grants as requested. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF ZA 483/21: CEDAR RUN LIMITED, INC.**

Tim Dombrosky presented an ordinance to amend the zoning map of Hendricks County from GB/General Business District to RE/Multi-Family Residential District, commonly known as ZA 483/21: Cedar Run Limited, Inc., S20-T14N-R2E, Guilford Township, 2 parcels totaling 22.912 acres, located at the east and west sides of S. Raceway Road between Enterprise Dr. on the north and Heartland Blvd. on the south in Camby, IN and requested approval. Tim Dombrosky reported there were no remonstrators at the July 13, 2021 Plan Commission Public Hearing and stated it was approved unanimously 6-0-0.

There was discussion amongst the Commissioners, Sheriff Clark, and Tim Dombrosky regarding the matter.

Commissioner Gentry moved to approve the Ordinance as presented. Commissioner Dawes seconded the motion and the motion was approved unanimously 3-0-0. Nancy Marsh assigned Ordinance No. 2021-46.

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**IN THE MATTER OF REIMBURSEMENT AGREEMENT WITH WASHINGTON TOWNSHIP  
BUILDING CORPORATION**

Greg Steuerwald presented the Reimbursement Agreement with the Washington Township Building Corporation for \$43,576.00 for a portion of the CR 900 E. drainage project that the Township will be constructing as part of their new fire station and requested approval. John Ayers advised he is okay with the amount being charged and stated any changes to the scope has to be approved by the County and all work will be inspected by the County.

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

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**IN THE MATTER OF HENDRICKS COUNTY GOVERNMENT 2022 HOLIDAY SCHEDULE**

Mila Shaffer presented options for the 2022 Holiday Schedule, one including Juneteenth and one excluding Juneteenth, and requested guidance on how the Commissioners would like to proceed. Mila Shaffer reported Morgan County added Juneteenth to their 2022 Holiday Schedule and advised several of the other surrounding counties and towns are waiting to see what the County decides before adopting their schedules.

Commissioner Dawes moved to approve the 2022 Holiday Schedule that excludes Juneteenth. Commissioner Gentry seconded the motion. Commissioner Palmer questioned being closed for Christmas Eve and stated in years past she does not recall the County being closed on Christmas Eve, except for when they would close for half the day to hold the County luncheon.

Mila Shaffer advised she pulled the last four years of Holiday Schedules and the Commissioners approved closing two days for Christmas on the majority of them, but stated she is not sure what was done in years prior to that.

Commissioner Palmer asked Nancy Marsh if her office would be okay being closed for the two days. Nancy Marsh stated her office is very busy during that time, but that most other offices probably are not busy at all.

There was discussion amongst the Commissioners and Nancy Marsh on the matter. Commissioner Palmer recommended closing for half the day on December 23, 2022 because Nancy Marsh's Office would be busy and to accommodate members of the public that may want to conduct County business that day.

Commissioner Dawes and Commissioner Gentry withdrew their motions.

Commissioner Dawes moved to approve the 2022 Holiday Schedule with the exclusion of Juneteenth and closing for half the day on December 23, 2022. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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#### **IN THE MATTER OF AWARDING OF BRIDGE NO. 16**

John Ayers recommended Bridge No. 16 be awarded to H.I.S. Constructors, Inc. for \$166,822.00 as the lowest responsive and responsible bidder.

Commissioner Dawes moved to approve awarding the project as recommended. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

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#### **IN THE MATTER OF AWARDING BRIDGE NOS. 21 AND 22**

John Ayers recommended Bridge Nos. 21 and 22 be awarded to Duncan Robertson for \$458,349.80 as the lowest responsive and responsible bidder.

Commissioner Gentry moved to approve awarding the projects as recommended. Commissioner Dawes seconded the motion and the motion was approved unanimously 3-0-0.

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#### **IN THE MATTER OF AWARDING CULVERT REHABILITATION PROJECTS**

John Ayers presented a Proposal from National Gunitite for \$29,750.00 for Culvert CE-047 and a Proposal from National Gunitite for \$29,495.00 for Culvert LB-013 and recommended awarding both. John Ayers advised the culverts would be rehabilitated by relining them and not replaced.

Commissioner Gentry moved to approve awarding the projects as recommended. Commissioner Dawes seconded the motion and the motion was approved unanimously 3-0-0.

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#### **IN THE MATTER OF AWARDING OF INTERSECTION SCOPING CONTRACT**

John Ayers recommended the intersection scoping for CR 100 South/CR 525 E. and Old SR 267/East Hendricks County Road be awarded to DLZ Indiana for \$94,100.00. John Ayers advised the contract amendment Greg Steuerwald requested would be made.

Commissioner Gentry moved to approve awarding the project as recommended with the contract amendment. Commissioner Dawes seconded the motion and the motion was approved unanimously 3-0-0.

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#### **IN THE MATTER OF AWARDING OF 2021 PAVEMENT MARKING PROJECT**

John Ayers recommended the 2021 Pavement Marking Project be awarded to Accurate Striping for \$85,230.86 as the lowest responsive and responsible bidder.

Commissioner Gentry moved to approve awarding the project as recommended and to authorize John Ayers to sign the contract. Commissioner Dawes seconded the motion and the motion was approved unanimously 3-0-0.

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#### **IN THE MATTER OF RECOMMENDATION FOR 2022-2024 BRIDGE INSPECTIONS**

John Ayers reported he, Commissioner Dawes, Kim Galloway, and Bart Harvey evaluated the proposals received for the 2022-2024 bridge inspections and recommended moving forward with United Consulting Engineers.

Commissioner Gentry moved to approve moving forward as recommended. Commissioner Dawes seconded the motion and the motion was approved unanimously 3-0-0.

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**IN THE MATTER OF ELECTED OFFICIALS**

Sheriff Clark reported there has been an increase in pregnant female inmates and requested permission to use funds he has in his Budget to purchase an additional Dodge Charger to transport them to and from their obstetric appointments. Sheriff Clark stated the additional vehicle will increase the efficiency of operations.

It was the consensus of the Commissioners to approve the purchase as requested.

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**IN THE MATTER OF NEW HIGHWAY DEPARTMENT FACILITY**

John Ayers reported three (3) proposals were received for a realtor to assist the County in locating and purchasing property for the new Highway Department Facility and requested guidance on how to proceed. Proposals were received from the following:

REALTOR	FEE	TERM OF PROPOSAL
Bud Green	3%	1 Year
Dan Moore	4%	180 Days
Jerry Vornholt	4%	Not Specified; Can Cancel with 2 Week Notice

There was discussion amongst the Commissioners, John Ayers, and Kevin Cavanaugh regarding the matter

Commissioner Dawes moved to select Dan Moore as the realtor. 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 reported the roofing issue has been resolved and should not impede progress. Kevin Cavanaugh advised the "Topping out Ceremony" is targeted for August 9, 2021 and additional information is forthcoming.

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**IN THE MATTER OF ROAD CLOSURE REQUEST FOR BLOCK PARTY**

Todd McCormack reported a citizen has requested to close a portion of School Branch Drive on August 6, 2021 from 5:00 PM-10:00 PM for a neighborhood block party and requested guidance on how to proceed.

There was discussion amongst the Commissioners, Sheriff Clark, John Ayers, and Curt Higginbotham regarding the matter.

It was the consensus of the Commissioners to approve the request with the following guidelines:

- All residents within the closed area need to be in agreement with the closure.
- Provisions or a plan needs to be in place to quickly open the road in case of emergency.
- The closure should be reopened before sunset.
- Citizen understands the County will not provide the barriers or enforcement of the closure.
- Citizen requesting the closure is responsible for setup and removal of any and all barriers.

Sheriff Clark stated he would reach out to let the citizen know.

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

Jay Thompson, Pittsboro Town Councilman, inquired if the road would be closed completely for the awarded bridge work in Pittsboro. John Ayers advised he has not met with the contractor to discuss the plans for closure.

Jay Thompson thanked the Commissioners for attending the Town's 4<sup>th</sup> of July Parade.

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**IN THE MATTER OF COMMISSIONERS**

Commissioner Gentry reported he received a call from a very irate citizen and is addressing their concern.

Commissioner Dawes and Commissioner Palmer commended the Parks & Recreation Department for the W.S. Gibbs Memorial Park Opening Ceremony.

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**IN THE MATTER OF ACKNOWLEDGMENT OF CORRESPONDENCE**

**CHECKS RECEIVED**

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|----------------|--------------------|------------------------------------|
| 1. \$12,540.00 | Town of Brownsburg | 7405 August Wheel Tax Revenue Bond |
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**STAFF REPORTS RECEIVED**

1. Receipt was acknowledged for the Engineering Department Report of July 27, 2021 from John Ayers.
2. Receipt was acknowledged for the Facilities Department Report of July 27, 2021 from Kevin Cavanaugh.
3. Receipt was acknowledged for the Executive Director's Report of July 27, 2021 from Todd McCormack.
4. Receipt was acknowledged for the I.T. Department Report of July 27, 2021 from Doug Morris.
5. Receipt was acknowledged for the HR Report of July 10, 2021 – July 23, 2021 from Erin Hughes.
6. Receipt was acknowledged for the Highway Department Report of July 6, 2021 – July 9, 2021 and July 12, 2021 – July 16, 2021 from Curt Higginbotham.
7. Receipt was acknowledged for the EMA Report of July 3, 2021 – July 23, 2021 from Dawn Mason.
8. Receipt was acknowledged for the Animal Control Report of May & June 2021 from LaDonna Hughes.
9. Receipt was acknowledged for the Parks & Recreation Report of July 22, 2021 from Ryan Lemley.

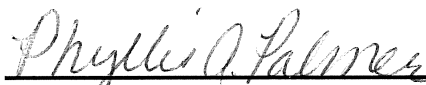
**CORRESPONDENCE RECEIVED**

1. Notice of Public Hearing by the Avon Plan Commission for Case No. ZA-21-04, Nest Egg Minor Subdivision, from Comer Law Office.
2. Notice of Public Hearing by the Brownsburg Advisory Plan Commission for Case No. PCCZ-06-21-1922, 56<sup>th</sup> Street Associates, from Comer Law Office.
3. Notice of Public Hearing by the Hendricks County Plan Commission for Strategic Capital Partners from Tuohy Bailey & Moore.

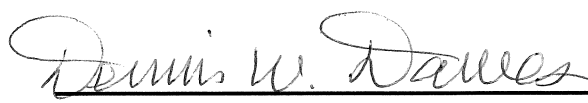
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**IN THE MATTER OF ADJOURNMENT**

Commissioner Dawes moved to adjourn the Hendricks County Commissioners' Meeting at 10:21 AM on Tuesday, July 27, 2021. Commissioner Gentry seconded the motion and the motion was approved unanimously 3-0-0.

  
Phyllis A. Palmer, President

  
Bob Gentry, Vice President

  
Dennis W. Dawes, Member