

IN THE MATTER OF HENDRICKS COUNTY AIRPORT

A project review for the proposed Hendricks County Airport came before the Commissioners. Hursel Disney moved that in response to this project review that the Commissioners not comment.

J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF CLAIMS

J. D. Clampitt moved and Hursel Disney seconded a motion to approve claims with warrant numbers as follows: 41418-41429 dated March 1, 1994 and 131055-131066 dated February 22, 1994.

The motion was approved unanimously.

IN THE MATTER OF COURT SECURITY

The Commissioners authorized the Engineer to send a letter to Judge Mary Lee Comer of Superior Court No. 1 relative to the security measures for the Courts and discussion of same in an executive session.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes for the February 22, 1994 meeting. The motion was approved unanimously.

There being no further business presented the meeting recessed at 3:55 P.M.

Richard P. Myers
Hursel C. Disney
John D. Clampitt
 Hendricks County Commissioners

ATTEST: *Marthalyn Percy*
 Secretary

MARCH 7, 1994

The Hendricks County Commissioners met in their regular session on Monday, March 7, 1994 at 10:15 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

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|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | Secretary to Commissioners |
| John D. Clampitt) | Hendricks County Road Supervisor |
| Marthalyn Percy | Hendricks County Engineer |
| Russell Lawson | Hendricks County Plan Commission Administrator |
| Walter Reeder | Hendricks County Personnel Director |
| Robert Jarzen | Hendricks County Systems Analyst |
| Susan Fair | Hendricks County Environmental Health Director |
| John Parsons | Hendricks County Attorney |
| Deanna English | |
| Gregory Steuerwald | |
| Carrie Helton) | |
| Jenny Hobbs) | |
| Juliana Steele) | Danville High School visiting students |

IN THE MATTER OF CUT PERMIT

Walter Reeder, County Engineer, presented a letter from Samuel L. Moore and Associates requesting permission to make a road cut on County Road 600 South, just east of County Road 675 East for an eight inch water main and sewer force main.

Following discussion Hursel Disney moved to allow a boring under the road but permission will not be granted for a road cut. All to be done subject to the permittee backfilling all excavation per the specifications and supervision of the Hendricks County Engineer and with a three year maintenance by the requestee.

J. D. Clampitt seconded the motion and the motion was approved unanimously.

IN THE MATTER OF TRAFFIC STUDY

Mr. Reeder reported that a traffic study has been completed on County Road 100 North and County Road 900 East (Griswald Road) as a result of a complaint from a Mr. Purvis.

Guard rail was requested to protect the house from being struck by traffic.

The Commissioners discussed the problem and since there has been no report of an accident in that area for the last seven years, advised the County Engineer to respond to Mr. Purvis advising him that the county will not erect the guard rail but that there is no reason why Mr. Purvis cannot install a guard rail on his own right of way.

IN THE MATTER OF COURTHOUSE SECURITY COMMITTEE

It was reported that the Security Committee for the Courthouse has requested that any Contractors doing work in the Courthouse please report to Gene Collier before starting any work in the building.

There was discussion relative to the number of positions on the committee and it was suggested that two more appointments be made to the committee.

No action was taken at this time.

IN THE MATTER OF CLAIMS

Commissioner Clampitt moved to approve the claims with warrant numbers as follows: 27832-27852 dated March 4, 1994; 27854-28080 dated March 4, 1994; 28082-28096 dated March 4, 1994; 28098-28110 dated March 4, 1994; 28112-28169 dated March 4, 1994; 28174-28179 dated March 4, 1994; 28185-28190 dated March 4, 1994; 28191-28203 dated March 4, 1994; 27400-27434 dated March 4, 1994; 131086-131400 dated March 15, 1994; 41432-41446 dated March 15, 1994; 131401-131588 dated March 15, 1994 and 131591-131603 dated March 4, 1994.

Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF VETERANS SERVICE OFFICER'S REPORT

The monthly report of Billie J. Holmes, Hendricks County Veterans Service Officer, was reviewed by the Commissioners. This report will be placed on file in the Commissioners' office for future reference.

IN THE MATTER OF UPDATING APPRAISALS ON COUNTY BUILDINGS

Commissioner Clampitt moved and Commissioner Disney seconded a motion to update the appraisals on all county buildings and to fund this project from the Special Contracts appropriation in the Commissioners' budget. The appraisal will be done by Independent Appraisals, Inc. at a cost of \$810.00.

The motion was approved unanimously.

IN THE MATTER OF REPRINTING COUNTY HIGHWAY MAPS

Robert Jarzen, Hendricks County Plan Commission Administrator, discussed a request from The Flyer for permission to reprint the County Highway map as a supplement to their paper, with a need for 5,000 copies.

The Commissioners discussed the fact that the map is in need of being updated to correct street names, etc. and that if the current map is used there should be a disclaimer to be used with it. Hursel Disney seconded the motion and the motion was approved unanimously.

IN THE MATTER OF PLAN COMMISSION BUSINESS

Mr. Jarzen and the Commissioners discussed the House Numbering System and the problems and complaints relative to it. Mr. Jarzen will investigate the present status and report back to the Commissioners.

The Contractor's Licensing Ordinance will be reconsidered at a later time.

IN THE MATTER OF VIDEO ARRANGMENT EQUIPMENT

John Parsons, Hendricks County Systems Analyst, reported that the video arraignment equipment has been installed and there are two bills to be paid plus an additional charge for the installation of a phone line between the attorney and the client.

The Commissioners instructed Mr. Parsons to submit these bills to be paid from the User's fees as there will be no additional appropriations for this year and the county budget is tight just now.

The meeting recessed for lunch and resumed for business at 1:00 P.M.

IN THE MATTER OF ADA IMPLEMENTATION PLAN REVIEW

Leanna Hinkle from the Engineer's office reviewed the ADA Implementation Plan with the Commissioners and pointed out the changes that would be necessary to bring our buildings up to code. The estimated overall cost is \$106,265 over a two year period for 1994 and 1995 when they expect the remodeling to be finished. She stated that Dean Illingworth from Schmidt Architects Associates, Inc.

had looked this plan over and approved it.

Commissioner Disney requested that the balance for the Cumulative Capital Funds be presented at the next Commissioners meeting and a list of projects and the estimated expense which will be obligated for the proposed projects.

Ms. Hinkle suggested that the ADA Plan be printed and copies be distributed to people who request it.

Hursel Disney moved to accept the ADA Implementation Plan as presented with the office holders to be notified of changes to be made in the future. J. D. Clampitt seconded the motion and the motion was approved unanimously.

IN THE MATTER OF FLOOD PLAIN INSURANCE

A letter from the Federal Emergency Management Agency was presented relative to the Flood Plain Insurance and referred to the County Engineer for response.

IN THE MATTER OF "WALLY PARKS ROAD"

A letter from Lex Dudas, General Manager, Indianapolis Raceway Park, was read requesting that the County officials name a portion of County Road 1000 E in honor of Wally Parks, original owner of Indianapolis Raceway Park.

On Monday, September 5, 1994 a celebration ceremony will be held for the 40th Anniversary and would make the opportunity very special to announce this honor at that time.

Commissioner Disney moved to have Judge Jeffrey Boles create a proclamation to be presented on September 5, 1994 naming that portion of County Road 100 E from State Road 136 down to County Road 300 as "Wally Parks Road". Dual signage will be necessary since the road will still be designated as County Road 1000 East for the E 9-1-1 program.

Commissioner Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF PERSONNEL MATTERS

Susan Fair, Hendricks County Personnel Director, reported that the appeal filed by Brenda Short for medical pregnancy expense has been mailed to their homes for their review.

Mrs. Fair also discussed the life insurance program presently provided for the employees.

The High School will be offering a Lotus Computer program this summer at a cost of \$50 according to Mrs. Fair. This information is for anyone who may be interested in additional training.

IN THE MATTER OF FIFTY-FIVE GALLON BARRELS FOUND ON COUNTY ROADS

Deanna English, Hendricks County Environmental Health Director, reported that three fifty-five gallon barrels were found on County Road 1000 North and County Road 1075 East.

Inability to determine the contents makes it necessary to dispose of them but the method is questionable.

Mrs. English will call Spill Recovery or Heritage for assistance.

IN THE MATTER OF MOSQUITO CONTROL

Mrs. English reported a large number of complaints from the residents of Oak Bend Subdivision concerning mosquitoes.

There is a Neighborhood Association for the Subdivision so there is money available. She stated that Marion County has a night spraying service and she wants to look into it but would suggest that the Homeowners Association and Marion County should have there own agreement. However, Mrs. English is willing to look into this situation.

IN THE MATTER OF NYHART INSURANCE

Mary Jane Russell, Hendricks County Auditor, requested that Nyhart Insurance be contacted to assist her office with the procedures necessary for insurance withholdings for county employees.

The Commissioners gave their approval.

IN THE MATTER OF TORT CLAIM NOTICE

The Commissioners took note of a Tort Claim Notice from Corey Waidner.

IN THE MATTER OF MINUTES

Commissioner Clampitt moved and Commissioner Disney seconded a motion to approve the minutes for the February 28, 1994 Commissioners meeting. The motion was approved unanimously.

There being no further business presented the meeting recessed at 1:50 P.M.

ATTEST:

Marthalyn Percy
Secretary

Richard P. Myers
Hursel C. Disney
John D. Clampitt
Hendricks County Commissioners

MARCH 14, 1994

The Hendricks County Commissioners met in their regular session on Monday, March 14, 1994 at 11:20 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

Richard P. Myers)
Hursel C. Disney)
John D. Clampitt)
Marthalyn Percy
Russell Lawson
Walter Reeder
Robert Jarzen
Susan Fair
Tom Drake
Deanna English
Tom Underwood
Gregory Steuerwald

Hendricks County Commissioners
Secretary to Commissioners
Hendricks County Road Supervisor
Hendricks County Engineer
Hendricks County Plan Commission Administrator
Hendricks County Personnel Director
Hendricks County Emergency Management Director
Hendricks County Environmental Health Director
Hendricks County Sheriff
Hendricks County Attorney

IN THE MATTER OF CLAIMS

Commissioner Clampitt moved and Commissioner Disney seconded a motion to approve claims with warrant numbers as follows: 131604-131608 dated March 7, 1994; 131618-131623 dated March 10, 1994; 131627-131673 dated March 14, 1994 and 41447-41488 dated March 15, 1994.

The motion was approved unanimously.

IN THE MATTER OF CULVERT PROBLEM

Walter Reeder, County Engineer, presented a culvert problem which the Drainage Board had referred to the County Commissioners. This involves replacing a three by six box culvert in Shoal Creek Estates at an estimated cost of \$8,000.00.

Following discussion, Commissioner Disney moved to authorize the culvert replacement in Shoal Creek Estates with a three by six box culvert at an estimated cost of \$8,000.00 with funding to be made from the Cumulative Bridge Fund.

Commissioner Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF ADDRESSING BY BEAM, LONGEST & NEFF

Mary Jane Russell, Hendricks County Auditor, presented a question relative to the address changes on the county records being done by Beam, Longest & Neff. After discussion it was decided to have this part of the project delayed until later as Brown, Lincoln, Guilford and Washington Townships have not been completed by the Plan Commission yet.

IN THE MATTER OF TRAFFIC STUDY

Mr. Reeder presented the results of a traffic study performed on County Road 800 North and County Road 650 East which was initiated by Dr. Carver of the Bethesda Church/School.

Dr. Carver's request is for school zone and crosswalk warning signs as well as crosswalk pavement markings. The proposed crosswalk would connect the east parking lot to the entrance of the Church/School building.

After observations at various times of the day and evening, the recommendation is for a "School Warning Sign" to be installed on each approach to the school. Also that the 35 mile per hour speed limit sign on the west approach near the playground be moved west by about 500 feet. It is also recommended that crosswalk markings and warning signs be installed for the east parking lot.

J. D. Clampitt moved to approve signage per staff recommendation and as presented. Hursel Disney seconded the motion and the motion was approved unanimously.

IN THE MATTER OF SUBDIVISIONS

Gailcrest, Section 4 - The Engineer recommended that the performance bond be reduced to an amount of \$32,500.00.

MIP - 565 - The Engineer recommended that the performance bond be reduced to an amount of \$1,000.00.

MAP - 382 - Hickory Ridge Estates - The Engineer recommended that the maintenance bond be released.

Stratford of Avon Phase II - Section 5 - The Engineer recommended that the performance bond be reduced to an amount of \$188,400.00.

Prestwick Pointe - Section III - The Engineer recommended that the performance bond be released upon receipt of a maintenance bond in the amount of \$2,000.

Commissioner Disney moved to approve all changes in bond requirements per staff recommendation as presented. Commissioner Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF RADIO TOWER FOR HIGHWAY DEPARTMENT

Mr. Reeder, County Engineer, reported that as a result of the need for a new radio tower at the Highway Department, a request has been made for three proposals to perform this task. Only two responses were received as follows:

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|--|-------------|
| Communications Maintenance, Inc. (CMI) | \$17,022.95 |
| Valcom Incorporated | \$22,849.00 |

The recommendation of staff is for acceptance of the proposal from CMI for the tower removal and construction of a new 130 foot self supportive radio tower at the Highway Department. Also the installation of new repeaters and reprogramming of the radios.

Hursel Disney moved per staff recommendation to accept the proposal of CMI as the lowest most responsive and responsible proposal received. J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF TENTH STREET AND RACEWAY ROAD PROJECT

The County Engineer also reported on the bids for the Tenth Street and Raceway Road project which were originally opened on February 22, 1994. Mr. Reeder gave the Engineer's estimate on the base bid as \$301,526.81 and recommended Roberts Asphalt, Inc. as the lowest bidder for this project at a cost of \$294,975.

Mr. Reeder listed the following other bids:

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|--|--------------|
| Contractor's United, Inc. | \$325,963.75 |
| Grady Brothers, Inc. | \$302,120.09 |
| Reith-Riley Construction Company, Inc. | \$307,603.00 |
| Hunt Paving Company | \$307,443.53 |
| Globe Asphalt Paving Company, Inc. | \$359,715.97 |

Commissioner Disney moved and Commissioner Clampitt seconded a motion to award Roberts Asphalt, Inc. per staff recommendation as the lowest most responsive and responsible bid received for the Tenth Street and Raceway Road project at a cost of \$294,975.00.

The motion was approved with Commissioner Disney and Commissioner Clampitt voting aye and Commissioner Myers abstaining.

The meeting recessed for lunch and resumed business at 1:00 P.M.

IN THE MATTER OF FEE ORDINANCE FOR COPIES

Hursel Disney moved to approve the Fee Ordinance for Copies at fifty-cents per copy. Richard Myers seconded the motion which was approved unanimously.

IN THE MATTER OF FEMA APPOINTMENTS

Tom Drake, County Emergency Management Director, distributed printed literature to each of the Commissioners and discussed with them the need to make some additional appointments to the FEMA Advisory Council.

Commissioner Disney moved pursuant to HEA 1412 amended IC 10-4-1-10 that the County Commissioners appoint to the Emergency Management Advisory Council the President of the county executive body, the President of the county fiscal body and the President or Chairman of each Town in the county to represent the legislative body of that governmental unit.

Commissioner Clampitt seconded the motion and the motion was approved unanimously.

IN THE MATTER OF POSTAL CUSTOMER ADVISORY COUNCIL

A letter was presented from the United States Postal Service inviting a representative to be a part of a team to improve the quality of service for our local community by meeting bi-monthly to provide input for proposed changes in procedures and policies.

Hursel Disney moved to appoint President Myers as the Commissioners representative. J. D. Clampitt seconded the motion which was approved. The first meeting will be March 16th at 12:30 P.M. at the Avon Public Library.

IN THE MATTER OF PLAN COMMISSION BUSINESS

Robert Jarzen, Plan Commission Administrator, and Lori Vittetow from the Plan Commission Department, discussed the House Numbering System and some of the problems they are encountering with it.

It was suggested that they consider having public meetings in various locations over the county and invite the people to come and talk with them on a one to one basis.

It was reported that the hearing for the Town of Avon will be held at the Plan Commission meeting tonight.

A date and time was requested for the hearing of a zoning amendment for the Avon Business Park. The date of March 21, 1994 at 1:00 P.M. was established for this public hearing.

Mr. Jarzen also reported that Stan Bassett and Joe Neher will be meeting again on March 23rd at 1:30 P.M. to work on the Contractor's Listing.

It was also reported to the Commissioners that the Town of Plainfield has started legal procedures to annex within the two mile jurisdiction and has filed papers with the Plan Commission and the Recorder's office.

The Commissioners advised that a meeting with our county attorney should be held and a letter written notifying them that the County Commissioners do not recognize what they are doing and that this is in violation of the statute

of the State of Indiana.

IN THE MATTER OF E 9-1-1

Tom Underwood, Hendricks County Sheriff, introduced Eric Frey, Bob Smith and John Burner who are working on the E 9-1-1 program for our county.

The Commissioners were updated and informed that everything was moving along well except the addressing. When the problems are corrected in this area they are hopeful that E 9-1-1 can be on line by the fall of 1994.

To date the cost has only risen one cent from the projected amount in 1991 of sixty cents (60¢).

The lease is for ten years and at the end of that period will be re-negotiable. J. D. Clampitt moved to have an addendum to the contract drawn up and have the County Attorney review it and return with the approval of both the County Attorney and the Sheriff. Hursel Disney seconded the motion which was approved unanimously.

Sheriff Underwood added his approval of the video arraignment program saying "It works well".

IN THE MATTER OF PERSONNEL MATTERS

Susan Fair, Hendricks County Personnel Director, presented the newly printed personnel policy for the Commissioners examination and drew attention to the last page, serrated for removal when each employee signs and returns it to her signifying that they have read it.

Mrs. Fair inquired about the appeal of employee, Brenda Short, and the Commissioners informed her that they wish to continue this and instructed the Personnel Director to investigate to see that the county did not take away anything from the coverage that we had with Lincoln National.

IN THE MATTER OF STATION HILL SUBDIVISION

Commissioner Clampitt moved to allow \$50,000 as the county's portion of a re-design of the road for Station Hill Subdivision.

Commissioner Myers seconded the motion which was approved unainmously.

IN THE MATTER OF HIGHWAY GARAGE RENOVATION

The date of April 18, 1994 and the time of 1:00 P.M. was established for the bid opening for the renovation of the Highway garage.

IN THE MATTER OF GUEST REGISTER

Mr. Reeder asked the Commissioners to instruct his office on the type of guest register they wished to have in the meeting room.

It was decided that a three ring binder with removable pages should be on a stand near the entrance to the meeting room.

IN THE MATTER OF PETITIONS TO APPEAL RAILS TO TRAILS

Three sets of petitions were presented to the Commissioners with names of individuals who are against the Rails to Trails project.

These petitions will remain on file in the Commissioners' office.

IN THE MATTER OF COUNTY HOME NEWSPAPER EXPENSE

Mary Jane Russell, Hendricks County Auditor, presented an inquiry on behalf of the County Home Superintendent, Darlene Truesdale. It seems there is an outstanding bill of \$178.00 for newspapers that were delivered to the County Home under the previous Superintendent and now it is not possible to have newspapers delivered there until this cost is alleviated.

Mrs. Russell will investigate her records in the Auditor's office for further information of payment.

IN THE MATTER OF CUMULATIVE CAPITAL FUNDS

Mr. Reeder presented three pages of information requested by the Commissioners relative to the balances for the Cumulative Capital Funds.

IN THE MATTER OF TORT CLAIM

The Commissioners noted receipt of a Tort Claim Notice from Clifford Lomoro and a lawsuit filed by National City Bank.

IN THE MATTER OF MAINTENANCE PERSONNEL

The Commissioners executed a letter to be distributed to all elected officials and department heads relative to authorization from the Commissioners for the Engineering Department employees and Mr. John Parsons, County Systems Analyst, to enter any and all county offices when necessary to perform their duties as they relate to building and equipment maintenance.

This includes after Courthouse closing hours, if necessary. The employees will wear their employee I.D. cards after normal business hours.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes of the March 7, 1994. The motion was approved unanimously.

There being no further business presented the meeting recessed at 3:20 P.M.

Richard J. Clapper
John D. Clampitt
 Hendricks County Commissioners

ATTEST: *Marthalyn Kearcy*
 Secretary

MARCH 21, 1994

The Hendricks County Commissioners met in their regular session on Monday, March 21, 1994 at 10:30 A.M. in the Commissioner' Room on the third floor of the Courthouse with the following in attendance:

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| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | Secretary to Commissioners |
| Marthalyn Percy | Hendricks County Road Supervisor |
| Russell Lawson | Hendricks County Engineer |
| Walter Reeder | Hendricks County Plan Commission Administrator |
| Robert Jarzen | Hendricks County Personnel Director |
| Susan Fair | Hendricks County Environmental Health Director |
| Deanna English | Hendricks County Attorney |
| Gregory Steuerwald | |

IN THE MATTER OF HIGHWAY BUSINESS

Russell Lawson, Hendricks County Road Supervisor, updated the Commissioners on Highway business, patching of the roads and collecting old tires from the county roads.

There was discussion on how to dispose of the semi-truck load of tires and it was decided that this should be funded from the host fee.

IN THE MATTER OF RACEWAY ROAD

A letter was presented from the Indianapolis Water Company requesting permission to excavate two one foot by one foot test holes in Raceway Road south of U. S. 36 at the Conrail overpass.

The Water Company is investigating conflicts with the existing bridge structure and any utilities that may be within the right-of-way. The work is necessary to adequately design the route for the new sixteen inch water main proposed for Raceway Road.

Commissioner Disney moved to approve the request per staff recommendation subject to permittee backfilling all excavation per the specifications and supervision of the Hendricks County Engineer. This installation must also be maintained by the Indianapolis Water Company for a period of at least three years.

Commissioner Clampitt seconded the motion and the motion was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter was presented from Ameritech (Indiana Bell Telephone Company) requesting permission to install buried telephone conduits in the public right-of-way of West Tenth Street, just west of Raceway Road.

The work is being done to place conduits to a new utility pole location. The pole location is being changed for the power company in conjunction with the Tenth Street and Raceway Road intersection and road widening project. Existing grade and drainage will not be changed. No pavement cut is required.

Ameritech is requesting permission to perform the above described work in the March/April 1994 timeframe.

Commissioner Clampitt moved to approve the request per staff recommendation

subject to permittee backfilling all excavation per the specifications and supervision of the Hendricks County Engineer. This installation must be maintained by Ameritech for a period of at least three years.

Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF TRAFFIC STUDY

The results of a traffic study conducted in Westerville Estates which is located south of Belleville on State Road 39, were reported. A request was made for speed limit signs to help curb a speeding problem.

Since Westerville Estates is densely populated with a fair percentage of children, it is recommended that the area be declared an "Urban District" and Westerville Drive be posted at 25 miles per hour. Since there is no outlet from Westerville Drive, only one 25 mile per hour sign need be installed at the entrance.

J. D. Clampitt moved per staff recommendation to post the 25 mile per hour sign at the entrance to Westerville Estates. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF SEMINAR

Mr. Reeder, requested permission to send one of his employees to a Seminar to be held on April 5, 1994 at Cloverdale at a cost of \$10.00 to be funded from the Commissioners appropriation 01-135-332. This Seminar is a "Road Side Safety Project" Seminar.

Mr. Kit Emlinger has been selected to attend.

The Commissioners granted approval by consent.

IN THE MATTER OF ANIMAL CONTROL CAGES FOR THE VAN

On behalf of Mary Anne Lewis, Animal Control Officer, Mr. Reeder presented information relative to the problems they are having trying to get the animal cages installed into the new van.

He presented two alternatives. One plan is to use the existing cages and alter them to fit at a cost of \$2,600.00 to \$3,000.00. Or to purchase new cages for installation at a cost of \$6,000.00.

Following lengthy discussion, the Commissioners advised Mr. Reeder to investigate the situation. They gave him authorization to proceed with the method most feasible.

IN THE MATTER OF PERSONNEL MATTERS

Susan Fair, Hendricks County Personnel Director, presented a situation which involves the Animal Control personnel when a holiday falls on Friday or Monday and what should be done about having the Shelter open on Saturday.

It was suggested that when a holiday falls on Friday, that the Shelter be open on Saturday only for cleaning and feeding by employees but not open to the public. When a holiday falls on Monday, the Shelter will remain open to the public on Saturday for one half day.

The Commissioners approved this suggestion for the Animal Shelter. Mrs. Fair also presented the question of having interpreters available for the hearing impaired when there are public meetings relative to county business. This is a part of the new ADA requirements.

Following discussion Commissioner Clampitt suggested that Mrs. Fair check with the Courts to see how often someone with this training might be needed. Mrs. Fair requested the Commissioners opinion relative to the hearing of Brenda Short and the insurance problem.

Hursel Disney moved to recognize her appeal and reimburse \$200.00 as justified in this instance. J. D. Clampitt seconded the motion and the motion was approved unanimously.

IN THE MATTER OF HEAVY TRUCKS DAMAGING ROADS

Clayton Hughey appeared to discuss the problem on south County Road 825 East where heavy trucks and car transports are dominating the highway and causing potential dangers to motorists on that road.

After discussion, Commissioner Clampitt moved to have a traffic study performed in that area to determine the exact needs for correcting the problem.

Commissioner Disney seconded the motion and the motion was approved unanimously.

The meeting recessed for lunch and resumed for business at 1:00 P.M.

IN THE MATTER OF ZONING AMENDMENT

Robert Jarzen, Hendricks County Plan Commission Administrator, presented the following zoning amendment:

ZA-54/WA94-01 - Avon Business Park

Real Estate - Twelve acres in Washington Township, located on the south side of U. S. 36 and 0.50 mile east of State Road 267.

Request to Change: From SC: Shopping Center District to C-2: General Commercial District.

The Plan Commission gave a favorable recommendation of this request with a vote of six ayes and one abstention.

J. D. Clampitt moved per staff recommendation to approve this zoning amendment. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF PETITION FOR INCORPORATION OF TOWN OF AVON

Mr. Jarzen reported that the Plan Commission had their public hearing on the Petition for the Incorporation of the Town of Avon and the vote was three ayes and four nays therefore no formal action was taken and they are sending it to the Commissioners with a "no recommendation" status.

There was discussion on the hearing date and it was decided that it should be changed from May 2, 1994 to May 9, 1994 at 1:00 P.M.

IN THE MATTER OF DANVILLE LANDFILL WATER TESTING

Deanna English, County Environmental Health Director, discussed comparative test results for water testing at the Danville Landfill.

Investigation revealed that a cost of sixty to seventy thousand dollars would be the charge of the Geological Survey versus \$9,600.00 proposed by the Center for Urban Policy and Environment with Dr. Elaina Mulholland supervising students with the test.

Following much discussion J. D. Clampitt moved to have Mrs. English investigate further on this project and return with her information at a later date.

IN THE MATTER OF TORT CLAIM

The Commissioners noted the receipt of a Tort Claim Notice from Jack Tapps.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes for the March 14, 1994 meeting.

The motion was approved unanimously.

There being no further business presented the meeting recessed at 1:50 P.M.

Richard P. Myers
Hursel C. Disney
John D. Clampitt
Hendricks County Commissioners

ATTEST: *Marthalyn Percy*
Secretary

MARCH 28, 1994

The Hendricks County Commissioners met in their regular session on Monday, March 28, 1994 at 11:00 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|-------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthalyn Percy | Secretary to Commissioners |
| Russell Lawson | Hendricks County Road Supervisor |
| Walter Reeder | Hendricks County Engineer |
| Dennis Slaughter | Hendricks County Plan Commission Planner |
| Dan Zielinski | Hendricks County Attorney's Representative |

IN THE MATTER OF HIGHWAY BUSINESS

Russell Lawson, Hendricks County Road Supervisor, reported that his Department has five trucks out today patching the county roads.

Mr. Lawson also reported that by May 1st they will be laying hot mix on some of the roads.

The Department is also laying pipe across the roads and will be installing the big flat bottom pipe on County Road 350 N in the near future.

IN THE MATTER OF PROPOSALS

The County Engineer reported that a request for proposals had been sent for

the Tenth Street Project (Road 267 and County Road 800 East) and four responses have been received.

All were qualified but because each proposal listed various options it was difficult to make proper comparison. Three areas, namely design, survey and soils were listed by all so the comparison was based on these categories.

Mr. Reeder ranked the proposals as follows:

| | |
|--|----------------------------|
| Aecon Engineers and Consultants | \$70,900.00 |
| Seico, Inc. and Schneider Engineers (Co-Operative) | \$78,500.00 to \$97,500.00 |
| Beam, Longest and Neff, Inc. | \$91,000.00 to \$96,000.00 |
| Maurer and McGillem Engineers, Inc. | \$105,000.00 |

Mr. Reeder recommended Aecon Engineers and Consultants because they were the lowest most responsive and responsible proposal and the total time for completion of the project was less than the other proposals.

Commissioner Clampitt moved and Commissioner Myers approved the proposal of Aecon Engineers and Consultants per staff recommendation as the lowest most responsive and responsible proposal received and with the completion time as the least.

The motion was approved unanimously.

IN THE MATTER OF SUBDIVISION

River's Edge Estates: The Engineer reported that he had received a letter from Bank One noting the fact that the Letter of Credit for River's Edge Estates would expire on March 31, 1994 and the required improvements have not been completed. Therefore, a request for forfeiture of this letter of credit is needed to complete the work.

J. D. Clampitt moved per staff recommendation to request forfeiture of the letter of credit. The motion was seconded by Richard Myers and was approved unanimously .

IN THE MATTER OF SUBDIVISION

Harvest Ridge - The Engineer recommended that the performance bond be reduced to an amount of \$270,000.00.

A motion was made by J. D. Clampitt to reduce the bond for Harvest Ridge per staff recommendation. Richard Myers seconded the motion which was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter was presented from Benchmark Consulting requesting permission to install a sanitary sewer line along existing County Road 100 South for Pines of Avon Subdivision.

Following discussion, J. D. Clampitt moved to allow a push to be made but no cut allowed along our county highway per staff recommendation with the standard three year maintenance agreement. Richard Myers seconded the motion and the motion was approved unanimously.

IN THE MATTER OF WHITE LICK SEWER COMPANY

Mr. Reeder reported that White Lick Sewer Company will be making an extension on County Road 625 East through Timber Bend and under County Road 675 on the east side of County Road 625 East to serve Avon Estates east of Timber Bend.

Commissioner Clappitt moved per staff recommendation to approve this request with the standard three year maintenance agreement. Commissioner Myers seconded the motion which was approved unanimously. The Engineer will write a letter of response to this request.

IN THE MATTER OF CIRCUIT COURT STAINED GLASS

Judge Boles has requested that the glass panels be cleaned over the lights where the stained glass panels are located. The County personnel are fearful of this as they are not trained in this area. It was suggested that the panels be removed and taken to the Fox studios where any repair can be performed. This will take a minimum of two days and will cost \$13,800.00.

Commissioner Clappitt moved to allow the Fox Studios to remove the stained glass panels for cleaning and repair (if necessary) in the Circuit Court Room for a cost of \$13,800.00 to be funded from the Remodeling Account in the Cumulative Capital Fund. Richard Myers seconded the motion and the motion was approved unanimously.

Mr. Reeder will see that they are bonded and that this is done as soon as possible for safety reasons.

IN THE MATTER OF FUEL TANK REMOVAL AT SOUTH ELEMENTARY

It was reported that when the fuel tank was removed at the South Elementary School location it was discovered that there is contamination of the soil beneath it. IDEM says it must be remediated.

There are two options for remediation of this contaminated soil. One is to remove it and pile it behind the Jail for re-mediation or to spend \$4,000 to re-mediate it where it is.

Commissioner Clappitt moved to spend \$4,000 to have it done in place. There was discussion on where this should be funded and Mr. Reeder will investigate and report. Commissioner Myers seconded the motion and the motion was approved unanimously.

IN THE MATTER OF CLAIMS

J. D. Clappitt moved to approve claims with warrant numbers as follows: 27435-27468 dated March 18, 1994; 28204-28550 dated March 18, 1994; 131707-131720 dated March 24, 1994 and 131688-131705 dated March 18, 1994.

Richard Myers seconded the motion which was approved unanimously.

The meeting recessed for lunch and resumed at 1:00 P.M. for further business.

IN THE MATTER OF E.D.C. ORDINANCE

It was announced that the public hearing for the E.D.C. Ordinance would be continued until April 4, 1994.

However, Mr. Kevin Bennett, representing the Town Council of Pittsboro, wished to speak in opposition to the Ordinance.

Following his remarks, Commissioner Clampitt thanked him and recommended that he meet with the E.D.C. Partnership and express his views to them.

IN THE MATTER OF WATER PROBLEM

Mike and Claire Fisher were present relative to a severe water problem as a result of poor drainage at the rear of their property on Tudor Road.

They presented photographs of the damp rot on floor joists and sills and of the sewage back-up.

There was lengthy discussion relative to the location of the ditch that is very near the road. The County Engineer stated that it is possible there might be a need for additional right of way to allow the lowering of the pipe for proper drainage.

Commissioner Clampitt moved to authorize the County Engineer to investigate more thoroughly and return with his recommendation at a later date. Commissioner Myers seconded the motion which was approved unanimously.

IN THE MATTER OF SYCAMORE CENTER

Steve Hall, representing Sycamore Center, appeared to discuss a request for two cents on the 100 dollar assessed value to be placed on the tax levy (outside the frozen levy) at budget time.

Commissioner Clampitt moved that the Commissioners present a favorable recommendation to the County Council at budget time for a two cent tax levy for Sycamore Center.

Commissioner Myers seconded the motion which was approved unanimously.

IN THE MATTER OF RESIDENTIAL STREET REPAIR

Gary Napers, representing an organization of Concerned Citizens of Washington Township, stated that he would defer his presentation until next Monday, when Commissioner Disney would be present.

IN THE MATTER OF B & O CORRIDOR

Bill Dumond, spokesman for a group in support of the B & O Railroad project and a resident of the Avon area presented printed data listing the benefits of the Corridor Conversion.

In summation the group request was for the Commissioners to approve a Resolution in support of their efforts to assist in their ability to receive monies (grant) to help defray the expenses.

Diana Virgil has the endorsement of Putnam, Parke and Marion Counties and stated that they are not asking Hendricks County for monies but for their support

which would help to enable them to receive ISTE monies.

Commissioner Clampitt voiced approval but Commissioner Myers wished to wait until Commissioner Disney and the County Attorney could be present.

Several in attendance voiced their reasons for approval.

Following the discussion, a motion was presented by Commissioner Myers and seconded by Commissioner Clampitt to continue this until April 4, 1994. The motion was approved unanimously.

IN THE MATTER OF APPOINTMENTS

J. D. Clampitt moved to appoint Mr. Lester Need as the recommended person of the Republican County Chairman to serve on the Board of Review and Mr. Ronald Faulkner as the recommended person of the Democrat County Chairman, also to serve on the Board of Review.

Both appointments are for a period of one year.

Richard Myers seconded the motion and the motion was approved unanimously.

IN THE MATTER OF SUBSTANCE ABUSE TASK FORCE

Steve Schmalz, Director of the Juvenile Probation Department, presented requests for the use of Substance Abuse Task Force funds as follows:

| | |
|---|------------|
| Avon Middle School for the IStar program | \$4,125.00 |
| Mill Creek Community Schools for Convocation | \$ 750.00 |
| All six schools in the County for Post Prom at \$330 each | \$1,800.00 |
| This makes a total cost of \$6,675.00. | |

Commissioner Clampitt moved and Richard Myers seconded a motion to approve all requests for use of the Substance Abuse Task Force funds as requested. The motion was approved unanimously.

IN THE MATTER OF HOUSE NUMBERING SYSTEM

Lori Vittetow from the Plan Commission Department, distributed printed information relative to the options to consider for the Avon postal delivery area which is a part of the House Numbering System.

She also presented copies of the letter which they received from the United States Postal Service in response to the Commissioners' letter relative to postal identities in the Avon area.

Meeting dates and places were given for the public hearings which are being planned by the Plan Commission Department to enable county residents to meet with them on a one to one basis.

She reported that on April 6, 1994 at 1:00 P.M. there will be a meeting of the Postal Advisory Committee at the Washington Township Library which is being called by Louise Gregory, Postmaster, at the Plainfield Post Office.

IN THE MATTER OF RENAMING A PORTION OF COUNTY ROAD

Commissioner Clampitt moved to rename County Road 200 West from U. S. 40 to County Road 500 South, which is in front of the Cascade School, "Jon Mitchell Road" in memory of the school teacher who taught there and who was a victim of

the Hantivirus disease recently.

There will be dual signage as the County road must continue to have the numerical name for the purposes of E 9-1-1.

Commissioner Myers seconded the motion which was approved unanimously.

IN THE MATTER OF MINUTES

J. D. Clampitt moved to approve the minutes for the March 21, 1994 meeting. Richard Myers seconded the motion and the motion was approved unanimously.

IN THE MATTER OF OPEN HOUSE

An invitation was noted from the Danville Community Center, Inc. for an Open House and ribbon cutting ceremony to be held on April 30, 1994 at 10:30 A.M. The Center is located at 120 West Main Street and the County Commissioners are invited as special guests.

There being no further business presented the meeting recessed at 3:20 P.M.

Richard P. Myers
Hursel C. Disney
John D. Clampitt
Hendricks County Commissioners

ATTEST: *Marthelyn Percy*
Secretary

APRIL 4, 1994

The Hendricks County Commissioners met in their regular session on Monday, April 4, 1994 at 10:00 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|----------------------------------|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthelyn Percy | Secretary to Commissioners |
| Russell Lawson | Hendricks County Road Supervisor |
| Walter Reeder | Hendricks County Engineer |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF CAGIT MONIES

Hursel Disney moved to investigate the procedures for use of CAGIT monies and whether they could be used to pay for borrowings used to pave county roads. J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF HIGHWAY UPDATE

Russell Lawson, Hendricks County Highway Supervisor, updated the activities of the Highway Department.

IN THE MATTER OF CUT PERMIT

A letter was presented from the Indianapolis Water Company requesting permission to make an opening within the right-of-way of West Tenth Street and Raceway Road to extend the water mains across West Tenth Street and Raceway Road

prior to the planned intersection improvements. The work will begin and be completed within ninety (90) days of the permit issue date.

Hursel Disney moved to approve the request per staff recommendation and subject to permittee backfilling all excavating as per the specifications and supervision of the Hendricks County Engineer.

Richard Myers seconded the motion which was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter was presented from the Indianapolis Water Company requesting permission to make an opening within the right-of-way of County Road 625 East at County Road 100 South and at the proposed Barberry Drive (entrance to Thornridge Subdivision).

The work is necessary to provide water service and the main extension will begin and be completed with restoration within ninety (90) days of the permit issue date.

Commissioner Disney moved and Richard Myers seconded a motion to approve this request per staff recommendation and subject to permittee backfilling all excavating as per the specifications and supervision of the Hendricks County Engineer.

The motion was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter was presented from Ameritech (Indiana Bell Telephone Company) requesting permission to install buried telephone conduits and buried cables in the public right-of-way of Raceway Road just south of Tenth Street. This work is being done to place cable to a new utility pole location. The pole location is being changed by the power company in conjunction with the Tenth Street and Raceway Road intersection and road widening project. Existing grade and drainage will not be changed. No pavement cut is required.

Permission is requested to perform the work in the April 1994 timeframe.

Commissioner Disney moved and Commissioner Myers seconded a motion to approve the request per staff recommendation and subject to permittee backfilling all excavation per the specifications and supervision of the Hendricks County Engineering Department. This installation must be maintained by Ameritech (Indiana Bell Telephone Company) for a period of three years.

IN THE MATTER OF HIGHWAY-RAILWAY GRADE CROSSING

The County Engineer presented an agreement for the Railway crossing (Conrail) and County Road 1000 East.

INDOT called to the attention of the County that upon the Railroad crossing construction, the county is responsible for supplying and installing the Railroad Advance Warning Signs and the pavement markings. If the work is not completed, future Railroad safety funds may be withheld.

J. D. Clampitt moved per staff recommendation to approve this agreement. Hursel Disney seconded the motion and the motion was approved unanimously.

IN THE MATTER OF GUEST REGISTRY STAND

Estimates were presented relative to the guest registry stand which the Commissioners have requested for their meeting room.

J. D. Clampitt moved to allow the County Engineer to investigate and purchase a guest registry stand at a maximum cost of \$250.00. Hursel Disney seconded the motion which was approved with a vote of two ayes by Commissioner Clampitt and Commissioner Disney and one nay vote by Commissioner Myers.

IN THE MATTER OF RECOGNITION

J. D. Clampitt moved to forward a letter to the County Prosecuting Attorney commending the Department for the recent seizure of two thousand pounds of marijuana removed from the streets of our county.

Hursel Disney seconded the motion which was approved unanimously.

The Commissioners wished to go on record as commending the Drug Task Force for their efforts and a letter is to be sent notifying them of this action.

IN THE MATTER OF RECOGNITION

Commissioner Clampitt moved to go on record as recognizing the TriWest Academic Decathlon Team for winning the State competition and advancing to the National Academic Decathlon contest to be held in New Jersey on April 14, 1994.

Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF RECOGNITION

J. D. Clampitt moved to recognize the Brownsburg Basketball Team for winning the Regional Tourney.

Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF VETERANS SERVICE OFFICER'S REPORT

The March monthly report of Billie J. Holmes, Hendricks County Veterans Service Officer, was presented, reviewed and will be filed in the Commissioners' office for future reference.

IN THE MATTER OF CLAIMS

J. D. Clampitt moved and Hursel Disney seconded a motion to approve claims with warrant numbers as follows: 27469-27498 dated March 31, 1994; 28551-28580 dated March 31, 1994; 28581-28602 dated March 31, 1994; 28603-28628 dated March 31, 1994; 28629-28880 dated March 31, 1994; 28882-28914 dated March 31, 1994; 131722-131728 dated March 29, 1994; 131729-132049 dated April 15, 1994; 132050-132208 dated April 15, 1994; 132209-132223 dated March 31, 1994; 41491-41502 dated April 1, 1994 and 41503-41502 dated April 15, 1994.

The motion was approved unanimously.

IN THE MATTER OF PLAINFIELD ANNEXATION

The County Engineer displayed a map which was marked to show 1,625 acres which has been annexed into the Town of Plainfield and which will be taken away from the TIF district. Most of the territory is located in Guilford Township but some is in Washington Township.

IN THE MATTER OF COUNTY QUILT GUILD

A letter was presented from Mary Furry, President of the Hendricks County Quilters Guild, requesting permission to use the Courthouse Rotunda for their quilt display during the Swap and Shop Days, October 8, 1994 and October 9, 1994.

J. D. Clampitt moved to allow the Quilters Guild to use the Rotunda for their quilt display on October 8th and 9th with the stipulation that Elvin Ray Cassity, Courthouse Superintendent, be notified. Hursel Disney seconded the motion which was approved unanimously.

The meeting recessed for lunch and resumed at 1:00 P.M. for further business.

IN THE MATTER OF C.A.A.P.

Cindy Wagner and Wayne Rothenberger, representing Hendricks County on the Greater Indianapolis C.A.A.P. Board of Directors, distributed information listing names of individuals from Hendricks County which they recommended for an Advisory Board.

Commissioner Disney moved to accept the recommendation to appoint the following to the Hendricks County Advisory Board for the Community Action of Greater Indianapolis.

Steve Alberting, Beth Ann Leach, JoAnn Groves, Dr. Andy Simpkins, Joan Greenlee and Esther Broyles.

Commissioner Clampitt seconded the motion which was approved unanimously.

These appointees will be notified of their appointment and a meeting will be called before the end of April according to Ms. Wagner.

IN THE MATTER OF RESOLUTION TO SUPPORT RAILS TO TRAILS

Mr. Bill Dumond and Ms. Diana Virgil appeared relative to the Rails to Trails project which was continued from the previous meeting of the Commissioners held on March 28, 1994.

Mr. Dumond reviewed for Commissioner Disney and our County Attorney, Gregory Steuerwald, the information which he had presented previously at the meeting when they were on vacation.

He explained the necessity for the approval and endorsement of our county for the Rails to Trails project in order to be eligible for an ISTEAG grant.

A Resolution was presented for execution.

J. D. Clampitt moved to endorse this project and Hursel Disney seconded the motion. The motion was approved unanimously.

Mr. Dumond and Ms. Virgil both thanked the Commissioners and said they now have the approval of Marion, Hendricks, Putnam and Park Counties to proceed

with this project.

IN THE MATTER OF E.D.C. ORDINANCE

Mr. Gary Ogle and Mr. Fred Baughman, representing the Economic Development Partnership, were present to review for the Commissioner and County Attorney, who were on vacation at the time of their original presentation, the E.D.C. Ordinance.

Following the presentation, Mr. Disney asked whether or not the Towns in the County had been contacted also. Mr. Ogle responded that they had not.

Mr. Disney remarked that he felt the Town should be included and should approve an Ordinance also.

Chuck Foggatt, Walter Reeder, Deanna English, and Dick Whicker opposed the Ordinance and Bill Roach endorsed it.

Following these comments, J. D. Clampitt moved to continue this matter until May 16th at 1:00 P.M. to allow adequate time for notification to be made to the Towns in the County.

Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF GARY NAPERS

Mr. Gary Napers presented a written document which referred to a street maintenance problem in Whispering Winds, Linda Lane and Karyn Drive. Mr. Napers stated that he was the spokesman for Concerned Citizens of Washington Township and ask that the County Commissioners make a formal committment to repair the streets in the aforementioned subdivision.

Following the presentation, Hursel Disney commented that some of the statements were incorrect relative to remarks that Mr. Napers had quoted him as saying to him on the telephone.

Mr. Disney said that he was only one of three Commissioners and could not speak for the other two gentlemen.

He also stated that funds are not available currently and the county can not guarantee what priorities might exist in 1995.

Commissioner Disney ask if he had a list of the members of the Concerned Citizens of Washington Township. Mr. Napers said no but last year he had over 200 signatures and now represented three or four times that many people.

Mr. Disney further explained that road maintenance and repair were done from traffic studies and road conditions as determined by the Engineering staff and that friendships nor threats would not be a deciding factor on whether maintenance would be performed to any road or street.

The County Attorney said that the papers presented by Mr. Napers were not in legal form for an agreement or an Ordinance and that the Commissioners will continue to have this situation monitored and if funds become available they will attempt to remedy the situation. He further stated that the county can not enter into a contractual agreement of this kind.

Mr. Napers thanked the Commissioners for their time and said he appreciated their consideration.

IN THE MATTER OF AMERICAN CABLEVISION FRANCHISE

Jay Satterfield, from American Cablevision, appeared relative to a renewal of the franchise with Hendricks County.

The County Attorney will meet with Mr. Satterfield and review the franchise.

IN THE MATTER OF BOND ISSUE - SOUTH ELEMENTARY

Karl Sturbaum and Gregory Steuerwald discussed the Bond Issue for the South Elementary Project and informed the Commissioners that the Building Corporation will be responsible for the bids. Mr. Steuerwald stated that the Building Corporation must own the land so there will be a Trustee to Transfer the deeds. He also stated that proposals were requested from all the banks in the County but the response was not prolific, therefore, the trustee of bond issue will be the Fifth Third Bank of Central Indiana, Indianapolis.

Commissioner Clampitt moved to approve the Resolution presented and Commissioner Disney seconded the motion which was approved unanimously. It was also noted that the first payment of the bond issue will not be due until July 12, 1996 however, the lease payments to the Holding Company could start as early as December, 1985 or January of 1996.

Hursel Disney moved that the President of the Board of Commissioners be authorized to execute the necessary papers including the deed from the Danville Community School Corporation to the Holding Corporation. J. D. Clampitt seconded the motion and the motion was approved unanimously.

IN THE MATTER OF NYHART INSURANCE

Mary Jane Russell, Hendricks County Auditor, requested permission to have Susan Fair's name included on the National City Bank's list to transfer funds relative to the Nyhart Insurance payments.

Commissioner Clampitt moved and Commissioner Disney seconded a motion to have Ms. Fair's name added to the list for National City Bank authorizing transfer funds relative to the Nyhart Insurance. The motion was approved unanimously.

IN THE MATTER OF TORT CLAIM

The Commissioners noted an amended Tort Claim notice from Townsend and Townsend representing Mary L. and Ronald Ellett.

It was also noted that a Tort claim notice has been received on behalf of the parents of Harold Worthylake and the Estate of Harold Worthylake.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes for the March 28, 1994 Commissioners meeting.

The motion was approved unanimously.

There being no further business presented the meeting recessed at 2:30 P.M.

Richard P. Myers
John D. Clampitt
 Hendricks County Commissioners

ATTEST:

Marthalyn Percy
 Secretary

APRIL 11, 1994

The Hendricks County Commissioners met in their regular session on Monday, April 11, 1994 at 11:00 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

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|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthalyn Percy | Secretary to Commissioners |
| Russell Lawson | Hendricks County Road Supervisor |
| James Johnson | Hendricks County Assistant Engineer |
| Robert Jarzen | Hendricks County Plan Commission Administrator |
| Susan Fair | Hendricks County Personnel Director |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF ORDINANCE FOR OVERWEIGHT VEHICLES

Russell Lawson, Hendricks County Highway Superintendent, informed the Commissioners that he recommended that the fine be raised from \$500 to \$1500 for overweight vehicles using our County roads. He has talked with the County Attorney relative to creating an Ordinance to this effect.

The law enforcement officers have stopped vehicles that were overweight but could not fine them without having an Ordinance on file. Overweight vehicles cause damage to our county roads and this problem needs to be alleviated.

IN THE MATTER OF AGREEMENT

The Commissioners executed an agreement between Hendricks County and Aecon, Inc. for the reconstruction of Hendricks County Road 100 North from State Road 267 to County Road 800 East, approximately one mile in length, including Hendricks County Bridge Number 56 over Lingeman Drain.

IN THE MATTER OF SUBDIVISIONS

BreDon - The Engineer recommended that the performance bond be reduced to an amount of \$750.00.

Commissioner Disney moved and Commissioner Clampitt seconded a motion to approve the bond reduction request per staff recommendation. The motion was approved unanimously.

IN THE MATTER OF ORDINANCE NO. 1993-22
 REGARDING TOBACCO SMOKING IN COUNTY BUILDINGS AND VEHICLES

Jim Johnson, Hendricks County Assistant Engineer, asked the Commissioners if signs should be in all county vehicles relative to "no smoking". The Commissioners said "yes".

There was discussion concerning smoke filters or electronic filters in Court Jury Rooms being repaired or removed. The Commissioners advised that it

is alright to repair the filters but that there should also be proper notification relative to "No Smoking".

IN THE MATTER OF FLOOR PLAN FOR REMODELING OF COURT HOUSE

Mr. Johnson also presented the Commissioners with the floor plans (Proposal No. 1) which had been distributed to the office holders whose offices will remain in the Courthouse at a meeting held last Wednesday.

He mentioned that pigeon and bat droppings have been discovered during the work at the South Elementary building.

The Commissioners advised Mr. Johnson to secure an estimated cost for this removal and authorized the President, or one of the other members of the Board, to make a decision on behalf of the Board when Mr. Johnson calls him with the costs.

There was discussion on whether or not the Veterans Service Officer should have his office moved to the new Administration Building. Mr. Billie J. Holmes prefers to be moved to the new Administration Building since he needs to be located close to the Auditor's office and the Recorder's office for the conduction of business related to his office.

IN THE MATTER OF AVON ZIP CODE BOUNDARIES

Mr. Bob Jarzen, Hendricks County Plan Commission Administrator, discussed the zip code boundaries and changes of address in the Avon area and reported that they have had several meetings but will be having another one next week at the Washington Township Library and still another meeting the week after that. They are still pursuing the investigation with the local post offices and the Indianapolis post office.

IN THE MATTER OF ZONING AMENDMENTS

Mr. Jarzen discussed the amendment of the Zoning Ordinance and is initiating three amendments for the text of the Ordinance. One is to make a separate section in the Ordinance for Home Occupation as it must meet a separate criteria. Another is permitted uses within the zoning district. Auto repair has been left out. A third is General Tire Store added to the list to make it permitted use.

IN THE MATTER OF COUNTY VEHICLES BEING TAKEN HOME BY EMPLOYEES

Mr. Jarzen ask whether or not the county employees who are driving county vehicles were allowed to take them home at the end of the working day. The Commissioners said that decision would be left up to the Department Head but that there would be a charge of \$3.00 per day made to each employee.

IN THE MATTER OF B & O RAILROAD CORRIDOR

Diana Virgil presented a letter for the Commissioners to execute, relative to Hendricks County endorsing the conversion of the B & O Corridor to a rail-trail.

She expressed appreciation for the Commissioners assistance with this project.

IN THE MATTER OF TOWER CLUB WELLNESS PLAN

Susan Fair, Hendricks County Personnel Director, introduced Mr. Arman Eckelbarger, from the Tower Club, who distributed folders with information relative to improving employee Health, Productivity and Morale.

There was a discussion about a program for the employees to participate in this plan and the possibility of making the cost a payroll deduction plan.

J. D. Clampitt moved that the Personnel Director send out a survey to county employees to determine if enough people are interested and if they are, then this can be presented to the County Council at their May 4th meeting. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF VACATION DAYS

Mrs. Fair also presented information concerning the personnel policy change in January of 1991 relative to vacation days. Some employees were not aware of the change and thus have not been receiving the entire number of days for which they are eligible.

Mrs. Fair listed those individuals who might be affected and will check the payroll records for accuracy before issuing a memo crediting them with the proper amount of time for vacation.

IN THE MATTER OF CLAIMS

Hursel Disney moved and J. D. Clampitt seconded a motion to approve claims with warrant numbers as follows: 132230-132235 dated April 7, 1994; 132238-132246 dated April 7, 1994 and 132247-132287 dated April 11, 1994.

The motion was approved unanimously.

IN THE MATTER OF LABCOATS FOR HEALTH EMPLOYEES

It was brought to the attention of the Commissioners that employees of the Health Department were in need of six additional Lab coats. The Commissioners advised that they should seek funding from their Board of Health budget and if funds are not available, payment can be made from the Special Contract appropriation.

IN THE MATTER OF ORDINANCE OR RESOLUTION

There was some discussion concerning an Ordinance which will require written proof of authority when someone says they are a spokesman for a group of people, also they will be ask to present a list of the people in the organization.

The County Attorney said that this could be done by Resolution.

Commissioner Clampitt moved to have the legal staff present such a Resolution as soon as possible. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF SPACE FOR SUPERIOR COURT NO. 4

J. D. Clampitt moved to authorize the County Engineer to investigate the

feasibility of using the building on the west side of the Square recently vacated because of fire and formerly known as Nita's, for the location of Superior Court No. 4. Hursel Disney seconded the motion and the motion was approved unanimously.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes for the April 4, 1994 meeting. The motion was approved unanimously.

IN THE MATTER OF ANNUAL REPORT FOR SUPERIOR COURT NO. 2

The annual report for the year 1993 of the Superior Court No. 2 was distributed to the Commissioners for their review and acceptance. This report will be placed in the Commissioners office for future reference.

There being no further business presented the meeting recessed at 2:30 P.M.

Richard P. Myers
Hursel C. Disney
John D. Clampitt
Hendricks County Commissioners

ATTEST: *Marthalyn Pearcy*
Secretary

APRIL 18, 1994

The Hendricks County Commissioners met in their regular session on Monday, April 18, 1994 at 10:00 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthalyn Pearcy | Secretary to Commissioners |
| Russell Lawson | Hendricks County Road Supervisor |
| Walter Reeder | Hendricks County Engineer |
| Robert Jarzen | Hendricks County Plan Commission Administrator |
| Deanna English | Hendricks County Environmental Health Director |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF HIGHWAY BUSINESS

Russell Lawson, Hendricks County Highway Superintendent, reported that the Highway Department is still patching our county roads.

He also stated that there were some water problems and they were installing driveway pipes in some areas to help alleviate the problem.

IN THE MATTER OF CUT PERMIT

A letter was presented from Ameritech requesting permission to make an opening within the public right-of-way on County Road 600 South.

This work is necessary to maintain and provide additional telephone facilities. All disturbed surfaces will be restored by Ameritech upon completion of the work which will commence and be completed within ninety days of the permit issue date.

Should be
Superior
Court No. 3

A letter was also presented from the Indianapolis Water Company requesting permission to bore under Raceway Road from Westdrum Court north to the Railroad Overpass.

This work is necessary to provide water service. The main extension will begin and be completed with restoration within ninety days of the permit issue date.

Commissioner Clampitt moved per staff recommendation and subject to permittee backfilling all excavating as per the specifications and supervision of the Hendricks County Engineer, to approve both of the requests. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF HENDRICKS COUNTY TRANSPORTATION PLAN
1995 FEDERAL AID PROGRAMMING

Walter Reeder, County Engineer, presented a transmittal letter and a FA2 Form for the Commissioners' execution.

Five items are listed as projects for federal funds in 1995.

1. North South Corridor from U. S. 40 to County Road 600 North or 56th Street.
2. North South Corridor from Camby Road to U. S. 40
3. Stafford Road (County Road 450 South) from State Road 267 to North South Corridor.
4. Railroad Protection Projects:
 - a. County Road 300 East, Conrail near U. S. 136
 - b. County Road 550 East, Conrail near U. S. 136
5. Transportation Enhancement Activities.

J. D. Clampitt moved to approve the transmittal letter to the Indiana Department of Transportation and the FA2 forms to be submitted for 1995 federal aid programming. Hursel Disney seconded the motion and the motion was approved unanimously.

IN THE MATTER OF SUBDIVISIONS

Pines of Avon - Section 1 - The Engineer recommended that the performance bond be reduced to an amount of \$576,500. This reduced amount is based on a letter from the Indianapolis Water Company which states that the Company has received all agreements and payments, from Pine Tree Estates, Inc. for the Pines of Avon project.

Patterson Woods - The Engineer recommended that the original performance bond amount be revised from \$200,000 to \$146,000.00.

Cobblestone Springs - Section 3 - The Engineer recommended that the performance bond be reduced to an amount of \$104,400.00.

Hursel Disney moved to approve the bond reduction requests, per staff recommendation. J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF COURTHOUSE FLOOR PLAN

Mr. Reeder displayed the floor plans for the remodeling of the Courthouse and how it can be revised when the Veterans Service Officer moves to the Administration Building. Mr. Reeder asked the Commissioners if there were any other changes to be made. The plans will be reviewed and a decision made at a later date.

IN THE MATTER OF MINUTES

J. D. Clampitt moved to approve the Commissioners' minutes for the April 11, 1994 meeting. Hursel Disney seconded the motion which was approved unanimously.

The meeting recessed at noon for lunch and resumed at 1:00 P.M. for further business.

IN THE MATTER OF BID OPENINGS FOR HIGHWAY GARAGE RENOVATION

Bids were opened for the renovation of the Highway garage at 1:00 P.M.

The following were opened and read:

C. F. Jones Group, Inc. \$32,500.00

CMA Corporation \$82,649.00

Commissioner Disney moved to acknowledge the receipt of two bids for the Highway Garage Renovation and refer them to staff for review and recommendation at the April 25, 1994 Commissioners' meeting. Commissioner Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF GARY NAPERS

Mr. Gary Napers came before the Board with a prepared statement. President Myers asked him why he had come this time. Mr. Napers replied that the Commissioners minutes were incorrect from his previous attendance on April 4, 1994.

Gregory Steuerwald, County Attorney, ask Mr. Napers if he had read them. Mr. Napers stated that he had if they had not been changed since he read them last. The Secretary volunteered to bring them for him to read again.

When he had finished reading them the County Attorney ask if he agreed with them. Mr. Napers said "no, because at the end of the meeting there was a vote taken, three to zero".

Mr. Steuerwald replied that he had informed him (Mr. Napers) at the April 4th meeting that his papers were not in legal form for either an agreement or an ordinance and furthermore, the County Commissioners had been advised that they can not sign an agreement for the repair of roads.

He said Mr. Napers has called me a number of times at the office and at home, once attempting to get me to call the Guide to correct a story. I said I wouldn't get into that and it is now evident that Mr. Napers is trying to use the Commissioners office for political purposes.

Mr. Napers responded that he had a tape recording of the meeting and Mr. Steuerwald said "Bring it. Bring the tape".

Whereupon Mr. Napers turned to Linda Karn, newspaper reporter for the Guide-Gazette and ask "Is Pam in the office this afternoon?" Then he left the meeting.

IN THE MATTER OF HANDICAPPED FACILITIES (ADA)

Ms. Kathryn Turner appeared before the Board to discuss the handicapped area marked at the west of the Courthouse where the cement is crumbling at the street/sidewalk area making it difficult for wheel chair patrons to manage getting up to the sidewalk.

She also mentioned that according to her understanding of the ADA (American Disabilities Act) there should be five handicapped parking spaces for every one hundred parking spaces.

Mr. Walter Reeder, County Engineer, explained that the County is trying to bring all areas up to standards for the ADA implementation and thanked her for sharing her concerns.

Commissioner Disney instructed Mr. Reeder to have his staff repair the broken cement area tomorrow. Mr. Reeder said that they might not be able to do it tomorrow but it would be done as soon as possible and for sure before the forthcoming election.

Commissioner Clampitt informed Ms. Turner that the street markings for handicapped were the responsibility of the Town of Danville and advised her to speak to Mr. Gary Eakin relative to adding the extra parking areas.

Mr. Clampitt also advised that the county should have someone available on election day to assist the handicapped who come to vote.

The Commissioners thanked Ms. Turner for coming and said they will make improvements as soon as possible.

IN THE MATTER OF DRAINAGE EASEMENT

Don Stafford and Bob Stayton discussed a drainage problem for a development near the Everett Stanley property in Washington Township. It is in an area that needs the road relocated and a new bridge constructed, and if the road and bridge were designed and located the planned development could use an easement along the side of the road for a drainage outlet.

The staff will investigate the possibilities if money is available.

IN THE MATTER OF ZONING AMENDMENT

Robert Jarzen, Hendricks County Plan Commission Administrator, presented the following zoning amendment:

ZA-55/WA94-02 - Horizon Homes, Inc.

Real Estate - located on the northwest corner of County Road 625 East and U. S. 36 in Washington Township containing 1.24 acres and commonly known as Horizon Homes, Inc.

Request to Change: From R-1: Low Density, Single Family Residential District to C-2: General Commercial District.

Mr. Jarzen reported that the Plan Commission gave a favorable recommendation of this request with a vote of five ayes and one abstention.

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the zoning amendment. The motion was approved unanimously.

IN THE MATTER OF COUNTY HOME

The County Engineer reported a need for a dumpster to be at the County Home for trash removal. The Commissioners gave their approval and advised that payment should be made from the Remodeling account or from the Special Contracts appropriation.

IN THE MATTER OF SOUTH ELEMENTARY

It was reported that the clean up of bird droppings at the South Elementary School will cost more than expected, perhaps as much as \$6,000.00.

J. D. Clampitt moved and Hursel Disney seconded a motion to allow the necessary funds for the clean up and to fund it from the Bond issue. The motion was approved unanimously.

IN THE MATTER OF BULLET PROOF GLASS FOR JAIL

Mr. Reeder reported requesting proposals from four vendors for installing bullet proof glass around the office counter area at the Jail. Only two proposals were received as follows:

| | |
|------------|-------------|
| M. D. Rowe | \$12,136.00 |
|------------|-------------|

| | |
|--------------------|-------------|
| Louis Lender & Son | \$15,931.00 |
|--------------------|-------------|

R. L. Turner Corporation and Hoosier Glass Company both declined to make a proposal.

It was the recommendation of staff to approve the proposal of M. D. Rowe at \$12,136.00.

Commissioner Clampitt moved to approve the proposal of M. D. Rowe, per staff recommendation, as the lowest most responsive and responsible proposal received for the installation of bullet proof glass at the County Jail. Commissioner Disney seconded the motion and the motion was approved unanimously. The Commissioners agreed that funding would come from the Remodeling Account.

IN THE MATTER OF HEATING AND AIR CONDITIONING OF COURTHOUSE

There was discussion relative to the heating and air conditioning of the Courthouse and whether or not to bid or accept proposals. The preliminary estimate is under \$25,000.00.

The staff was advised to seek bids for the project.

IN THE MATTER OF COUNTY HOME INSPECTION

Deanna English reported that she and the County Engineer had made their inspection of the County Home and found some new problems and some that have not been repaired from last time and that a full written report will be presented as soon as possible.

IN THE MATTER OF OAK BEND SUBDIVISION

Ms. English gave an update on the mosquito spraying for the Oak Ben Subdivision. She had contacted the Health & Hospital Corporation and learned that their charge would be \$4.00 per mile to drive and \$11.00 per mile while spraying. She said there is three miles in the subdivision. Pre-pay is also recommended.

IN THE MATTER OF DANVILLE LANDFILL WATER TESTING

Ms. English presented a proposal from the Center for Urban Policy and Environment with the following objectives listed:

1. Determine the background or "ambient" metal concentration in the natural groundwater system near the landfill;
2. Determine whether tracers of recent recharge and landfill leachate are present in the aquifer;
3. Provide technical information regarding sampling and quality assurance/quality control practices for determinations of ground water quality; and
4. Provide technical information regarding sampling options for determination of future surface water quality.

This project will begin May 1, 1994 with a final report to be given in July, 1994. Technical training will start in June and will continue through September, 1994.

A total cost of \$14,000 is anticipated for the budget to complete this project between May 1, 1994 to July 31, 1994. Additional training and assistance for the Health Department beyond July 31, 1994 are included as part of the scope of work and no additional fee will be charged.

Commissioner Disney moved to allow the Health Department to participate in this program and to fund this from the host fee. Commissioner Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF MOSQUITO LARVAE

Ms. English reported that there is a fish called Gambusia that will feed on mosquito larvae and if a pond is available the Health Department would use the pond to grow the fish for distribution to other areas. It was suggested that she contact I.R.P.

IN THE MATTER OF CLAIMS

Hursel Disney moved and J. D. Clampitt seconded a motion to approve claims with warrant numbers as follows: 132305-132311 dated April 14, 1994; 132313-132315 dated April 15, 1994; 132317 dated April 15, 1994; 29313 dated April 15, 1994; 132292-132297 dated April 12, 1994; 41521-41561 dated April 15, 1994; 29280-29312 dated April 15, 1994; 132299-132304 dated April 13, 1994; 28915-29197 dated April 15, 1994 and 29199-29279 April 15, 1994.

The motion was approved unanimously.

IN THE MATTER OF AFFORDABLE HOUSING GRANT

There was discussion of the grant for the Affordable Housing project and whether the records should be housed in the Auditor's Office or elsewhere.

The Commissioners agreed that this should be done in the Auditor's Office.

IN THE MATTER OF TREE PLANTING PROJECT

Steve Schmalz, Juvenile Probation Director, reported that he had talked with Dean Illingworth from Schmidt Associates Architects, relative to the planting of trees near the South Elementary Building. Mr. Illingworth recommended that they be planted at the point south of the building. This afternoon the young people will be planting 150 fir trees if the Commissioners approve this project.

J. D. Clampitt moved and Richard Myers seconded a motion to approve the planting of trees by the Juvenile Probationers. The motion was approved unanimously.

There being no further business presented the meeting recessed at 3:10 P.M.

Richard P. Myers
Hursel C. Disney
John D. Clampitt
Hendricks County Commissioners

ATTEST: *Marthalyn Pearcy*
Secretary

APRIL 25, 1994

The Hendricks County Commissioners met in their regular session on Monday, April 25, 1994 at 11:00 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthalyn Pearcy | Secretary to Commissioners |
| Russell Lawson | Hendricks County Road Supervisor |
| Walter Reeder | Hendricks County Engineer |
| Susan Fair | Hendricks County Personnel Director |
| Deanna English | Hendricks County Environmental Health Director |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF HIGHWAY BUSINESS

Russell Lawson, Hendricks County Highway Superintendent, informed the Commissioners of the Highway Departments activities. He stated that they have completed the work outlined last week and are continuing the patching of county roads.

IN THE MATTER OF CUT PERMITS

A letter was presented from Ameritech (Indiana Bell Telephone Company) requesting permission to clean a county-owned storm sewer along the west side of County Road 900 East, just north of U. S. 136.

This work is being done at the request of the Hendricks County Surveyor's Office. Due to the length of the pipe, the pipe must be excavated and accessed in a minimum of three locations. A small amount of pavement of County Road 900 East may be required to be cut and patched in order to expose the pipe.

A letter from Panhandle Eastern Pipe Line Company was presented informing the County Engineer that between June 1, 1994 and August 31, 1994, (if work proceeds on schedule) Panhandle Eastern Pipe Line Company will be re-laying a thirty inch high pressure natural gas line in existing twenty inch line ditch.

The Company plans to off-set about ten feet from the existing line with the new line at each of four (4) road crossings. The abandoned sections will be capped and filled with grout.

A letter was presented from the Indianapolis Water Company requesting permission to make an opening within the right-of-way of County Road 100 South (Morris Street) at 1,170 feet west of a center line Road 800 East from an existing main to a point fifty-five feet north.

The work is necessary to provide water service.

The main extension will begin and be completed with restoration within ninety (90) days of the permit issue date.

Commissioner Clampitt moved and Commissioner Disney seconded a motion to approve the above cut permits, per staff recommendation. The motion was approved unanimously.

IN THE MATTER OF TRAFFIC STUDIES

The County Engineer reported that a traffic study has been made as a result of a complaint from a gentlemen living in Prestwick on Ridgehill Way concerning speeders in that area.

The area is posted at twenty miles per hour currently. Mr. Reeder suggested that the Sheriff's Department be contacted for additional coverage in this area.

Mr. Reeder also reported that a traffic study has been made at the intersection of the old Pittsboro Road (County Road 50 North). The people coming down the hill have difficulty making the turn at the bottom.

It was recommended that the signage be changed and a multiway stop and double arrow sign be installed.

J. D. Clampitt moved, per staff recommendation, to approve the change in signage. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF OLD SCHOOL BELL AT SOUTH ELEMENTARY

Mr. Reeder reported that the old School bell has been found at South Elementary and requested the Commissioners' wish concerning disposal or use of it.

The Commissioners recommended that if the bell is to be saved now is the time to remove it and if left where it is now located, it eventually could fall through the ceiling.

IN THE MATTER OF AIC SEMINARS

The County Engineer brought to the attention of the Commissioners an educational program which the Association of Indiana Counties has in place for county employees.

Two employees from the Engineer's Department would like to enroll in the program. The cost estimate is from \$280 to \$360 depending upon the program selected and there are two each year.

Commissioner Clampitt moved to allow the two employees from the Engineer's Department to participate with funding to come from the Commissioners' appropriation 01-135-332 (attendance of meetings). Commissioner Disney seconded the motion and the motion was approved unanimously.

IN THE MATTER OF BIDS FOR HEATING AND AIR CONDITIONING OF COURTHOUSE

In a discussion over the renewal of the maintenance contract for the heating and air conditioning of the Courthouse it was decided that a thirty day extension be requested in order to give the county time to advertise for bids.

The date set for the acceptance and opening of bids will be May 23, 1994 at 1:00 P.M.

Hursel Disney moved and J. D. Clampitt seconded a motion to proceed with the request for a thirty day extension and advertising for bids per statute.

The motion was approved unanimously.

IN THE MATTER OF GIS SYSTEM

It was reported to the Commissioners that there is a need for an additional \$3,500 for work to be done for installation of the computer system between the Engineer's office and the Auditor's office. It was recommended by Mr. Reeder that this be funded from the Bond Issue for South Elementary.

J. D. Clampitt moved, per staff recommendation, and Hursel Disney seconded the motion to approve payment for the additional work on the computer system from the Bond Issue for South Elementary. The motion was approved unanimously.

IN THE MATTER OF PROJECT COSTS

Walter Reeder, County Engineer, presented copies of Road Projects, 1994 Project Costs and Future Project Costs for the Commissioners to review before being presented to the County Council for budget consideration.

IN THE MATTER OF TOWN OF AVON

Mr. Bill Bailey presented a map and the names of additional petitioners for the Town of Avon. Gregory Steuerwald, County Attorney, explained the boundaries using the map made by the Engineer's Department to illustrate an enlarged representation.

There was discussion about the Oak Bend area and whether it was contiguous to the area to the south. There are some owners of lots who wish to be included and are not at this time. Mr. Steuerwald advised that the question is moot since the road being annexed also makes the area contiguous.

Debra L. Collins Barker, Robert Sowle and Sandra F. McBride presented letters to each Commissioner representing opposition to the Incorporation of Avon and listing documents which they are entitled to receive under law.

Much discussion followed before Commissioner Disney moved that if the Avon area is incorporated the road being discussed will become a part of the Town. Commissioner Clampitt seconded the motion which was approved unanimously.

There was additional discussion with John Parsons, County Systems Analyst, on the possibility of securing necessary information through use of the computer system.

Mary Jane Russell, County Auditor, responded that perhaps two of her employees could assist in this project. It was also suggested that Lydia Gibbs, County Assessor, and her employees might be able to assist.

IN THE MATTER OF BOND FINANCING

Steve Meno from Traub and Company, informed the Commissioners that currently investments were doing well. He also informed the Commissioners that we now have two Building Corporations, one for the County Jail and one for the South Elementary project.

Each year a tax return must be prepared for the County Jail and Mr. Meno stated that his company is prepared to do this if the Commissioners desire their assistance.

Hursel Disney moved that Traub and Company be authorized to prepare the tax return for the County Jail with a nominal fee to be paid for this service. Richard Myers seconded the motion which was approved unanimously.

IN THE MATTER OF RETIREMENT

Dorothy Sparks, Hendricks County Deputy Auditor, appeared to announce her retirement as of April 29, 1994 and expressed how much she had enjoyed working for the County.

The Commissioners gave her their good wishes and thanked her for being a good employee.

IN THE MATTER OF HOUSEHOLD HAZARDOUS DAY

Deanna English, Hendricks County Environmental Health Director, asked the Commissioners whether or not they wish to have a Household Hazardous Day this year.

Ms. English also suggested a Tire Amnesty Day when old tires could be collected.

Commissioner Disney wishes to review the host fee money and asked Ms. English to return with a fund balance summary together with projected expenses.

IN THE MATTER OF TOWER CLUB SURVEY RESULTS

Susan Fair, Hendricks County Personnel Director, presented the results of the survey taken relative to the Tower Club program. There were 112 responses of 300 employees but there is a need for 160 people to participate in order to totally fund the program. There is no money budgeted for this program so the Commissioners tabled this project for now.

IN THE MATTER OF HOG ROAST

Ms. Fair reported several inquiries on whether or not there would be an employee picnic with a hog roast this year. The Commissioners will consider this but did not make a decision at this time.

IN THE MATTER OF NATIONAL MEMORIAL FOR PRESIDENT NIXON

The Commissioners were also asked whether or not the Courthouse will close on Wednesday, April 27, 1994 as it is a National Day of Mourning for the death of former President Richard Nixon.

The decision was made to remain open but to have all county establishments fly flags at half mast.

IN THE MATTER OF SUBDIVISIONS

Stratford of Avon - Section 5 - The Engineer recommended that the performance bond be reduced to an amount of \$80,000.00.

Stratford of Avon - Section 6 - The Engineer recommended that the performance bond be reduced to an amount of \$80,000.00.

Hursel Disney moved, per staff recommendation, to approve the bond reduction requests as presented. Richard Myers seconded the motion which was approved unanimously.

IN THE MATTER OF COUNTY HOME APPLICATION

An application was presented for Tamara Michelle Blume from Center Township, to reside in the County Home.

Commissioner Disney moved and Commissioner Myers seconded a motion to approve the request for residency in the County Home for Ms. Blume. The motion was approved unanimously.

IN THE MATTER OF MINUTES

Hursel Disney moved and Richard Myers seconded a motion to approve the minutes for the April 18, 1994 Commissioners meeting. The motion was approved unanimously.

IN THE MATTER OF COURT SECURITY GUIDELINES

Copies of Proposed Court Security Guidelines and Priorities for the State of Indiana were given to each County Commissioner for their review and consideration by Judge Mary Lee Comer from Superior Court No. 1.

There being no further business presented the meeting recessed at 3:35 P.M.

ATTEST:

Marthelyn Percy
Secretary

Richard P. Myers
John D. Clampitt
Hendricks County Commissioners

MAY 2, 1994

The Hendricks County Commissioners met in their regular session on Monday, May 2, 1994 at 10:00 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

Richard P. Myers)
Hursel C. Disney)
John D. Clampitt)
Marthelyn Percy
Russell Lawson
Walter Reeder
Robert Jarzen
Gregory Steuerwald

Hendricks County Commissioners
Secretary to Commissioners
Hendricks County Road Supervisor
Hendricks County Engineer
Hendricks County Plan Commission Administrator
Hendricks County Attorney

IN THE MATTER OF HIGHWAY BUSINESS

Russell Lawson, Hendricks County Highway Superintendent, reported that the Highway Department has started laying black top. They are also doing some ditch work on County Road 300 South. The road striping has begun.

IN THE MATTER OF CUT PERMIT

A letter was presented from Smithville Telephone Company, Inc., requesting permission to put down cable thirty inches deep on County Road 200 West north of County Road 625 North.

Commissioner Disney moved and Commissioner Myers seconded a motion to approve the request subject to no boring or cutting of the road and the standard three year maintenance agreement. The motion was approved unanimously.

IN THE MATTER OF SUBDIVISION

BreDon - The Engineer recommended that the performance bond be released and since it would be under \$1,000, that the maintenance bond requirement be waived.

Hursel Disney moved and Richard Myers seconded a motion to approve the bond release as requested and that the cashier's check be returned. The motion was approved unanimously.

IN THE MATTER OF SCHOOL BELL AT SOUTH ELEMENTARY

It was reported that the school bell at South Elementary will be removed for safety reasons.

IN THE MATTER OF RIDGE CIVIC CORPORATION

The Commissioners acknowledged the receipt of a letter from Ridge Civic Corporation requesting that salt and sand be put on West 46th Street in Marion County during winter.

The Commissioners authorized the County Highway Superintendent to inform the Association that this would be against the law and would be a misuse of funds since all Highway equipment and supplies must be used in the County in which they are designated.

IN THE MATTER OF TRAFFIC STUDY

Mr. Reeder reported on a traffic study done in Preston Estates as a result of a complaint from Sara Miller who is a resident there. Ms. Miller is concerned by the amount of speeders along Eaker Court and has requested a speed limit sign for the area.

The fastest vehicle was clocked at 38 miles per hour and for the most part traffic maintained reasonable speeds throughout the segment.

It is recommended that this area be designated as "Urban District" and Eaker Court be posted at 25 miles per hour at the entrance of Eaker Court. The County Sheriff will be notified of the changes.

Commissioner Disney moved to approve the signage request per staff recommendation. Commissioner Clappitt seconded the motion which was approved unanimously.

IN THE MATTER OF BRIDGE REINSPECTION

The County Engineer presented two contracts for the Commissioners to execute for bridge reinspections. This is a County-State Agreement Project No. BR-NB1S (235).

IN THE MATTER OF HIGHWAY GARAGE ROOF

Mr. Reeder reported that problems have arisen as the roof is being removed from the Highway Garage and there is a need for an additional \$10,000 to complete the project.

Hursel Disney moved per staff recommendation and if there are no legal problems to proceed with this project. J. D. Clampitt seconded the motion and the motion was approved with Mr. Disney and Mr. Clampitt voting aye and Mr. Myers voting no.

IN THE MATTER OF ROAD BETWEEN CONRAIL & U. S. 36

There was discussion on the need for a relief east-west road between the Conrail yards and U. S. 36.

Following discussion, Hursel Disney moved to have the County Engineer send out for proposals for a study to see what could be done to alleviate this situation. J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF COMMERCIAL DRIVERS LICENSE

Mr. Reeder explained that there are some county employees who need to have a Commercial Drivers License and cannot afford it. He ask the Commissioners if the county would pay for it if the employee guaranteed that they will continue to work for the county for one full year.

Hursel Disney moved to approve the request. J. D. Clampitt seconded the motion and the motion was approved unanimously.

IN THE MATTER OF SEMINARS

It was reported that Leanna Hinkle and Jim Johnson, from the Engineer's office, would like to attend a Seminar on "Personalty Conflicts and Attitude Problems". The cost is \$139.00 per person.

The Commissioners agreed to fund this from their budget and recommended that the Personnel Director review the program and check to see if it is possible to have inhouse seminars of this nature.

IN THE MATTER OF COMPUTER UPDATE

John Parsons, Hendricks County Systems Analyst, ask the Commissioners for their recommendation to the Council relative to additional funds needed for the Extension office and the Assessor's office computer systems.

The Extension will need \$27,000 and the Assessor will need \$40,000. Both can be funded from the Cumulative Capital Fund if the Council will approve it.

J. D. Clampitt moved to give a favorable recommendation to the County

Council, Hursel Disney seconded the motion and the motion was approved unanimously.

IN THE MATTER OF COUNTY VEHICLES

Robert Jarzen, Hendricks County Plan Commission Administrator, reported that one of his employees who drives a county vehicle lives in another county and Mr. Jarzen wanted to know whether or not this employee should be allowed to take the vehicle home after work. The Commissioners said "no".

IN THE MATTER OF FAIR BOARD ASSOCIATION

Mr. Dean Turner discussed the update of the lease for the 4-H Fair Board Association.

IN THE MATTER OF INCOPORATION OF AVON

Debbie Barker and Sandra McBride were present to discuss the Incorporation of Avon and the associated problems with determining numbers and legality of signatures on petitions, etc.

The County Attorney outlined the following:

The correct number to be used is 1,183 according to the Auditor's records.

1. There will be one vote per parcel owned by a Corporation.
2. There will be one vote per parcel owned by a Partnership.
3. There will be one vote per parcel owned by a Trustee.
4. There will be one vote for the number of parcels owned singly.
5. Any joint ownership is determined by the number of people on the deed.

Examples:

6. There will be two votes for married couple (joint tenants by the entirety).
7. There will be five votes for a family of five if they own property as joint tenants in common.

This gives every owner their right to speak for or against the petition.

Commissioner Clampitt moved to waive the fee for copies to give a list of residents within the Avon Town Corporation limits as requested. Commissioner Myers seconded the motion which was approved unanimously.

IN THE MATTER OF VETERANS SERVICE OFFICERS REPORT

The Commissioners acknowledged the monthly report of Billie J. Holmes, Hendricks County Veterans Service Officer. This report will be filed in the Commissioners office for future reference.

IN THE MATTER OF OVERTIME

Mary Jane Russell, Hendricks County Auditor, requested that the Commissioners approve a claim for Betty Campbell and Al Johnston who worked ten hours preparing the list for the Avon Town Incorporation at \$13.16 per hour for Betty Campbell and \$16.76 per hour for Al Johnston.

The Commissioners approved this action.

IN THE MATTER OF DUAL JURISDICTION OF ROADS

It was reported that some streets in the Towns of Amo, Coatesville, Clayton, Danville, Pittsboro and Stilesville have dual jurisdiction with the County.

The Commissioners authorized the County Engineer to negotiate with the Towns and establish complete jurisdiction for the Town or the County as each case may warrant.

IN THE MATTER OF MINUTES

Commissioner Clampitt moved and Commissioner Disney seconded a motion to approve the minutes for the April 25, 1994 meeting.

The motion was approved unanimously.

There being no further business presented the meeting recessed at 1:30 P.M.

Richard P. Myers
Hursel C. Disney
John D. Clampitt
 Hendricks County Commissioners

ATTEST: *Marthalyn Percy*
 Secretary

MAY 9, 1994

The Hendricks County Commissioners met on May 9, 1994 at 1:00 P.M. in the Community Building at the 4-H Fair Grounds with the following in attendance:

| | |
|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthalyn Percy | Secretary to Commissioners |
| Robert Jarzen | Hendricks County Plan Commission Administrator |
| Judith Wyeth | Recording Secretary |
| Mary Jane Russell | Hendricks County Auditor |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF TOWN OF AVON INCORPORATION

President Myers called the meeting to order and announced that this is a public hearing for the proposed Town of Avon. He gave the following instructions for the procedure of the meeting: Petitioners will proceed with their presentation followed by comments in support. Then the Remonstrators will make their comments. Each one speaking shall come to the microphone after signing in with their name and address.

Mr. Myers asked that everyone be courteous and allow people to finish speaking. He stated that everyone will have a chance to be heard but please do not be repetitious and if there is a spokesman for a group then allow that person to do the speaking.

The purpose of this meeting is for comments regarding the merits of whether or not the Town should be incorporated.

The first to speak representing the Petitioners was Mr. Bill Bailey who welcomed everyone to this opportunity to be heard on neutral territory. He explained the reasoning for the petitioning and listed the merits for the incorporation of the Town of Avon.

Mr. John Higbee spoke about the potential growth in the next two years and the increase in homes and thus the population already increasing greatly.

Bobby G. Crawford chose Hendricks County to live in because of the tax base. He is a businessman and believes that it is a reality for residents to have to pay as nothing is free in this world. He doesn't approve of the proposed budget but does affirm local control.

Gregory Hurst, Washington Township Trustee, spoke for himself and Ron Masten, Gary Smith and Patricia Donovan, a member of the Advisory Board, and stated that there is a need to control the zoning and urged an increase in the boundaries. He urged the remonstrators to put the same energy into support as they have opposing.

Mr. Orville Woody who is a retiree from Eli Lilly and a resident in the Avon area listed several points necessary for incorporation and especially noted that the names of people who wish to serve on the Council must be submitted before the fall election and said that August 1st is the deadline for this. Mr. Woody urged support of this incorporation.

Dennis Schmidt who is new to the community, having lived here only four and one-half years and having come from Terre Haute, spoke of his observation of this area. He stated that since United Airlines came here he has seen Hendricks County explode with new housing additions and new business. He also said that he felt the Town of Brownsburg and the Town of Plainfield see this area as "meat on the hoof" and he urges incorporation of the Town of Avon.

Don Williams who lives in Oak Bend has been a resident of the county for twenty years and is in support of incorporation. He believes that the Town must be in charge of its own zoning and is pleased that they have proposed Town Marshals for police protection. He spoke for his daughter, Libby Gorham, who also supports this petition.

Mr. Charles Hilderbrand has lived in this area for 53 years and in the same home for the last thirty years. He has watched Avon grow and favors local control and urges incorporation.

Pat Donovan-Herndon lives in the Avon Woods Subdivision and has raised two children who graduated from the Avon Schools. She has seen the traffic increase and become more serious and is concerned that the population expansion is out of control.

She is more concerned that her business "Donovan's Interiors" was originally zoned for commercial and when the county did the Rezoning it was changed to Residential. All around her is commercial but she has still not been able to get her zoning changed.

She favors incorporation and is happy that someone has come forward and is trying to do this.

Robert Curry who is an Engineer concurs with Bill Bailey and agrees that the best interest for the Avon community is to incorporate.

Willard McNees has two businesses located in Washington Township and employs 172 people. He believes that the smaller the governmental unit is the better off we are and favors incorporation though he is not located within its boundaries.

Mr. Bill Dumond read a letter which has been presented to the Commissioners previously and outlined these points from it:

1. The community of Avon needs to govern itself.
2. Incorporation would protect the existing property values.
3. Town Board members will be locally elected.

Mr. Dumond strongly favored incorporation of the Town of Avon.

Dan Laser has property in West Ridge and in Prestwick Pointe but his home is outside the boundaries for the incorporation. He paid \$35,000 in real estate taxes last year and has an assessed value of one hundred thousand. He would rather be incorporated because of the tax benefits.

James Carver has served eight years on the School Board and thirteen years on the Library Board and is now serving on the West Central Conservancy District. He feels that the current generation owes it to the succeeding generations to incorporate the Town now.

Marcia Bailey has lived in this area for fifteen years and has seen many changes. She feels that a planned community is very important and expects an influx of children as well as adults in the near future.

Darcey Hall lives south of Avon and could be annexed into Plainfield but her children are now attending Avon Schools. She favors incorporation.

Malcolm Bingham is on the Board of Directors for the Fire Department and is concerned for the safety of the residents. He cited the fact that there are no street addresses and no control over the parking at the Schools all of which is a handicap for emergency vehicles. He favors incorporation and more control locally.

Lois Murphy has lived twenty seven years in the area and used to leave at 7:15 A.M. to go to work but the traffic is so heavy now she must get started by 6:30 A.M. She favors incorporation for more local control.

Dave Reynolds lives in Avon Woods Subdivision and stated that a certified letter has been sent to everyone living in the area. The Remonstrators have posted a sign advertising the meeting today so he believes that everyone has been well informed.

Ken Herndon recently moved here from the east side of Indianapolis where he was a branch manager for AFNB and attended many board meetings. He told of a robbery there where he and five employees were approached by armed gunmen, tied up and laid on the floor on their stomachs and any customers who came in joined them until there were eight to ten of them. Fortunately, one of the tellers pulled the mask down on the robber's face and stepped on the alarm and help came immediately. He stated that Avon now has three banks and a number of fast food businesses as well as grocery stores that are open twenty-fours and he feels there is a great need for police protection and urged consideration of the incorporation of the Town.

Andrew Burnett, who is Fire Chief of the Avon Department, favors incorporation because this is a rapidly growing area and there is a need for more indepth control. Plainfield continues to approach the Avon area. He mentioned that the Fire Department is composed of both volunteers and career people and have been recognized by the Fire Prevention program, the National Fire Academy as well as Good Morning America.

He urged support of the incorporation.

The Remonstrators were allowed to present their support and Attorney, Charles Sims from Indianapolis, spoke listing IC 36-5-1-2 as giving what first must be done in a Petition for Incorporation. It must show that the territory is compact and contiguous and noted that this is not the case with the current map as there are two pieces of property in the middle that are not.

He cited a point in which he believed that there is not sufficient territory within the boundaries to allow for reasonable growth. He also said that part of the legal documents require a survey certified by a registered engineer and they are missing. An enumeration of mailing addresses and names are to be supplied thirty days before filing the petition and the Remonstrators received them only last week and had difficulty obtaining the names of land owners and residents including renters. He said that there are a great many problems contained here but he is willing to sit down and talk about them in a reasonable fashion and determine the way to do this.

Don Hodson who lives in Avon is not opposed to Incorporation but opposes this petition and feels that it has just been thrown together. Mr. Hodson is concerned about the two mile jurisdiction limit, the Comprehensive Plan and the planning and zoning.

Debbie Barker, an Avon resident, is concerned because the list of services are already being received and there is no need for additional expenses. There are many retired individuals who are living on a limited income. The map includes all of the Conservancy District and Oak Bend Subdivision. Why does it not include Carter Lake?

She is not in favor of incorporation.

Sandra McBride has four different maps which have been given to her and none of them are the same. The Petitioners have given two different budgets and everything is estimated or proposed. Mrs. McBride did not receive a certified letter nor did any of her renters. She requests more consideration so that this might be done right the next time.

Jeff Aldridge, who lives in Oak Bend, first supported the incorporation two years ago when the effort was made to incorporate but has since changed his mind and opposes the incorporation. Mr. Aldridge feels that the area does not allow enough room for growth and that the area from Avon to the Meijers store should be planned and zoned. He feels that the residential need versus the business need and that there is not sufficient area for growth without annexation so that makes them no better than Plainfield.

William Manaloris is not included in the corporation boundaries yet he lives right in the middle of it. Why? He discussed the schools, Police protection and requested that the petition be denied.

Jerry Laxton suggested making the Township Line Road a four lane road through Coatesville which would open up the west side of the county and alleviate the traffic problem. He noticed that all business people spoke in behalf of incorporating but he recommends the withdrawal of the Petition.

Dean Turner is not in the proposed area now but sympathizes with both sides. He urged that the Petition be voted down as he could not see how incorporation would help.

Mike Adams moved into Oak Bend Subdivision four years ago and sees a need for co-operation for the children's sake as they are the future generation. He favors incorporation.

President Myers ask if there were any other comments and having none declared the comment section of the meeting closed.

Explanation was given to the audience concerning anyone who might change their minds after having sent a letter to the Commissioners. In this event they have only to send another letter stating their change of mind and it will be attached to the previous letter.

The County Attorney stated that the statute places the burden upon the Remonstrators who must submit 51% of the signatures of freeholders opposing the petition and any number over 50% will be counted as 51%. The total number has been established at 1,183 and 50% will be 592 nay votes.

Mr. Bailey representing the petitioners will be asked to submit the notice of certified letters sent by June 6, 1994.

Hursel Disney moved to take this under advisement for a decision to be made on June 13, 1994. J. D. Clampitt seconded the motion which was approved unanimously.

There being no further business presented the meeting recessed at 3:00 P.M.

Richard P. Myers
Hursel C. Disney
John D. Clampitt
Hendricks County Commissioners

ATTEST: *Marthalyn Pearcy*
Secretary

MAY 16, 1994

The Hendricks County Commissioners met in their regular session on Monday, May 16, 1994 at 10:00 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

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|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthalyn Pearcy | Secretary to Commissioners |
| Russell Lawson | Hendricks County Road Supervisor |
| Walter Reeder | Hendricks County Engineer |
| Dennis Slaughter | Hendricks County Plan Commission Planner |
| Deanna English | Hendricks County Environmental Health Director |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF HIGHWAY BUSINESS

Russell Lawson, Hendricks County Highway Supervisor, discussed the damage being done to Shelton Drive because of heavy trucks traveling over it and asked whether the Commissioners wanted it to be posted? Following the discussion it was decided that Mr. Lawson should patch the holes and make a report at a later date of the need of signs.

IN THE MATTER OF NO PARKING SIGNS

Mr. Lawson reported that on old State Road 267 south of Plainfield near the Moslem Center there is a need to post "No Parking" signs. Fishing should not be done in the lake because it is serving as a fire pool for the Moslem Center. The Commissioners agreed to have the "No Parking" signs erected as soon as possible.

IN THE MATTER OF NEW EQUIPMENT FOR HIGHWAY DEPARTMENT

It was reported that there is sufficient funds in the Highway budget to purchase new equipment needed for the Highway Department. A tractor-mower, a flat bed truck and a two ton dump truck is needed. Advertising for bids will be prepared and the bid date will be June 27, 1994 at 1:00 P.M. on a motion made by Hursel Disney and seconded by J. D. Clampitt. The motion was approved unanimously.

IN THE MATTER OF "LETTER TO EDITOR"

Commissioner Disney moved to authorize the Highway Superintendent to write a response to the newspaper that carried a "Letter to the Editor" relative to criticism of the Willsey Lane improvements. Commissioner Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF TENTH STREET AND SHILOH ROAD

The Commissioners discussed with Mr. Lawson a water problem at Tenth Street and Shiloh Road, also one on the Township Line Road and asked him to check on these two situations.

IN THE MATTER OF COUNTY ROAD 625 EAST ROAD REALIGNMENT PROJECT

Walter Reeder, County Engineer, presented a proposal from Parsons & Shartle Engineers, Inc. for the realignment of County Road 625 East and discussed the funding of this project.

The Commissioners authorized the County Engineer and the Developer to proceed with this plan subject to securing the funds. Mr. Reeder will investigate the possibilities and if necessary present this to the County Council.

IN THE MATTER OF SERVICE ROAD

There was lengthy discussion relative to the building of a service road between Conrail tracks and U. S. 36. Mr. Reeder reported a need for a design from an engineering firm for a Master Plan since the sanitary sewer and several linear ponds are scheduled to be installed in this area.

The Commissioners agreed that the funds are not available at this time and instructed Mr. Reeder to allow the Developers to proceed with installing the sewer lines and linear ponds.

IN THE MATTER OF TRAFFIC STUDY IN TOWN OF DANVILLE

The Commissioners asked the County Engineer to contact the State Highway Department and request that a traffic study be done on U. S. 36 through the Danville area.

IN THE MATTER OF CUT PERMIT

Mr. Reeder reported that the Engineer's office had allowed a sixty foot guard rail to be removed on the south side of County Road 650 East one quarter mile north of County Road 800 North where a pipe line is being installed by Panhandle Eastern Pipeline with the agreement that it be put back when the pipe line is completed.

Commissioner Disney moved to confirm the action taken by the County Engineer's office in allowing the guard rail to be removed, the pipeline to be installed and the guard rail to be put back up.

Commissioner Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF SUBDIVISIONS

Minor Plat No. 554 - The Engineer recommended that the performance bond be reduced to an amount of \$200.

J. D. Clampitt moved to approve the bond reduction as requested. Hursel Disney seconded the motion which was approved unanimously.

Minor Plat No. 565 - The Engineer recommended that the performance bond requirement be released and since it would be under \$1,000 that the maintenance bond requirement be waived.

Hursel Disney moved to approve the request as presented and that the cashier's check be returned. J. D. Clampitt seconded the motion and the motion was approved unanimously.

Oak Bend Estates - Section IV - The Engineer recommended that the performance bond be released upon receipt of a maintenance bond in the amount of \$53,600.

Minor Plat No. 548 - The Engineer recommended that the performance bond be released upon receipt of a maintenance bond in the amount of \$1,400.

Minor Plat No. 555 - The Engineer recommended that the performance bond be released upon receipt of a maintenance bond in the amount of \$1,600.

Commissioner Clampitt moved to approve the bond reductions as requested. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF B & O RAILROAD CORRIDOR

A letter to Indiana Department of Transportation was presented to the Commissioners for their signature. This letter to Ms. Kathy Davis, Deputy Commissioner and Mr. Richard Emery authorized the transfer of TEA Funds from Hendricks County to the Rails to Trails Project on the B & O Railroad Corridor.

The Commissioners executed this document on a motion by J. D. Clampitt. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF CUT PERMITS

A letter was presented from the Indianapolis Water Company requesting permission to make an opening within the right-of-way of Morris Street at Brookway Drive (proposed) approximately 1,100 feet east of the centerline of Dan Jones Road necessary to provide water service.

The main extension will begin and be completed with restoration within ninety (90) days of the permit issue date.

A second letter was presented from the Indianapolis Water Company requesting permission to make an opening within the right-of-way of Dan Jones Road - from Morris Street to a point approximately 465 feet south of the centerline of Morris Street also necessary to provide water service.

A third letter was presented from the Indianapolis Water Company requesting permission to make an opening within the right-of-way of Dan Jones Road at proposed Clarks Creek Court at the property entrance to Hollow Brook West Subdivision. Also to provide water service.

A letter was presented from Ameritech (Indiana Bell Telephone Company) requesting permission to push or directional bore conduits for telephone cables under the intersection of County Road 600 South and County Road 675 East. No pavement cuts are planned. The work is required to provide telephone service to the Center Ridge Subdivision now under construction. No grade change will be made or existing drainage affected.

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the cut permits as requested but subject to permittee backfilling all excavating as per the specifications and supervision of the Hendricks County Engineer and with the standard three year maintenance program. The motion was approved unanimously.

IN THE MATTER OF INDIANAPOLIS WATER COMPANY

Commissioner Disney instructed the County Engineer to write a letter to the Indianapolis Water Company stressing the fact that the County had been most cooperative in giving permission to make road cuts for the extension of their water mains subject to the three year guaranteed maintenance program, and if at anytime they do not satisfy the fulfillment of this agreement the county will end their generosity.

IN THE MATTER OF CUT PERMIT

The County Engineer discussed a cut permit request from Robert E. Curry and Associates, Inc. to cross two County Roads. One location is at Dan Jones Road at a point 1,340 feet south of County Road 100 North and another is at County Road 100 North at a point 120 feet west of Dan Jones Road.

Hursel Disney moved to authorize the County Engineer to write a letter in response to this request. J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF SHERIFF'S SWAT TEAM

Commissioner Disney moved to confirm action taken authorizing the County Sheriff's Swat Team to use the old County Farm house located back of the County Annex for their practice sessions.

Commissioner Clampitt seconded the motion which was approved unanimously.

The meeting recessed for lunch and resumed for business at 1:00 P.M.

IN THE MATTER OF E.D.C. ORDINANCE

Fred Baughman and Gary Ogle from the Hendricks County Economic Development Partnership were present for a public hearing on the E.D.C. Ordinance.

Mr. Ogle reviewed the purpose of the Ordinance and the Amendment made to it following their first presentation when it was suggested that the Towns in the County also have an Ordinance.

Mr. Ron Wright, Attorney and Mr. Jon Ogle, Auditor from Hamilton County were present to assist in question and answers since they have a similar ordinance in their county which is currently being used.

Several in attendance had questions and following a very lengthy discussion Hursel Disney moved to not approve this Ordinance as proposed today. Richard Myers seconded the motion which was approved unanimously.

Mr. Baughman requested permission to have a meeting with the E.D.C. Commission which was appointed by the Commissioners to create a plan and a recommendation to be presented at a later date.

IN THE MATTER OF COURTHOUSE SECURITY

Judge Mary Lee Comer from Superior Court No. 1, representing the Courthouse Security Committee, presented her concerns and solicited the Commissioners co-operation in approving their recommendations for security of the Courthouse.

Others present were Sheriff Underwood, Deputy Gene Collier, Deputy Mark Bartolovich, Robert Carroll, Walter Reeder, Henry N. Cox and Lana Pedigo.

Much discussion was held relative to holding cells, metal detectors, space allocation, etc. The Commissioners felt that this was something that they should work out with the County Sheriff.

IN THE MATTER OF ZONING AMENDMENT

Phyllis Rausch appeared with a petition from residents of Donnelly Drive in Brownsburg initiating a re-zoning of the area located west of State Road 267, beginning at County Road 400 North and extending south to the abandoned B & O Railroad Corridor from its present C-2 classification to a C-1 classification.

It was noted that on June 6th the Text amendment to the Zoning Ordinance would be presented and they were requesting that it not be passed.

Commissioner Clampitt moved to send this back to the Plan Commission staff to initiate the C-1 zoning with R-1 on the back. Then Mr. Jarzen can present it back to the Commissioners. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF CUT PERMIT

Mr. Mike Sells appeared relative to a cut permit at the Pines of Avon and requested that the Commissioners remove a condition on the original cut permit and allow an open cut to be made in the road with the standard three year maintenance. Commissioner Clampitt so moved and Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF COUNTY HOME INSPECTION

Deanna English, Hendricks County Environmental Health Director, presented a written report of the County Home Inspection which she had made with Mr. Reeder.

A listing was made of minor changes that should be made as well as a few major concerns. Two main issues to be dealt with are the keeping of animals and what the County's policy on these animals will be and the fate of the three out buildings behind the County Home.

The Commissioners agreed to take the recommendations under advisement.

IN THE MATTER OF FIRST AMENDMENT TO RECIPROCAL EASEMENT AND OPERATING AGREEMENT

Mr. Reeder presented a first amendment to Reciprocal Easement and Operating Agreement for the Commissioners' consideration.

This agreement is between the Meijer Realty Company, Raceway Road Associates, the State of Indiana and the Board of Commissioners of Hendricks County.

Commissioner Clampitt moved to execute this instrument and Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF SYCAMORE RIDGE SUBDIVISION

The Commissioners executed an application for the Sycamore Ridge Subdivision map revision.

IN THE MATTER OF ENGINEERING SERVICES

The Commissioners executed an agreement with Burgess & Niple, Limited for engineering services for replacement of County Bridge No. 249 over Branch White Lick Creek.

IN THE MATTER OF PROPOSAL

The Commissioners executed a proposal with the J. V. Cox Company, Inc. for all necessary repair such as physical damage, holes, tears, cracks, etc. and to recoat the entire roof of the Courthouse with Neogard Elastomeric Top Coatings for a cost of \$15,000 with fifty percent down when men and material are on the job and the balance when the job is completed.

The motion to execute this proposal was made by J.D. Clampitt. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF RENOVATION OF HIGHWAY GARAGE

The Commissioners executed a contract for the renovation of the Hendricks

County Highway Garage Building which had been approved at a previous meeting. This contract and Hazardous Materials Statement are with the C. F. Jones Group, Inc.

IN THE MATTER OF FAX MACHINE CHARGES

There was discussion on fax machine charges and it was decided that the Commissioners need to develop a county policy.

IN THE MATTER OF ADA REQUIREMENTS

Mr. Reeder explained that the ADA requirements are becoming more than the Engineer can handle with inhouse personnel and an approximate cost of \$22,000 architectural fees would be needed to handle the changes necessary.

Commissioner Disney moved to have the County Engineer negotiate with Schmidt Architects Associates for this project. Richard Myers seconded the motion which was approved unanimously.

IN THE MATTER OF SEMINARS

Mary Jane Russell, Hendricks County Auditor, requested permission to attend a seminar on county budget preparation to be held on June 9th at Columbus and sponsored by the Indiana Association of Counties at a cost of \$70.00. The Commissioners granted approval.

Ms. Russell also requested permission for Debbie Simpson, Betty Campbell from the Auditor's office and Marcella Nicely, Chris Maccaroni and Amy Roberts from the Treasurer's office to attend a seminar to be held on June 6th and 7th at a cost of \$20 per person. The Commissioners also granted their approval for this request.

IN THE MATTER OF CLAIMS

Hursel Disney moved and J. D. Clampitt seconded a motion to approve claims with warrant numbers as follows: 41590-41636 dated May 15, 1994; 133216-133231 dated May 13, 1994; 30094-30127 dated May 13, 1994; 29720-30093 dated May 13, 1994 and 133030-133215 dated May 12, 1994.

The motion was approved unanimously.

IN THE MATTER OF WEIGHTS & MEASURES INSPECTOR'S REPORT

Mr. Charles Colbert, Hendricks County Weights and Measures Inspector's report was acknowledged by the Commissioners and will be placed in the Commissioners' office for future reference.

IN THE MATTER OF JOINT MEETING OF COUNCIL AND COMMISSIONERS

Ms. Russell informed the Commissioners that the County Council wishes to have a joint meeting with the Commissioners on June 7, 1994 at 1:00 P.M. relative to the Cumulative Bridge Fund.

IN THE MATTER OF MINUTES

Hursel Disney moved and Richard Myers seconded the motion to approve the minutes for the May 9, 1994 meeting. The motion was approved unanimously.

There being no further business presented the meeting recessed at 4:50 P.M.

Richard P. Myers
Hursel C. Disney
John D. Clampitt
Hendricks County Commissioners

ATTEST: *Marthalyn Percy*
Secretary

MAY 23, 1994

The Hendricks County Commissioners met in their regular session on Monday, May 23, 1994 at 11:00 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

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|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthalyn Percy | Secretary to Commissioners |
| Russell Lawson | Hendricks County Road Supervisor |
| Walter Reeder | Hendricks County Engineer |
| Robert Jarzen | Hendricks County Plan Commission Administrator |
| Susan Fair | Hendricks County Personnel Director |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF HEATING/AIR CONDITIONING BIDS

Two bids were received and opened for the Heating/Air Conditioning of the Courthouse and they are as follows:

| | |
|--|-------------|
| Honeywell, Inc. (Conditional bid with several alternatives) | |
| Alternate No. 1 | \$23,038.00 |
| Dial One Meridian Heating/Air Conditioning (Regular bid with several alternates) | |
| Alternate Bid | \$25,539.00 |

Commissioner Disney moved to acknowledge the receipt of two bids and refer them to staff for review and recommendation at the June 6, 1994 meeting. Commissioner Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF COMPLAINT

Jim Mosier appeared to discuss with the Commissioners a problem of excessive noise in his neighborhood caused by a boom box in the car of a young resident there.

The County Sheriff has indicated to him that they can not enforce anything without a proper ordinance on file.

Following discussion on problems and procedures relative to this matter the Commissioners agreed to have the County Attorney investigate the possibilities of creating a Noise Ordinance.

IN THE MATTER OF LIBERTY WATER COMPANY

Mr. Lee Comer, Mr. Mark Matthews, Mr. Brad Valentine, Superintendent of the Mill Creek Community Schools, Mr. John Skomp with Municipal Consultants and Mr. Calvin Davidson were present to discuss a need to run a water main from where the

Cartersburg Road hooks into U. S. 40 to Belleville and on down U. S. 40 with a branch off to the Clayton School and one off to the Cascade School.

The owners proposed that the County either loan them the necessary funds or issue bonds to be repaid from grants generated by the water utility. It was determined that the taxpayers could wind up making the bond payments.

Estimated project costs were distributed to the Commissioners with preliminary cost estimates on page two and Waterworks Improvements on the last page being given attention.

There was discussion on the creation of a Regional Water Board similar to the Regional Sewer Board. There was also discussion on the funding and it was decided that these representatives of the Liberty Water Company and other interested parties should appear before the Council which is the fiscal body and responsible for the approval of the funding of any projects of this kind.

IN THE MATTER OF COMPLAINT

Paul and Iris Hiatt appeared to discuss a trash problem and the need for a thorough cleanup near their residence.

Mrs. Hiatt distributed photographs and a map depicting this area and solicited help in the cleanup.

The Commissioners informed Mr. and Mrs. Hiatt that this problem had been brought to their attention recently and plans are to post no parking signs in that area in addition to cleaning it up.

IN THE MATTER OF CUT PERMIT

A letter was presented requesting consideration and approval of a proposed county road cut located on County Road 625 East about 0.5 miles south of the U. S. 36 intersection. The cut is necessary to discharge storm water from Section 1 of Thornridge Subdivision to an off-site swale that drains to White Lick Creek.

A thirty-three inch diameter reinforced concrete pipe will be installed from a catch basin ten feet east of the pavement edge to an outlet structure about ninety feet west of the pavement edge. Compacted aggregate backfill will be installed from the trench bottom to the bottom of the pavement section, a depth of approximately eight feet. This backfill will be installed the full pavement width plus one additional foot beyond the pavement edges. The pavement will be replaced per current County section strength requirements for a rural collector. Site grading and seeding will be completed for the areas adjacent to the roadway. The contractor will be responsible for maintaining this repaved area for a period of three years from the project completion.

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the cut permit request per staff recommendation and with the standard maintenance agreement. The motion was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter was presented from Samuel L. Moore & Associates, Inc. requesting permission for open cutting of County Road 600 South. Two cuts are required, the first cut will be used to install an eight inch watermain to serve the proposed Center Ridge Subdivision. The second cut will allow installation of a sanitary sewer forcemain. Both cuts will be made just east of County Road 675 East.

Hursel Disney moved and J. D. Clampitt seconded a motion to approve this road cutting request per staff recommendation and with the standard three year maintenance agreement.

The motion was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter was presented from Ameritech requesting permission to make an opening within the public right-of-way to maintain and provide additional telephone facilities on County Road 400 East and Victoria Lane.

The work will commence and be complete within ninety days upon permit issue date. All disturbed surfaces will be restored by Indiana Bell upon completion of the work.

Commissioner Clampitt moved per staff recommendation to allow this push by Ameritech at County Road 400 East and Victoria Lane. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter was presented from the United Telephone Company of Indiana, Inc. requesting permission to erect all necessary cable, pedestals and attachments thereto or underground conduits as will be necessary and proper to be done along and adjacent to the county highway, being a part of the highway system of Hendricks County, Indiana, and especially along the following location: County Road 500 North 1,942 feet west of County Road 625 West on the south side of the road.

Sketches of drawings showing the exact location, dimensions, depth of opening or distance from the main portion of the traveled highway, and a print of the same is to be furnished by United Telephone Company.

The purpose of such work is as follows: To replace existing deteriorated cable. If this application for permit is granted, we hereby agree to place the portion of the highway or the part adjacent thereto in as good condition as it is now, and to backfill any trench or opening by thoroughly tamping the backfilling in layers not exceeding four inches deep, and to maintain the surface which has been disturbed in a smooth and uniform condition for a period of six months after the work is completed.

We further agree to indemnify the County of Hendricks against any claims for injury of damage to persons or property and to execute a bond conditioned to pay such damage if required by your Board.

We further agree to notify the Hendricks County Highway Department in writing five days in advance of the time of beginning the work done under this permit, and to mail a copy of this notice to its local superintendent; also to notify the local superintendent either by telephone or telegraph the day preceding the beginning of the work.

Hursel Disney moved per staff recommendation to approve the cut permit request from the United Telephone Company of Indiana, Inc. with the standard three year maintenance agreement. The motion was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter was presented from Mr. Tim Venable for a cut permit for Venable's Subdivision, Minor Plat No. 535/WA93-04.

The eight inch MainLine sewer will start at the existing man hole #4. Located at the south east corner of Hurst Drive where Venable Drive Wye's into Hurst Drive.

The eight inch MainLine will then go thirty feet north across Hurst Drive. Hurst Drive will be cut and the eight inch MainLine will be approximately five to six feet below road grade.

The eight inch MainLine will then go north in the east right-of-way of Venable Drive approximately 442 feet. It will then cross Maple Lane approximately thirty feet and connect to the new #3 man hole located in the north right-of-way at Maple Lane.

The eight inch MainLine will then go west approximately 200 feet in the north right-of-way of Maple Lane. The eight inch MainLine will then cross a twelve foot private drive located two feet east of Lot No. 2's east utility easement.

The eight inch MainLine will then hook up to the new #2 man hole located in the right-of-way at the south east corner of Venable Subdivision Lot #2 utility easement.

The eight inch MainLine will then go north in the Venable Subdivision Lot #2 utility easement. Going north approximately twenty feet to the first six inch lateral Wye connection for the existing farm house on Lot #2 of Venable Subdivision.

The eight inch MainLine will then go north in the utility easement approximately 230 feet to the new #1 man hole located in the southeast corner of Venable Subdivision Lot #1.

The second six inch lateral for the single story accessory building will hook up to the new #1 man hole at this point.

The eight inch MainLine will then go north in the Venable Subdivision Lot #1 utility easement approximately forty feet where the third and final six inch lateral Wye will hook into the eight inch MainLine sewer. This third lateral Wye is for the proposed one story home on Lot #1. This completes the eight inch MainLine sewer, it's man hole's and the three required six inch lateral hook-ups.

Commissioner Disney moved and Commissioner Clampitt seconded a motion to approve the request per staff recommendation for Venable's Subdivision. The motion was approved unanimously.

IN THE MATTER OF FA2 FORM

The County Engineer presented FA2 forms for resubmission and J. D. Clampitt moved to authorize the President of the Commissioners to execute this document per staff recommendation. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF SUBDIVISION

Pines of Avon - The Engineer recommended that the performance bond be reduced to an amount of \$190,000.

Upon a motion by J. D. Clampitt seconded by Hursel Disney, approval was granted for the bond reduction as recommended. The motion was approved unanimously.

IN THE MATTER OF AMENDED HENDRICKS COUNTY, INDIANA CAPITAL IMPROVEMENT PLAN

Commissioner Clampitt moved to authorize the County Engineer to proceed with advertising and a public hearing for the Amended Hendricks County, Indiana Capital Improvement Plan.

Commissioner Disney seconded the motion and the motion was approved unanimously.

The date of June 27, 1994 at 1:30 P.M. was established for the public hearing.

IN THE MATTER OF COUNTY ROAD 100 NORTH (TENTH STREET)

J. D. Clampitt moved to authorize the County Engineer to present a letter to the County Council relative to County Road 100 North (Tenth Street) requesting an additional appropriation of \$450,000 from EDIT funds for the road widening project which includes engineering design, right-of-way acquisition and construction of the project. The bridge improvement involved in this project will be funded through the Cumulative Bridge Fund.

Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF PROPOSALS

Walter Reeder, County Engineer, presented proposals for labeling all circuits located in the Courthouse. Four requests were sent out but only two responses were received. They were from:

| | |
|-----------------------|------------|
| A-1 Electric Company | \$2,675.00 |
| Avon Electric Company | \$1,200.00 |

Commissioner Disney moved per staff recommendation to accept the proposal from Avon Electric as the lowest most responsive and responsible proposal received in the amount of \$1,200.00. Commissioner Myers seconded the motion which was approved unanimously.

IN THE MATTER OF CREDIT APPLICATION

Mr. Reeder presented an application for credit from Lowe's for the Commissioners' approval.

J. D. Clampitt moved and Hursel Disney seconded a motion to approve a request for credit from Lowe's to enable the county to expedite the maintenance of county buildings with needed supplies.

The motion was approved unanimously.

IN THE MATTER OF SUPERIOR COURT NO. 3

Mr. Reeder reported on the investigation of the building on the west side of the square formerly known as Nita's for use of Superior Court No. 3.

It could be used temporarily for a court room but it was recommended that further investigation is warranted to determine the cost to rent if the county remodels versus the cost if the owner does the remodeling with a report to be given both ways.

IN THE MATTER OF JAYCEE'S JULY 4TH FIREWORKS

Jeff Dever, representing the local Jaycee's, came before the Commissioners seeking permission to set up the July 4th Fireworks Display on county property south of U. S. 36 and east of Shady Lane.

Hursel Disney moved and J. D. Clampitt seconded a motion to approve this request. The motion was approved unanimously.

Mr. Devers also requested permission to use the Restrooms in the Courthouse during Swap and Shop Days, October 9th and 10th. He was advised that the Courthouse Rotunda will be open then for the Hendricks County Quilt Club for their display but that he should still contact Mr. Cassity, the Courthouse Custodian, for arrangements.

IN THE MATTER OF REPORT FROM INDIANA UNIVERSITY
SCHOOL OF PUBLIC AND ENVIRONMENTAL AFFAIRS

Bob Jarzen, Plan Commission Administrator, presented a printed booklet from the School of Public and Environmental Affairs Planning Workshop of Indiana University with the reports of the students who appeared before the Commissioners in January and February and which included the results of their surveys in Hendricks County.

This booklet will be placed in the Commissioners' office for future reference.

IN THE MATTER OF APPOINTMENT

Mr. Jarzen also presented a letter from the City of Indianapolis granting the opportunity for the County to recommend a citizen to serve on a Citizens Advisory Committee (CAC) for the transportation planning activities performed by the Indianapolis Metropolitan Planning Organization (MPO).

Following some discussion on this matter the Commissioners recommended that Mr. Jarzen contact Mr. Stanley Shartle for this position.

IN THE MATTER OF RE-DEVELOPMENT COMMISSION

Mr. Jarzen requested a contact person for the Re-Development Commission and was advised to contact Mr. Harold Hiser.

IN THE MATTER OF DANVILLE LANDFILL

The Commissioners were advised that the Danville Landfill had requested annexation into the Town of Danville and that is now currently under appeal. Waste Management does not want to wait and is asking for a Site-Plan Review for a Gas Methane Recovery System.

IN THE MATTER OF PERSONNEL MATTERS

Susan Fair, Hendricks County Personnel Director, discussed the problem of withholdings for the employees who wished to have contributions to United Way made as a payroll deduction.

Ms. Fair also discussed the 1995 Holiday Schedule and will make a written presentation on June 6th.

Danville High School will be offering Word Perfect training classes and there will be more information forthcoming on this.

There was discussion on employee time cards not being signed by employees or the Department Head. The Commissioners instructed her to distribute memo's to all office holders relative to the importance of this being completed.

IN THE MATTER OF CLAIMS

J. D. Clampitt moved and Hursel Disney seconded a motion to approve claims with warrant numbers as follows: 133248-133255 dated May 18, 1994; 133258-133950 dated June 1, 1994 and 41640-41649 dated June 1, 1994.

The motion was approved unanimously.

IN THE MATTER OF SIX POINTS INTERCHANGE

Hursel Disney moved to have the Engineer's office prepare two letters, one to the Mayor of Indianapolis and the other to the Indianapolis Airport Authority, to thank them for their participation in helping secure the Six Points Interchange for the residents of Hendricks County.

J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF WEST CENTRAL COMMISSIONERS' ASSOCIATION

The Commissioners instructed their Secretary to send memo's to all office holders inviting them to a dinner being hosted by the West Central Commissioners Association to be held at the Plainfield Elk's Club on June 22nd with their RSVP to be made to Mary Jane Russell, Hendricks County Auditor. There will be no charge for the dinner. Spouses are not invited.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes for the May 16, 1994 meeting. The motion was approved unanimously.

There being no further business presented the meeting recessed at 4:05 P.M.

Richard P. Myers
John D. Clampitt
 Hendricks County Commissioners

ATTEST: *Marthalyn Percy*
 Secretary

JUNE 6, 1994

The Hendricks County Commissioners met in their regular session on Monday, June 6, 1994 at 10:00 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthalyn Percy | Secretary to Commissioners |
| Russell Lawson | Hendricks County Road Supervisor |
| Walter Reeder | Hendricks County Engineer |
| Dennis Slaughter | Hendricks County Plan Commission Planner |
| Susan Fair | Hendricks County Personnel Director |
| John Parsons | Hendricks County Systems Analyst |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF HIGHWAY BUSINESS

Russell Lawson, Hendricks County Highway Supervisor, presented a letter from the residents of Guilford Township living on East County Road 851 South formerly called Guthrie Road who are requesting that the road be resurfaced.

Following discussion J. D. Clampitt moved to add their request to the list for road paving as soon as funds are available. Hursel Disney seconded the motion which was approved unanimously.

There was discussion on the need for additional "No Parking" signs to be erected in the area near the Moslem Center. The Commissioners agreed that this should be done.

IN THE MATTER OF MODERN VENDING, INC.

A letter from Modern Vending, Inc. informed the Commissioners of a product cost increase effective July 1, 1994 and requested their decision on whether to increase the cost to 55¢ per can or to reduce the county's commission by 3%.

The Commissioners agreed to reduce their commission in order to leave the price the same for patrons wishing a thirst quencher.

IN THE MATTER OF TENTH STREET AND RACEWAY ROAD

The County Engineer discussed a drainage problem at the corner of Tenth Street and Raceway Road.

Option one would be to replace the field tile which would require an easement to the property. The second option would be to create a manhole and

work down and this would not require a right-of-way easement.

Hursel Disney moved per staff recommendation to amend the contract with Roberts Excavating at an estimated cost of \$20,000 to correct the problem. J.D. Clampitt seconded the motion and the motion was approved with Commissioner Clampitt and Commissioner Disney both voting aye and Commissioner Myers voting nay to avoid the appearance of impropriety.

IN THE MATTER OF BOND RELEASE

Bridge No. 83 and Bridge No. 120 - The Engineer recommended that since the performance bonds have been held for two years and both bridges have been completed, these bonds should now be released.

J. D. Clampitt moved and Hursel Disney seconded a motion per staff recommendation to release the performance bonds for Bridge No. 83 and Bridge No. 120. The motion was approved unanimously.

IN THE MATTER OF LETTERS OF APPRECIATION

The Commissioners signed letters written to Mayor Goldsmith and to the Indianapolis Airport Authority to express appreciation for their efforts in securing funding for the I-70/Six Points Road Interchange.

IN THE MATTER OF SUBDIVISIONS

Hollow Brook: The Engineer recommended that the original performance bond amount be revised from \$425,000 to \$239,000.

Hollow Brook West: The Engineer recommended that the original performance bond amount be revised from \$157,000 to \$100,000.

Hadley Hills - The Engineer recommended that the performance bond requirement be released and, since it would be under \$1,000, that the maintenance bond requirement be waived.

Hursel Disney moved and J. D. Clampitt seconded a motion, per staff recommendation to approve the bond reductions for Hollow Brook and Hollow Brook West. The motion was approved unanimously.

Commissioner Disney moved per staff recommendation to approve the release of performance bond and waiver of the maintenance bond requirement for Hadley Hills. Commissioner Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF SUBDIVISIONS

Gailcrest - Section 4 - The Engineer recommended that the performance bond be released upon receipt of a maintenance bond in the amount of \$27,200.

Gailcrest - Section 5 - The Engineer recommended that the performance bond be released upon receipt of a maintenance bond in the amount of \$12,800.

Hursel Disney moved and J. D. Clampitt seconded a motion per staff recommendation to approve the performance bonds be released upon receipt of maintenance bonds. The motion was approved with J. D. Clampitt and Hursel Disney voting aye and Richard Myers abstaining to avoid the appearance of impropriety.

Minor Plat No. 365 - The Engineer recommended that the performance bond be released upon receipt of a maintenance bond in the amount of \$1,000.

Commissioner Clampitt moved and Commissioner Disney seconded a motion to approve the request per staff recommendation. The motion was approved unanimously.

Westridge Estates, Section 1 - The Engineer recommended that since the work was not completed and the letter of credit was due to expire June 14th that the letter of credit be forfeited.

J. D. Clampitt moved and Hursel Disney seconded a motion that notice should be sent to the developers advising them that unless a new letter of credit is received and approved we must notify the issuer of credit that the county will call for the money and do the required work.

The motion was approved unanimously.

IN THE MATTER OF WHITE LICK CREEK ESTATES

Commissioner Clampitt moved and Commissioner Disney seconded a motion to authorize twenty mile per hour speed limit signs to be erected at White Lick Creek Estates and that the Sheriff's Department should be notified of this change. The motion was approved unanimously.

IN THE MATTER OF BRIDGE PROJECTS

Walter Reeder, County Engineer, explained that previously the Commissioners had selected Engineering Consultants for three bridge projects that were put on hold due to funding. These projects are now reinstated and contracts were presented for Bridge No. 53 with Gannett Fleming, Inc., Bridge No. 220 with HNTB and Bridge No. 240 also with HNTB.

The Commissioners executed the engineering agreements.

IN THE MATTER OF COURTHOUSE HEATING/AIR CONDITIONING

Mr. Reeder presented the bids which were previously opened for the heating-air conditioning of the County Courthouse as follows:

Honeywell - \$23,038.00 and Dial One - \$25,539.00 with alternates.

Staff recommended Honeywell because they will be responsible for everything and will give the most complete coverage.

Teresa Bart from Dial One was present and made remarks relative to the company she represented and there abilities to do the job.

Following discussion, Commissioner Clampitt moved to accept the bid of Honeywell, per staff recommendation, as the lowest most responsive and responsible bid received for \$23,038.00. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF COUNTY OWNED TELEPHONES

The Commissioners were asked whether or not the telephones for each office should be moved to the new Administration Building or whether they should be left in the Courthouse and all new ones be purchased for the Administration Building.

Discussion followed and the Commissioners recommended that all office holders should take their own phones to the new building.

IN THE MATTER OF SEMINAR

Mr. Reeder requested that his employee from the Engineer's Department, Kit Emlinger, be permitted to attend a Genasys Seminar to be held July 11, 12 and 13th at Fort Collins, Colorado which will address all problems of software and maintenance for the system being used in the Engineer's office.

J. D. Clampitt moved and Hursel Disney seconded a motion to approve this request at a cost of \$786.00. The motion was approved unanimously.

IN THE MATTER OF LETTER TO 4-H FAIR BOARD

The Commissioners signed a letter to the 4-H Fair Board relative to filling of the low area southeast of the Fairgrounds. A copy of this letter is on file in the Commissioners' office.

IN THE MATTER OF COMPUTERS FOR ASSESSOR AND EXTENSION OFFICES

John Parsons, County Systems Analyst, reported that he had approached the Data Processing Board relative to the needed computers in the Extension Office and the Assessor's Office and received their approval for the purchase of two computers. He agreed to pursue this with payment to come from the Cumulative Capital Fund but was told by Mr. Reeder that it must be advertised as an additional appropriation.

The Commissioners instructed him to advertise for the July Council meeting in the amount of \$71,000 for two computers.

IN THE MATTER OF PERSONNEL MATTERS

Susan Fair, County Personnel Director, informed the Commissioners that Danville High School has agreed to offer classes in beginning Computer starting July 5th on Tuesday and Thursday evenings at a cost of \$50 per person. They will also offer a course in "Word Perfect".

The Commissioners instructed Mrs. Fair to take a survey of county employees to see how many might be interested in taking either of these courses.

IN THE MATTER OF 1995 HOLIDAY SCHEDULE

The Personnel Director presented a proposed Holiday schedule for 1995 and after some discussion the Commissioners approved the schedule, by a motion by J. D. Clampitt seconded by Hursel Disney. The motion was approved unanimously.

1995 HOLIDAY SCHEDULE

New Year's Day

Martin Luther King Day

President's Day

Good Friday

Memorial Day

Monday, January 2, 1995

Monday, January 16, 1995

Monday, February 20, 1995

Friday, April 14, 1995

Monday, May 29, 1995

Christmas '95

Independence Day

Labor Day

Veterans Day Observed

Thanksgiving Day

Lincoln's Birthday Observed

Columbus Day Observed

Christmas Day

Tuesday, July 4, 1995

Monday, September 4, 1995

Friday, November 10, 1995

Thursday, November 23, 1995

Friday, November 24, 1995

Friday, December 22, 1995

Monday, December 25, 1995

IN THE MATTER OF DRUG FREE WORK PLACE POLICY

Mrs. Fair informed the Commissioners that notification has been received which indicates that the county is now out of compliance with the Drug Free Work Place Policy.

Our Personnel Policy will need to be amended accordingly.

Commissioner Disney moved that the current Personnel Policy be amended in the proper area to comply with State and Federal guidelines. Commissioner Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF ZONING AMENDMENTS

Dennis Slaughter, Hendricks County Planner, presented three zoning amendments for consideration of the County Commissioners as follows:

TZA 94-02 Section 1. Amendment to Appendix 1: Official Schedule of District Regulations/Schedule of Uses for Automotive Services (Page A-11) of the Hendricks County Zoning Ordinance as follows:

Add Tire (Sales and Service) as a land use category as a permitted use in C-2, C-4, and SC Commercial Zoning Districts and in the I-2, I-3, and I-4 Industrial Districts.

Following some discussion, Commissioner Clampitt moved to approve zoning amendment TZA 94-02 per staff recommendation. Commissioner Disney seconded the motion and the motion was approved unanimously.

TZA 94-03 Dealer Sales, Service and Repair - Permitted Use

TZA 94-04 Body Shop - Permitted Use

Hursel Disney moved to continue the last two rezoning amendment requests pending further investigation. J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF SUPERIOR COURT III

Ms. Karen Love appeared to discuss Superior Court III with the Commissioners and to question what plans were being made for office facilities for the office. She was informed that space in the Courthouse is now at a premium and the offices which are going to the new Administration building will not be moving until the fall of 1995. Therefore it will be difficult to provide space in the Courthouse for the new Court at the beginning of 1995. Much discussion was held relative to this problem.

Mrs. Love informed the Board that if she was elected she would not accept an office and Courtroom outside the Courthouse. Finally it was decided that temporarily the room formerly used by Superior Court II on first floor could be utilized.

for the office space and Superior Court III will have to use a vacant Court Room of the other three Courts as it can be arranged. Also it was noted that the Video Room could be used for hearings.

It was decided that Mr. Bob Carroll should contact Mr. Don Wright and notify him that the county is no longer interested in his building since it has been arranged to house Superior Court III within the Courthouse.

IN THE MATTER OF DUMPSTER FOR CLERK'S OFFICE USE

Connie Lawson, County Clerk, requested permission from the Commissioners to make some kind of arrangements for a dumpster to be utilized for the use of the Clerk's office as they are cleaning out old records in the basement.

The Commissioners authorized the Engineer's office to make arrangements for Ms. Lawson to have a dumpster either by purchase, rent or lease to be funded from the Special Contract appropriation.

IN THE MATTER OF SUBSTANCE ABUSE TASK FORCE

Steve Schmalz, Juvenile Probation Director for Circuit Court, reported that some funds allocated for the use of the Schools was not completely utilized and there was some to be refunded. He ask what procedure he should use to do this.

The Commissioners recommended that he discuss this with the representatives of the State Board of Accounts who are in the Courthouse doing auditing now.

IN THE MATTER OF SERVICE AGREEMENT

Mary Jane Russell, Hendricks County Auditor, presented a tax sale contract for 1994 from S R I, Inc.

The Commissioners executed this instrument.

IN THE MATTER OF CREDIT APPLICATION

Hursel Disney moved and J. D. Clampitt seconded a motion to allow a credit application to be sent to Radio Shack for the Election Board.

The motion was approved unanimously.

IN THE MATTER OF CLAIMS

Commissioner Disney moved and Commissioner Clampitt seconded a motion to approve claims with warrant numbers as follows: 133985-134013 dated June 1, 1994; 41650-41665 dated June 15, 1994; 134021-134372 dated June 15, 1994 and 134373-134565 dated June 15, 1994.

The motion was approved unanimously.

IN THE MATTER OF VETERANS SERVICE OFFICER'S REPORT

The Commissioners acknowledged the monthly report of Billie J. Holmes, Hendricks County Veterans Service Officer. This report will be filed in the Commissioners' office for future reference.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes for the May 25, 1994 meeting. The motion was approved unanimously.

There being no further business presented the meeting recessed at 3:30 P.M.

Richard P. Myers
Hursel C. Disney
John D. Clampitt
 Hendricks County Commissioners

ATTEST: *Marthalyn Percy*
 Secretary

JUNE 13, 1994

The Hendricks County Commissioners met in their regular session on Monday, June 13, 1994 at 11:00 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthalyn Percy | Secretary to Commissioners |
| Russell Lawson | Hendricks County Road Supervisor |
| Walter Reeder | Hendricks County Engineer |
| Susan Fair | Hendricks County Personnel Director |
| Mary Anne Lewis | Hendricks County Animal Control Officer |
| Deanna English | Hendricks County Environmental Health Director |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF CARTERSBURG FISH FRY

Mr. Bob Lanham requested that the County Commissioners allow the roads to be blocked for the annual Cartersburg Fish Fry to be held June 16, 17 and 18, 1994. He also requested that the Highway Department place the blockades on Wednesday, June 15th.

The Commissioners authorized the Highway Department to place barricades for this event.

IN THE MATTER OF CUT PERMITS

A letter from Ameritech was presented requesting permission to make an opening within the public right-of-way on County Road 900 East and County Road 400 North.

This work is necessary to maintain and provide additional telephone facilities.

All disturbed surfaces will be restored by Ameritech upon completion of the work and the work will commence and complete within ninety days of the permit issue date.

A second letter from Ameritech was presented requesting permission to make an opening within the public right-of-way to maintain and provide additional telephone facilities on County Road 200 South east of Andrews Drive.

All disturbed surfaces will be restored by Ameritech upon completion of the work and the work will commence and complete within ninety days of the permit issue date.

Commissioner Clampitt moved and Commissioner Disney seconded a motion to approve the cut permit requests per staff recommendation with the standard three year maintenance agreement. The motion was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter was presented from the Indianapolis Water Company requesting permission to make an opening within the right-of-way of Dan Jones Road at proposed Clark's Creek Court and the proposed entrance to Hollow Brook West Subdivision.

The work is necessary to provide service. The main extension will begin and be completed with restoration within ninety (90) days of the permit issue date.

Commissioner Clampitt moved, per staff recommendation, to approve the request subject to the standard maintenance agreement. Commissioner Disney seconded the motion and the motion was approved unanimously.

A second letter was presented from the Indianapolis Water Company requesting permission to make an opening within the right-of-way of County Road 100 North. This project extends from State Road 267 easterly 2500 feet to the subdivision of Harvest Ridge, Section 1. All mains will lay within easement provided. The work is necessary to provide water service.

The main extension will begin and be completed with restoration within ninety (90) days of the permit issue date.

J. D. Clampitt moved per staff recommendation to approve this cut permit request. Hursel Disney seconded the motion and the motion was approved unanimously.

IN THE MATTER OF SUBDIVISIONS

Timber Bend - Section II - The Engineer recommended that the performance bond be reduced to an amount of \$33,000.

Timber Bend - Section III - The Engineer recommended that the performance bond be reduced to an amount of \$73,000.

Minor Plat No. 459 - The Engineer recommended that the performance bond be reduced to an amount of \$3,500.

Minor Plat No. 526 - The Engineer recommended that the performance bond be released and since it would be under \$1,000, that the maintenance bond requirement be waived.

Mallard Crossing - Section II - The Engineer recommended that the maintenance bond be released.

Commissioner Clampitt moved and Commissioner Disney seconded a motion to approve the above listed bond reductions as requested. The motion was approved unanimously.

IN THE MATTER OF CLAIMS

J. D. Clampitt moved to approve claims with warrant numbers as follows:
134567-134571 dated June 3, 1994; 134583-134588 dated June 8, 1994; 134575-134582 dated June 9, 1994; 30802-31156 dated June 10, 1994; 31157-31196 dated June 10, 1994; 134589-134604 dated June 10, 1994; 31221-31222 dated June 10, 1994; 134608-134645 dated June 13, 1994 and 41667-41714 dated June 15, 1994.

The motion was approved unanimously.

The meeting recessed for lunch and resumed at 1:00 P.M. for further business.

IN THE MATTER OF TOWN OF AVON

Mr. Bill Bailey, representing the Petitioners for the Incorporation of the Town of Avon, respectfully requested the Commissioners to allow the withdrawal of the Petition due to technicalities beyond their control.

Aaron Haith, Attorney representing the Remonstrators, requested that the Commissioners withdraw the petition to incorporate the Town of Avon and that it not be re-submitted for one year.

Gregory Steuerwald, County Attorney, stated that the Commissioners can legally withdraw the petition if they so desire.

Hursel Disney moved to honor the request of Mr. Bill Bailey to withdraw the petition. J. D. Clampitt seconded the motion and the motion was approved unanimously.

IN THE MATTER OF ZONING AMENDMENTS

Commissioner Disney requested that the Zoning Amendments be continued for at least thirty days to allow further investigation into this matter. Commissioner Clampitt seconded the motion which was approved unanimously.

The date of July 11th at 1:00 P.M. was established for the zoning amendments to be heard.

IN THE MATTER OF PERSONNEL MATTERS

Susan Fair, County Personnel Director, reported that the survey relative to interested employees participating in the computer classes, resulted in a total of seventeen replies at this time.

The Commissioners authorized the Personnel Director to enroll the interested employees in the computer classes and to fund the payment from the Special Contract appropriation in their budget.

Classes will start July 5th and will be twice weekly through July 28th.

IN THE MATTER OF ANIMAL CONTROL

Mary Anne Lewis, County Animal Control Officer, reported that the Flyer newspaper would like to accompany the Animal Control members when they are on the road and present a story about them.

The Commissioners agreed to allow this subject to the Flyer submitting a disclaimer that the county will not be responsible for any liability that might occur.

IN THE MATTER OF PIGEON CONTROL

Deanna English, County Environmental Health Director, discussed the pigeon problem around the Courthouse with the Commissioners. She reported that in a conversation with Purdue officials she had been advised to seek professional exterminators. There was some discussion of using poison but there is fear that other fowl might be killed innocently.

Tanglefoot was put down last spring and it was decided that this should be used again.

IN THE MATTER OF SOUTH ELEMENTARY BUILDING

An invitation was extended to the Commissioners for a "Walk Through" at the South Elementary Building on Wednesday, June 15, 1994 at 9:00 A.M.

IN THE MATTER OF CUMULATIVE BRIDGE FUND

Hursel Disney moved to re-establish the Cumulative Bridge Fund for a period of three years at a rate of thirteen cents (.13¢). J. D. Clampitt seconded the motion which was approved unanimously.

Mr. Steuerwald was authorized to prepare the necessary resolution and notices to the public to re-establish the fund.

IN THE MATTER OF CUMULATIVE CAPITAL DEVELOPMENT FUND

J. D. Clampitt moved to re-establish the Cumulative Capital Development Fund for a period of three years at a rate of ten cents (.10¢).

Hursel Disney seconded the motion which was approved unanimously.

Mr. Steuerwald was authorized to prepare the necessary resolution and notices to the public to re-establish the fund.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes for the June 6, 1994 meeting. The motion was approved unanimously.

There being no further business presented the meeting recessed at 3:15 P.M.

ATTEST:

Marthalyn Pearcy
Secretary

Richard P. Myers
Hursel C. Disney
John D. Clampitt
Hendricks County Commissioners

JUNE 7, 1994

The Hendricks County Commissioners met jointly with the County Council relative to county budgets, etc. on June 7, 1994 in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|---------------------|--------------------------------|
| Richard P. Myers) | |
| Hursel C. Disney) | |
| John D. Clampitt) | Hendricks County Commissioners |
| J. Kenneth Givan) | |
| Barbara Ford) | |
| Linda Watson) | |
| Richard Turpin) | Hendricks County Council |
| Hunt Palmer) | |
| Larry Hesson) | |
| John A. (Bud) Daum) | |
| Mary Jane Russell | Hendricks County Auditor |

IN THE MATTER OF COUNTY BUDGETS

Discussion was held relative to county budgets, etc. No action was taken.

There being no further business the meeting recessed.

Richard P. Myers
John D. Clampitt
 Hendricks County Commissioners

ATTEST: *Marthalyn Pearcy*
 Auditor

JUNE 20, 1994

The Hendricks County Commissioners met in their regular session on Monday, June 20, 1994 at 9:50 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthalyn Pearcy | Secretary to Commissioners |
| Russell Lawson | Hendricks County Road Supervisor |
| Walter Reeder | Hendricks County Engineer |
| Robert Jarzen | Hendricks County Plan Commission Administrator |
| Susan Fair | Hendricks County Personnel Director |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF HIGHWAY BUSINESS

Russell Lawson, Hendricks County Highway Superintendent, received congratulations from the Commissioners upon receipt of a Certificate presented to him by the North West Hendricks School Corporation recognizing individuals whose contributions go above and beyond the normal exceptions of their job.

IN THE MATTER OF HIGHWAY BIDS

After the review of bids on signs for the Highway Department, Hursel Disney moved that the Board should require the people in charge of purchasing signs to make their decisions by using the line to line items listed on the bids instead of recognizing the bidder for the entire bid. J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF SUBDIVISIONS

Pine Creek Village - The Engineer recommended that the performance bond be released upon receipt of a maintenance bond in the amount of \$4,400.

Minor Plat No. 567 - The Engineer recommended that the performance bond requirement be released and since it would be under \$1,000, that the maintenance bond requirement be waived.

Larr's Addition - The Engineer recommended that the performance bond be released and since it would be under \$1,000, that the maintenance bond requirement be waived.

SPR NO. 33 - Brownsburg Storage (John Wittman) - The Engineer recommended that the performance bond be released upon receipt of a maintenance bond in the amount of \$3,000.

Commissioner Disney moved and Commissioner Clampitt seconded a motion to approve the bond reductions, per staff recommendation. The motion was approved unanimously.

IN THE MATTER OF CUT PERMITS

Walter Reeder presented a request on the behalf of a Developer who wished to install an offsite water line on County Road 550 East and County Road 700 North inside of Brownsburg.

J. D. Clampitt moved and Hursel Disney seconded a motion to approve this request per staff recommendation. The motion was approved unanimously.

A letter was presented from the United Telephone Company of Indiana, Inc. requesting permission to erect all necessary cable, pedestals and attachments thereto or underground conduits as will be necessary and proper to be done along and adjacent to the county highway, being a part of the highway system of Hendricks County, Indiana and especially along the following location: Hughes Road starting at State Road 75 west for 4050 feet.

Sketches of drawings showing the exact location, dimensions, depth of opening or distance from the main portion of the traveled highway, and a print of the same is to be furnished.

The purpose of such work is as follows: To provide phone service for John Wynn. The existing cable is 100% full.

If this application for permit is granted United Telephone Company agrees to place the portion of the highway or the part adjacent thereto in as good condition as it is now, and to backfill any trench or opening by thoroughly tamping the backfilling in layers not exceeding four inches deep, and to maintain the surface which has been disturbed in a smooth and uniform condition for a period of six months after the work is completed.

The telephone company further agrees to indemnify the County of Hendricks against any claims for injury of damage to persons or property and to execute a bond conditioned to pay such damage if required by your Board.

The telephone company further agrees to notify the Hendricks County Highway Department in writing five days in advance of the time of beginning the work done under this permit, and to mail a copy of this notice to its local superintendent; also to notify the local superintendent either by telephone or telegraph the day preceding the beginning of the work.

A motion was made by Commissioner Clampitt to approve this request per staff recommendation and the motion was seconded by Commissioner Disney. The result of the vote was unanimous approval.

A letter from Ameritech (Indiana Bell Telephone Company, Inc.) was presented requesting permission to make an opening in the public right-of-way to place buried telephone cable. The work is necessary to maintain and provide additional telephone facilities.

The facilities will be placed below the surface of the road right-of-way via the bore method and all right-of-way surfaces will be restored by United Telephone Company upon completion of this work.

This job should start in the mid-July 1994 time frame and will be done on County Road 200 North, one thousand feet west of Raceway Road.

Hursel Disney moved to approve the cut permit request per staff recommendation. J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF TRAFFIC STUDY

The County Engineer gave the report of a traffic study done in Crystal Springs, as a result of a complaint from Mr. John Hoover, that there are speeders in this area. He requested speed limit signs be posted.

Crystal Springs is a residential area presently consisting of one-hundred nine (109) lots. There is a medium sized hill on Crystal Springs Drive which is conducive to high speeds when traveling westbound. The road surface within the subdivision is in excellent condition.

Many children were observed using the road during the time of the observation. Several school buses were noted making pickups and drop-offs in the area.

For the most part, traffic maintained reasonable speeds through out the segment. There were no vehicles observed traveling in excess of 35 miles per hour.

The recommendation is that the area be declared an "Urban District" and be posted with 25 mile per hour signs.

Commissioner Clampitt moved and Commissioner Disney seconded a motion to approve the posting of 25 mile per hour signs per staff recommendation. The motion was approved unanimously.

IN THE MATTER OF PLAINFIELD ANNEXATION

Mr. Reeder reported that recently the Town of Plainfield annexed 1500 acres from Stafford Road to Six Points Road which takes in some of Washington Township. The question of the north-south corridor now surfaces. The Commissioners authorized the County Engineer to contact the Town of Plainfield to see how they plan to finance their part of the north-south corridor.

IN THE MATTER OF COMPREHENSIVE PLAN

There was discussion of the Comprehensive Plan and whether or not it will be put in the 1995 budget. The Commissioners instructed the Engineer to put it in the Engineer's budget.

IN THE MATTER OF "NO SOLICITING" SIGNS

Following discussion on "No Soliciting" signs being placed on the outside of the county buildings, the Commissioners agreed that this is not necessary.

IN THE MATTER OF FLOOD HAZARD ORDINANCE

Mr. Reeder reported that the county is currently in the process of re-writing the Amended Hendricks County Flood Hazard Ordinance to come into substantial compliance with State and Federal regulations. This Ordinance will be presented to the Commissioners as soon as it is completed.

IN THE MATTER OF ZONING AMENDMENT

Bob Jarzen, County Plan Commission Administrator, reported that Lee T. Comer, Attorney for William H. Frailey, Jr. has requested that the zoning amendment (ZA-56/WA94-03 be withdrawn.

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Commissioner Disney moved and Commissioner Clampitt seconded a motion to accept the request for withdrawal of the zoning amendment for Mr. William Fraley. The motion was approved unanimously.

IN THE MATTER OF NORTH WASHINGTON STREET (C.R. O)

Mr. Jarzen also noted that fifty property owners will be notified that County Road O will remain as North Washington Street.

IN THE MATTER OF APPOINTMENT

The appointment of a member to the Plainfield Plan Commission will be continued until the June 27th meeting.

IN THE MATTER OF AWARDING THE RECOGNITION PLAQUES

Susan Fair, County Personnel Director, requested a date and time for the presentation of the Recognition Plaques to the county employees. It was decided to do this on July 18th at 1:00 P.M.

IN THE MATTER OF CLARIFICATION OF FAMILY MEDICAL LEAVE

Mrs. Fair presented a clarification relative to the Family Medical Leave/Leave of Absence policy which the Commissioners approved and signed.

This addendum to the Personnel Policy will be distributed to all county employees.

The meeting recessed for lunch and resumed at 1:00 P.M. for further business.

IN THE MATTER OF AFFORDABLE HOUSING

Beth Ann Leach reported on the Affordable Housing project noting that five homes have been repaired as a result of this program. One home in Coatesville, one in Danville, one in North Salem, one in Plainfield and one in Cartersburg.

She presented a sample Ordinance for consideration of the Commissioners. The County Attorney will prepare one for this county and present it to the Commissioners to review.

Commissioner Clampitt complimented Mrs. Leach upon her good work with the Senior Citizens of Hendricks County and especially her assistance with the Affordable Housing project.

IN THE MATTER OF GOLDEN VERSUS HENDRICKS COUNTY

Seth Lewis, Attorney, reported to the Commissioners the results of the Golden versus Hendricks County case over which Special Judge Thomas K. Milligan presided. The case upheld the Hendricks County Merit Board decision.

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IN THE MATTER OF BUSINESS EXPANSION FOR T. E. SCOTT

Mr. Tom E. Scott, Mr. Fred Baughman and Mr. Ken Sebring appeared to discuss the expansion of business for Mr. Scott and the need for water, sewer and road improvements. Approval of the Commissioners is necessary before they can make application to the State for grant money.

Commissioner Clampitt moved to allow the application to be sent to the State but could not obligate the County to provide funds of any kind.

Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF CLAIMS

J. D. Clampitt moved to approve claims with the following warrant numbers: 134653-134704 dated June 17, 1994.

Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF COUNTY HOME APPLICATIONS

Two applications were presented to the Commissioners for residence at the County Home. Both were recommended by the Center Township Trustee.

J. D. Clampitt moved to approve Mr. Joseph Hornbeck and Mrs. Gladys E. Hanlon for residency in the County Home. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF HISTORICAL SOCIETY

A letter from Betty Bartley, representing the Hendricks County Historical Society, was presented requesting permission to erect an exhibit "Auto Indiana: Celebrating the Automobile Indiana" from November 11th through December 11th in the Rotunda of the Courthouse.

The Commissioners gave approval subject to the Custodial approval for that time.

IN THE MATTER OF JAIL INMATE INSURANCE CO-PAY

Tom Underwood, Hendricks County Sheriff, reported to the Commissioners that effective July 1st jail inmates can be charged a co-payment on insurance. He gave papers to the county attorney relative to this new change. This will be further investigated and returned to the Commissioners at a later time.

IN THE MATTER OF NYHART INSURANCE

Jeff Fox from Nyhart Insurance and Jon Yoho, insurance broker, appeared along with Angela Brown, Ann Roberts, Betty Alderson, Lynn Williams and Judy Seinfeld.

Mr. Fox introduced Ann Roberts who gave a presentation on ICM (Individual Care Management) whose services Nyhart Insurance has recently utilized.

Mr. Fox recommended ICM to replace Intracorp which we have currently.

Following this presentation, Angela Brown explained the Wellness Program which is also available through Nyhart Insurance.

A question and answer period followed. After discussion, Hursel Disney moved, per staff recommendation, to authorize Nyhart Insurance representatives to change our County from Intracorp to Individual Care Management effective October 1, 1994. J. D. Clampitt seconded the motion and the motion was approved unanimously.

IN THE MATTER OF REINSTATEMENT OF LEASED PREMISES

The Commissioners executed the reinstatement of leased premises document which rescinds the partial release of leased premises and gives jurisdiction to the Hendricks County 4-H Fair Board over the building constructed.

IN THE MATTER OF 1995 ACCOUNTS FOR BUDGET NEEDS

Walter Reeder, County Engineer, distributed facts and figures which would establish new accounts necessary for the 1995 budget. These were reviewed and discussed.

IN THE MATTER OF LETTER FROM F.E.M.A.

The Commissioners noted a letter from F.E.M.A. relative to a letter received from Mr. Douglas D. Elmore requesting whether or not his property in Sycamore Ridge Subdivision is located within a special Flood Hazard Area.

Copies were distributed to the Engineer, Plan Commission Administrator and to the Surveyor and County Attorney.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve minutes for the June 13, 1994 meeting. The motion was approved unanimously.

There being no further business presented the meeting recessed at 4:25 P.M.

Richard P. Myers
Hursel C. Disney
John D. Clampitt
Hendricks County Commissioners

ATTEST: *Marthalyn Percy*
Secretary

JUNE 27, 1994

The Hendricks County Commissioners met in their regular session on Monday, June 27, 1994 in the Commissioners' Room on the third floor of the Courthouse at 11:00 A.M. with the following in attendance:

- | | |
|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | Secretary to Commissioners |
| John D. Clampitt) | Hendricks County Road Supervisor |
| Marthalyn Percy | Hendricks County Engineer |
| Russell Lawson | Hendricks County Plan Commission Administrator |
| Walter Reeder | Hendricks County Personnel Director |
| Robert Jarzen | Hendricks County Systems Analyst |
| Susan Fair | Hendricks County Attorney |
| John Parsons | |
| Gregory Steuerwald | |

IN THE MATTER OF HIGHWAY BUSINESS

Commissioner Clampitt reported on a problem in Hidden Valley Subdivision created by a resident putting asphalt along the berm to keep his bumper from hitting the pavement. This blocked and backed up water to the point that it was causing the pavement to disintegrate, thus the Highway Department removed the asphalt.

Following this discussion it was decided that the County Engineer will send a letter in response instructing the resident how to lower the curb.

IN THE MATTER OF RACEWAY ROAD AND TENTH STREET

The County Engineer asked the Commissioners whether or not they wished to have an official opening at Raceway Road and Tenth Street. The Commissioners responded favorably and requested that the Indianapolis officials be invited.

IN THE MATTER OF SUBDIVISIONS

Minor Plat No. 553 - The Engineer recommended that the performance bond be released and since it would be under \$1,000, that the maintenance bond requirement be waived.

Austin Lakes - Section 7 - The Engineer recommended that the performance bond be reduced to an amount of \$150,000.

Hollow Brook - The Engineer recommended that the performance bond be reduced to an amount of \$139,000.

Commissioner Myers moved to approve the bond reduction requests as recommended by staff. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF SUPPLEMENTAL AGREEMENT

Mr. Reeder presented a supplemental agreement for engineering services with Warren T. Hobson & Associates, Inc. for the consideration of the Commissioners on the County Bridge inspection program. An additional \$26,428.50 is necessary for scour screening, scour assessment, waterway data and underwater inspection.

Hursel Disney moved, per staff recommendation, to approve the supplemental agreement for \$26,428.50 with Warren T. Hobson & Associates, Inc. for the county bridge inspection program.

J. D. Clampitt seconded the motion and the motion was approved unanimously.

IN THE MATTER OF CUT PERMITS

A letter was presented from Ameritech (Indiana Bell Telephone Company) requesting permission to install a manhole and buried telephone conduits in the public right-of-way of County Road 400 East near the Lakewood Estates Subdivision, south of U. S. 40. Existing grade and drainage will not be changed. No pavement cut is required. This work will be done in the July, 1994 time frame.

A second letter from Ameritech was presented requesting permission to install buried telephone conduits in the public right-of-way of South Raceway Road. Conduits

will also be pushed under Raceway Road. No grade change will be made or existing drainage affected.

This work will be done in the July, 1994 time frame.

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the cut permit requests as recommended by staff. The motion was approved unanimously.

IN THE MATTER OF TOWN OF PLAINFIELD

A letter written to the Town Council of the Town of Plainfield was presented to the Commissioners for execution relative to Plainfield's share of the financing for the North-South Corridor project. The Town of Plainfield will be responsible for a portion of the cost of the project due to their recent annexation of a portion of the area.

IN THE MATTER OF CONTRACTOR'S PENALTIES

Mr. Reeder introduced Mr. John Trisler who held the contract for work on four bridges left from 1993. Mr. Trisler was unable to complete the work on schedule for several reasons but is requesting some consideration on the amount of penalty due the County.

The County Attorney, County Engineer and Mr. Trisler have discussed this matter and the County Engineer has recommended a total of \$26,700 based on 89 days from the first of November until the day the bridge was opened. It was the opinion of the County Attorney that Mr. Trisler should be able to recover funds from the sub-contractor who delivered materials after the due date.

Following a lengthy discussion, Commissioner Clampitt moved that we should adhere to the County Engineer's recommendation and set the penalty at \$26,700.

Commissioner Disney seconded the motion which was approved unanimously.

The meeting recessed for lunch at 12:25 P.M. and resumed at 1:15 P.M. for further business.

IN THE MATTER OF BIDS FOR HIGHWAY TRACTOR-MOWER

The following bids were received for the Highway Tractor-Mower:

| | |
|-------------------------------|-------------|
| Bright Equipment, Inc. | \$35,849.00 |
| Reynolds Farm Equipment, Inc. | \$32,190.00 |
| Gary Rogers Company | \$31,980.00 |

J. D. Clampitt moved to acknowledge the receipt of the bids and to take them under advisement and refer them to staff for review and recommendation on July 11, 1994.

Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF AMENDED INDIANA CAPITAL IMPROVEMENT PLAN

The public hearing for the Amended Indiana Capital Improvement Plan was held with no remonstrators.

Hursel Disney moved to approve the Amended Plan with Item No. 8 being the only amendment. J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF APPOINTMENT

Commissioner Disney moved to appoint Mr. George Lander as the Republican representative to the Plainfield Plan Commission to serve at the will and pleasure of the County Commissioners for a period of four years. Commissioner Clampitt seconded the motion and the motion was approved unanimously.

Commissioner Disney moved to appoint Mr. Dean Turner, Jr. (Rocky) as the Democratic representative to the Plainfield Plan Commission to serve at the will and pleasure of the County Commissioners for a period of one year.

Commissioner Clampitt seconded the motion and the motion was approved unanimously.

The County Attorney will notify the Town of Plainfield of this action and also each of the appointees.

IN THE MATTER OF NYHART INSURANCE

Jon Yoho and Jeff Fox with Nyhart Company, and Susan Fair, County Personnel Director, presented Health Insurance information with comparative current costs and expected costs for 1995.

Much discussion followed and Debbie England, Payroll Clerk, will have figures by the end of this week to present for further review at the next Commissioners meeting on July 5, 1994.

IN THE MATTER OF SUBSTANCE ABUSE TASK FORCE

Steve Schmalz, Juvenile Probation Director, appeared to request permission for use of the Substance Abuse Task Force funds as follows:

- | | |
|---|---------|
| 1. Brownsburg Community School Corporation for expansion of the Middle School | \$3,000 |
| 2. Plainfield D.A.R.E. Program | \$1,500 |
| 3. Circuit Court Juvenile Probation Department Breathalyzer | \$ 411 |
| 4. Kingsway Christian Church - Drug House Odyssey | \$2,000 |
| 5. Plainfield Town Police - Four Video Cameras | \$ 600 |
| 6. Hendricks County Sheriff's Department Five Video Cameras | \$5,985 |

A motion to approve all six requests as recommended was made by J. D. Clampitt and seconded by Hursel Disney. The motion was approved unanimously.

IN THE MATTER OF CLAIMS

Commissioner Clampitt moved to approve the following claims with warrant numbers: 134709, 134712 and 134713 dated June 20, 1994; 134721-134759 dated June 22, 1994; 134779-134783 dated June 23, 1994; 31224-31350 dated June 24, 1994; 31352-31601 dated June 24, 1994; 31602-31640 dated June 24, 1994 31641 dated June 24, 1994 and 134760-134778 dated June 24, 1994.

Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter from the Gilliam Construction Company was presented requesting permission to construct three hundred feet of six inch SCH 35 plastic pipe along or across county highways. This is to be used as a sewer service at the location of 983 South County Road 625 in Plainfield, Indiana.

It is proposed to install three hundred feet of SCH 35 six inch plastic sewer pipe, latteral across County Road 100 South from the south side of County Road 100 South to service the house at the location of 983 South County Road 625 East. The County Surveyor's Drainage maps show no legal drains in the construction area. Due to safety reasons the Gilliam Construction Company would like to close the road of County Road 100 South from the stop sign at County Road 100 South and County Road 625 East to County Road 100 South and State Road 267. Work will be done and the road fixed in one day. Traffic will be detoured to U. S. 36.

Gilliam Construction Company covenants and agrees to construct said sewer line in an orderly and workmanlike manner, to replace all grade levels, drains, pavements or structures to as good a condition as when work was commenced, and to replace with comparable material and workmanship all roadways, pavements, or structures damaged by the construction of the contemplated project, all to the satisfaction and under the supervision of said Board of Commissioners or their designated representative.

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the cut permit per staff recommendation and subject to permittee backfilling all excavation per the specifications and supervision of the Hendricks County Engineer. The installation must be maintained by Gilliam Construction Company for a period of at least three years.

The motion was approved unanimously.

IN THE MATTER OF FIBEROPTIC CABLE

John Parsons, County Systems Analyst, reported to the Commissioners that PSI Energy had to move a pole and have given him 74 hours to remove the fiber-optic cable attached.

The cost will be approximately \$85 and Mr. Parsons requested information relative to the funding.

The Commissioners said to turn in a claim for payment from the Special Contract appropriation in the Commissioners' budget.

The motion was approved unanimously.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes for the June 20, 1994 meeting.

The motion was approved unanimously.

There being no further business presented the meeting recessed at 3:30 P.M.

Richard P. Myers
Paul C. Disney
John D. Clampitt
 Hendricks County Commissioners

ATTEST: *Marthalyn Pearcy*
 Secretary

JULY 5, 1994

The Hendricks County Commissioners met in their regular session on Tuesday, July 5, 1994 in the Commissioners' Room on the third floor of the Courthouse at 9:30 A.M. with the following in attendance:

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| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthalyn Pearcy | Secretary to Commissioners |
| Walter Reeder | Hendricks County Engineer |
| Gary Emsweller | Hendricks County Extension Agent |
| Deanna English | Hendricks County Environmental Health Director |
| Mary Anne Lewis | Hendricks County Animal Control Officer |
| Susan Fair | Hendricks County Personnel Director |
| Gregory Steuerwald | Hendricks County Attorney |

 IN THE MATTER OF OFFICIAL OPENING

The date of July 12, 1994 at 1:00 P.M. was established as the official opening of the Tenth Street and Raceway Road Project.

 IN THE MATTER OF SUBDIVISIONS

Cobblestone Springs - Section 3 - The Engineer recommended that the performance bond be reduced to an amount of \$43,325.

Cobblestone Springs - Section 4 - The Engineer recommended that the performance bond be reduced to an amount of \$151,000.

Park Place - The Engineer recommended that the performance bond be reduced to an amount of \$532,500.

Minor Plat No. 451 - The Engineer recommended that the maintenance bond be released.

Commissioner Clampitt moved and Commissioner Disney seconded a motion to approve the bond reductions per staff recommendation as requested. The motion was approved unanimously.

 IN THE MATTER OF CUT PERMIT

A request was presented from the Snider Group requesting permission to make a road cut on County Road 100 North, west of County Road 800 East for the Forest Commons Subdivision.

J. D. Clampitt moved per staff recommendation to approve the installation of a sewer line for the Forest Commons Subdivision to cut the pavement subject to the following conditions:

Permittee backfilling all excavation per the specifications and supervision of the Hendricks County Engineering Department.

The installation being maintained by the permittee for a period of at least

three years. A prompt response to any reports of needed maintenance or repair must be given. The Commissioners deem a prompt response as being the same day the problem is reported, if possible. If a prompt response is not given, future requests will require the lines to be bored or pushed under the pavement and no open cutting will be allowed.

The small service lines are required to be pushed under the pavement. No open cutting will be allowed for these lines.

The party responsible for the maintenance of the cut along with a contact name and telephone number must be supplied. If this information is not provided the developer of the project will be held responsible.

Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter was presented from Poindexter Excavating, Inc. requesting approval of the required "Road Cut Permit Application". Said request is to perform off-site drainage for the New Avon Elementary School, crossing County Road 100 North 1300 feet, west of Dan Jones Road. It is impossible to bore road, due to conflict in grades.

Construction for this improvement can start immediately if approved.

J. D. Clampitt moved per staff recommendation to approve the cut permit subject to the standard three year maintenance agreement. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter from Site & Sewer Contractors, Inc. requesting permission to open cut the County Road 500 East at Muirfield Village located at Old State Road 36 and County Road 500 East was presented to the Commissioners.

The edge of pavement, roadside ditches, storm sewer, overhead utility lines are noted on the attached plan. The cut is being made adjacent to R.E.M.C. and it appears the right-of-way may be at the west edge of the existing swale. However, Site & Sewer Contractors, Inc. cannot find the answer to this. Utilities are overhead on the east side of the roadway.

Commissioner Clampitt moved and Commissioner Disney seconded a motion to approve the cut permit request per staff recommendation and the standard three year maintenance agreement. The motion was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter from Citizens Gas & Coke Utility was presented requesting permission to install approximately 900 feet of four inch plastic main in Raceway Road to serve residential customers at 2461 and 2541 Raceway Road.

The new gas main will be installed at 13 feet east of the center line on Raceway Road in the dirt from 77 feet south of the center line of abandoned B & O Railroad right-of-way to 900 feet north. No Pavement Cuts. Length 900 feet, Width 1.5 feet and Depth 3 feet.

Commissioner Disney moved and Commissioner Clampitt seconded a motion to approve this cut permit request per staff recommendation subject to permittee backfilling all excavation per the specification and supervision of the Hendricks County Engineering Department. This installation must be maintained by Citizens Gas & Coke Utility for a period of at least three years. The road must also be bored under - not cut.

The motion was approved unanimously.

IN THE MATTER OF SECURITY SEALANT AT COUNTY JAIL

Mr. Reeder, County Engineer, reported a proposal from Robert Haines Company, Inc. in the amount of \$2,530.00 for security sealant at the Hendricks County Jail.

Following discussion on this matter it was decided that there should be further investigation before making a decision.

IN THE MATTER OF CHANGE ORDER

A change order from C. F. Jones Group, Inc. in the amount of \$1,400 was presented relative to the repair of the Highway Garage.

On a motion by J. D. Clampitt seconded by Hursel Disney the additional funds needed for the repair at the Highway Garage was approved unanimously.

IN THE MATTER OF VETERANS SERVICE OFFICER'S REPORT

The Commissioners acknowledged the monthly report of Billie J. Holmes, Hendricks County Veterans Service Officer. This report will be filed in the Commissioners' office for future reference.

IN THE MATTER OF EXTENSION BUSINESS

Gary Emsweller, County Extension Agent, reported that Hendricks County is one of nine counties to receive a grant which will allow upgrading of the IHET program. Effective January, 1995 all IHET dishes will be set up with satellite downlinks. The total cost for the county's share is \$2,671.75.

Mr. Emsweller also distributed a proposal of room arrangements if the County Annex could be used for the Extension offices. No decision was made at this time.

IN THE MATTER OF PIGEON CONTROL AT COURTHOUSE

Deanna English, County Environmental Health Director, reported that, for now, the pigeon problem at the Courthouse is under control. An artificial owl has been placed on the balcony and seems to be very effective.

IN THE MATTER OF ANIMAL SHELTER

Mary Anne Lewis, Animal Control Officer, presented the Commissioners with printed information outlining the possibilities for enlarging the office space at the Animal Shelter to give more privacy for paperwork preparation and conducting personnel business.

Following discussion, J. D. Clampitt moved to give this information to the County Engineer for further investigation and recommendation at a future meeting.

Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF NYHART INSURANCE

Susan Fair, Hendricks County Personnel Director, presented information relative to pre-existing conditions in the current Health Insurance coverage.

Following discussion the Commissioners requested Ms. Fair to investigate further and report her findings at a later meeting.

The Commissioners did instruct Ms. Fair to set up the policy with Nyhart representatives so that the dependent will have the same time coverage as the employee and if and when a dependent is eligible for Medicare the Medicare Insurance will be primary and the dependents cost of coverage will be adjusted accordingly.

IN THE MATTER OF CUMULATIVE CAPITAL DEVELOPMENT FUND

Richard Myers moved pursuant to proper notice that a Cumulative Capital Development Fund be levied for a period of three (3) years at a rate of ten cents (.10¢) on each one hundred (\$100) dollars of assessed valuation.

J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF CUMULATIVE BRIDGE FUND

Hursel Disney moved pursuant to proper notice that a Cumulative Bridge Fund be levied at a rate of thirteen cents (.13¢) per one hundred (\$100) dollars of assessed valuation for a period of three (3) years.

The motion was seconded by J. D. Clampitt and was approved unanimously.

IN THE MATTER OF RESOLUTION

Commissioner Disney moved that the following resolution be adopted:

BE IT RESOLVED: That this day, July 5, 1994, be dedicated to the memory of Terry Hoffman, former Hendricks County resident and casualty of the Viet Nam Conflict, who gave his life for his country on August 19, 1968.

Commissioner Clampitt seconded the motion and the motion was approved unanimously.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes for the June 25, 1994 meeting. The motion was approved unanimously.

There being no further business presented the meeting recessed at 2:15 P.M.

ATTEST:

Marthalyn Percy
Secretary

Richard P. Myers
Hursel Disney
J. D. Clampitt
Hendricks County Commissioners

JULY 11, 1994

The Hendricks County Commissioners met in their regular session on Monday, July 11, 1994 at 11:25 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|-------------------------------------|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthalyn Pearcy | Secretary to Commissioners |
| Russell Lawson | Hendricks County Road Supervisor |
| James Johnson | Hendricks County Assistant Engineer |
| Gary Emsweller | Hendricks County Extension Agent |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF HIGHWAY TRACTOR-MOWER BID

Russell Lawson, County Highway Supervisor, reported that the recommendation for a tractor-mower for the Highway Department is with the Gary Rogers Company from Mooresville for an amount of \$31,980.00.

Commissioner Disney moved to accept the bid of the Gary Rogers Company, per staff recommendation, as the lowest most responsive and responsible bid received for the tractor-mower for the Highway Department at a cost of \$31,980.00.

Commissioner Myers seconded the motion which was approved unanimously.

IN THE MATTER OF AMO FISH FRY

Jim Johnson, Assistant County Engineer, reported a request for a cross walk and "Slow" signs to be placed for pedestrian crossing at the Amo Fish Fry to be held from Thursday, July 14th through Saturday, July 16th. This will be located on County Road 450 South, west of the intersection at County Road 500 at the north end of the school grounds.

Volunteer Firemen will assist pedestrians across the road.

The Commissioners agreed to allow our Highway Department to assist with the signage, etc.

IN THE MATTER OF CUT PERMIT

A letter was presented from Indiana Gas Company, Inc. requesting the right and privilege to construct, maintain and/or remove two inch plastic pipe line along or across county highways.

The Gas Company proposes to tie in to existing four inch plastic main to serve a new strip mall at the intersection of U. S. 36 and Dan Jones Road and will be digging a tie in hole approximately twenty feet west of the edge of the pavement on Dan Jones Road and will not be crossing any ditches or drains along the county road.

Said Indiana Gas Company, Inc., covenants and agrees to construct said pipe line in an orderly and workmanlike manner, to replace all grade levels, drains, pavements or structures to as good a condition as when work was commenced, and to replace with comparable material and workmanship all roadways, pavements, or structures damaged by the construction of the contemplated project; all to the satisfaction and under the supervision of said Board of Commissioners or their designated representative.

Hursel Disney moved to approve this cut permit subject to permittee back-filling all excavation per the specifications and supervision of the County Engineering Department. This installation must be maintained by Indiana Gas for a period of at least three years and it must be a push and not a cut.

J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter from Ameritech was presented requesting permission to make an opening within the public right-of-way on County Road 50 South to maintain and provide additional telephone facilities.

All disturbed surfaces will be restored by Indiana Bell (Ameritech) upon completion of the work and the work will commence and complete within ninety days of the permit issue date.

A motion was made by Hursel Disney to allow the cut permit, per staff recommendation, and with the standard three year maintenance agreement. J. D. Clampitt seconded the motion and the motion was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter from Parsons, Cunningham and Shartle Engineers, was presented requesting that the subsurface drains for residential subdivisions of Station Hill, Timber Bend, Apple Creek and Thorn Ridge be placed one foot and 0 inches (1' - 0") behind the curb rather than the location shown in the Ordinance because of interference problems.

Commissioner Clampitt moved and Commissioner Disney seconded a motion to grant the request, per staff recommendation.

The motion was approved unanimously.

IN THE MATTER OF OFFICIAL OPENING

The Commissioners were reminded of the official opening for the Tenth Street and Raceway Road Project on July 12th at 1:00 P.M.

IN THE MATTER OF SCHMIDT ASSOCIATES ARCHITECTS REPORTS

Mr. Johnson asked the Commissioners whether or not the reports from Schmidt Associates Architects relative to the South Elementary Project should be kept in the Commissioners' office or the Engineering Office.

The Commissioners said all reports should be filed in the Commissioners' office but copies should be kept in the Engineer's office.

IN THE MATTER OF ANIMAL SHELTER

Mr. Johnson reported that the proposals for the Animal Shelter project did not include the interior changes in their costs.

An alternative plan was suggested of placing a mobile unit next to the present building to be used for office space.

Following discussion the Commissioners requested that drawings be made to show the exact location as there is some low ground there.

IN THE MATTER OF CIRCUIT COURT JURY ROOM

It was reported by Mr. Johnson that the air filter has been repaired in the Circuit Court Jury Room for air purification.

IN THE MATTER OF SUBDIVISIONS

Mallard Crossing - Section III - The Engineer recommended that the performance bond be released upon receipt of a maintenance bond in the amount of \$16,200.

Minor Plat No. 550 - The Engineer recommended that the performance bond be released and since it would be under \$1,000, that the maintenance bond requirement be waived.

Minor Plat No. 406 - The Engineer recommended that the maintenance bond be released.

J. D. Clampitt moved and Hursel Disney seconded a motion, per staff recommendation, to approve the bond reductions and release. The motion was approved unanimously.

IN THE MATTER OF SOUND SYSTEM FOR EXTENSION AUDITORIUM

Gary Emsweller, County Extension Agent, reported that the sound system at the Extension Auditorium (Community Building) has gone out completely and he presented proposals for new equipment as follows:

Perma Power Sound Systems with a roving rostrum can be had from Purdue University for \$550 or from Shoemaker for \$542.

L46B Portable & Floor lectern is available from Wespen for \$690 or from Shoemaker for \$699.

L16B Lecternette is available from Wespen for \$590 or from Shoemaker for \$615.

The Commissioners recommended that he rent equipment before purchasing to satisfy the needs at this time.

Commissioner Disney complimented Mr. Emsweller for his attention to the Japanese Beetle problem reported at Raceway Park.

The meeting recessed for lunch at 12:15 P.M. and resumed at 1:30 P.M. for further business.

IN THE MATTER OF BID OPENING FOR HIGHWAY TRUCKS

Two bids were received and opened for the Highway trucks.

| | |
|---|-------------|
| Speedway International Trucks, Inc. (single axle) | \$53,595.13 |
| (flat bed) | \$51,484.59 |
| Wabash Ford Truck Sales, Inc. (single axle) | \$51,900.00 |
| (flat bed) | \$47,260.00 |

Commissioner Disney moved to acknowledge the receipt of the two bids and refer them to staff for recommendation at the July 18, 1994 Commissioners' meeting.

Commissioner Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF CLAIMS

J. D. Clampitt moved and Hursel Disney seconded a motion to approve claims with warrant numbers as follows: 135309-135324 dated July 8, 1994; 32014-32054 dated July 8, 1994; 31644-32013 dated July 8, 1994; 135325-135330 dated July 8, 1994; 135333-135371 dated July 11, 1994 and 32055 dated July 8, 1994.

The motion was approved unanimously.

IN THE MATTER OF WOODBURY ESTATES

Minor Best, Developer, and Charles Compton, Attorney, appeared before the Commissioners to discuss construction of forty-five Doubles to be located east of County Road 200 East between new and old State Road 36.

They will seek Hendricks County Economic Development Commission's approval to issue tax exempt bonds to assist with the financing of the project.

County Attorney, Gregory Steuerwald, explained that this matter was placed on the Commissioners' agenda for information purposes and that the decision will rest with the County Council and the Economic Development Commission.

IN THE MATTER OF TORT CLAIM NOTICE

The Commissioners noted receipt of a Tort Claim notice for Richard D. Odom.

IN THE MATTER OF LAWSUIT

The Commissioners noted that the lawsuit filed by the Estate of Harold J. Worthylake, Audrey Worthylake and John M. Worthylake has been forwarded to the insurance carrier.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes for the July 5, 1994 meeting. The motion was approved unanimously.

There being no further business presented the meeting recessed at 2:00 P.M.

ATTEST:

Marthalyn Percy
Secretary

Richard P. Myers
John D. Clampitt
Hendricks County Commissioners

JULY 18, 1994

The Hendricks County Commissioners met in their regular session on Monday, July 18, 1994 at 10:14 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

Richard P. Myers)
Hursel C. Disney)
John D. Clampitt)
Marthalyn Percy
Russell Lawson
Walter Reeder
Robert Jarzen
Susan Fair
Gregory Steuerwald

Hendricks County Commissioners

Secretary to Commissioners
Hendricks County Road Supervisor
Hendricks County Engineer
Hendricks County Plan Commission Administrator
Hendricks County Personnel Director
Hendricks County Attorney

IN THE MATTER OF SUBDIVISION STREETS

Following discussion on the maintenance of streets in subdivisions, Hursel Disney moved that when the County accepts Subdivision streets for county maintenance that they be maintained in the same or equal type of original construction when accepted by the County. J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF BIDS FOR HIGHWAY TRUCKS

Russell Lawson, Hendricks County Highway Superintendent, reported that his recommendation for the purchase of Highway Trucks is as follows:

Without trade in for the dump truck - Wabash Ford Truck Sales, Inc. at a cost of \$51,900.

With trade in for the flat bed truck - Wabash Ford Truck Sales, Inc. at a cost of \$46,760. (trade in value \$500)

Commissioner Clampitt moved and Commissioner Disney seconded a motion to accept the bid of Wabash Truck Sales, Inc. as the lowest most responsive and responsible bid received for the two highway trucks at a cost of \$46,760 and \$51,900. The motion was approved unanimously.

IN THE MATTER OF WATER PROBLEM

Walter Reeder, County Engineer, introduced Mrs. Claire Fischer who has a water problem on Tudor Road east of Stilesville.

Mr. Reeder presented three options for correcting this problem and suggested option No. 2 as the best choice. With this adoption it would require regrading the ditch along the west side of Tudor Road. There would be a need for forty feet additional right-of-way and then an existing utility pole would need to be relocated to the new right-of-way line. The estimated cost for this project would be \$3,270.00.

Mr. Reeder suggested that this should also be done on the opposite side of the road.

Following some discussion and display of a map showing the location, J. D. Clampitt moved and Hursel Disney seconded a motion to accept Option No. 2 but keep Option No. 1 open, should obtaining the necessary right-of-way not be possible for Option No. 2 and with this work being done on both sides of the road. This would require an additional right-of-way. The motion was approved unanimously.

IN THE MATTER OF TENTH STREET AND RACEWAY ROAD

The County Engineer informed the Commissioners now that construction of the Tenth Street and Raceway Road project has been completed, however; there is a need to consider a flashing light for that intersection. Mr. Reeder presented an estimated cost of \$18,400 for a controlled beacon and an additional \$6,600 to make it into a traffic light at a later date. This would make a total cost of \$25,000.00.

The Commissioners agreed that they would like a definite cost for a traffic light and also to invite Marion County to participate in the project.

IN THE MATTER OF SUBDIVISIONS

Valley Vista - Section 1 - The Engineer recommended that the performance bond be reduced to an amount of \$6,000.

Park Place - The Engineer recommended that the performance bond be reduced to an amount of \$335,000.

Timber Bend - Section 4 - The Engineer recommended that the performance bond be reduced to an amount of \$335,032.

Minor Plat No. 438 - The Engineer recommended that the performance bond be released upon receipt of a maintenance bond in the amount of \$1,000.

Commissioner Disney moved, per staff recommendation, to approve the bond reductions and release. Commissioner Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF MUIRFIELD VILLAGE

A letter from the developers of Muirfield Village, Butterworth Associates, Inc., was presented requesting approval to locate the street subdrain less than three (3) feet (approximately one (1) foot) behind the curbs of the Muirfield Village Subdivision, due to potential interference with certain utilities to be constructed within the right-of-way.

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the request to move the drains in Muirfield Village. The motion was approved unanimously.

IN THE MATTER OF CUT PERMITS

Five letters from Indiana Gas Company, Inc. were presented requesting the right and privilege to construct, maintain and/or remove plastic main pipe line along or across county highways as follows:

1. The Gas Company proposes to install two inch plastic main along County Road 100 South to serve the new subdivision Hollow Brook. Digging will be at the intersection of County Road 100 South and Dan Jones Road to tie in to existing natural gas main. Boring will be under Dan Jones Road.
2. The Gas Company proposes to bore under County Road 800 East at the intersection of County Road 800 East and U. S. 36. This main extension will provide natural gas service to the new Hooks Drugs. Two inch plastic main pipe will be run under the pavement.
3. The Gas Company proposes to bore under County Road 100 North to serve Harvest Ridge Subdivision with natural gas service. The bore pit will be in a private easement and the reservoir pit will be behind the county right-of-way. Two inch plastic main will be run under the pavement.
4. The Gas Company proposes to install 1800 feet of four inch plastic main along Dan Jones Road north of U. S. 36 to serve the new section of Austin Lake Subdivision. Boring will be done on Dan Jones Road.
5. Indiana Gas Company proposes to relocate a two inch plastic main along County Road 50 South. Due to County moving the road way four feet of line will be laid off the edge of the right-of-way. One service will be replaced at this

time also.

Said Indiana Gas Company, Inc., covenants and agrees to construct said pipe line in an orderly and workmanlike manner, to replace all grade levels, drains, pavements or structures to as good a condition as when work was commenced, and to replace with comparable material and workmanship all roadways, pavements, or structures damaged by the construction of the contemplated project; all to the satisfaction and under the supervision of said Board of Commissioners or their designated representative.

Commissioner Clampitt moved, per staff recommendation, to approve the cut permit requests of Indiana Gas Company, Inc., subject to the standard three year maintenance agreement. The motion was approved unanimously.

IN THE MATTER OF CUT PERMITS

Two letters from Ameritech (Indiana Bell Telephone Company) were presented requesting permission to bury telephone conduits and buried cables in the public right-of-way.

One request is to make a push under County Road 525 East and County Road 50 South at the intersection. No grade change will be made or existing drainage affected.

This work will be in the August 1994 time frame if approved.

Hursel Disney moved and J. D. Clampitt seconded a motion to approve the request. The motion was approved unanimously.

The second request is for a push to be made under County Road 100 South with no grade change being made or existing drainage affected. All existing ditches, etc. will be restored to original grade and slope, etc.

This work will be done in the late July, early August, 1994 time frame if approved.

J. D. Clampitt moved and Hursel Disney seconded a motion to approve this request on County Road 100 South by the Pine Tree Elementary School. The motion was approved unanimously.

IN THE MATTER OF TRAFFIC STUDY

Mr. Reeder reported the results of a traffic study done on County Road 0 (North Washington Street) as the result of inquiries by Tom and Laurel Setzer who are residents along this road. The concern is with the number of speeders between County Road 200 North and County Road 500 North and they have requested this area be re-evaluated.

The southern two (2) miles of the segment is straight and fairly level. The northern one third is punctuated with several curves. This included the intersection with County Road 200 North where there are four (4) side-road intersections.

The segment is currently posted at 50 miles per hour between County Road 200 North and County Road 500 North. A well signed thirty-five mile per hour zone begins just south of County Road 200 North.

It is recommended that the fifty mile per hour speed limit remain in force however, it is recommended that additional signs be placed.

Other sign changes regarding the curves on the northern third of the segment are also recommended.

J. D. Clampitt moved to follow the recommendations of the traffic study leaving the fifty mile per hour speed limits and adding additional signage. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF TRAFFIC STUDY

The County Engineer reported on another traffic study done at the request of Dr. Addleman who resides along County Road 925 East. He is concerned with the speeders along this road and has requested an evaluation of the speed limit.

Results of the accident history for the area between Maloney Road and County Road 950 North indicate a recommendation of fifty mile per hour speed limit signs be installed at each end of the segment. It is also recommended that "Turn" warning signs be installed well in advance of the turn, along with fifteen mile per hour advisory placards. Large Arrows should also be installed for both approaches.

Commissioner Clampitt moved to follow the recommendations of the traffic study speed limit signs and additional signage as needed. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF TRAFFIC STUDY

The traffic study for Whispering Winds Subdivision was initiated by Mr. McDonald, a resident there. He is concerned by the amount of speeders in the area and has requested speed limit signs.

Whispering Winds is a residential area presently consisting of fifty-seven (57) lots. The subdivision consists of two primary courts (James Drive and Maria Lane) which are accessed from County Road 150 South. There are also two secondary courts (Neal and Jo Anna Court) which stem from James Drive. The longest segment is James Drive which is only 1,472 feet long and terminates in a cul-de-sac. The road surface within the subdivision is in good condition.

It is recommended since Whispering Winds is densely populated with a fair percentage of children, that the area be declared an "Urban District" and be posted with twenty-five mile per hour signs.

A motion by J. D. Clampitt to approve staff recommendation for twenty-five mile per hour speed limit in Whispering Winds was seconded by Hursel Disney. The motion was approved unanimously.

IN THE MATTER OF BEECHAM RENTAL PROPERTY

Mr. Reeder presented a letter for the Commissioners' execution to be sent to Mr. Robin E. Beecham relative to the roof leaking over the Surveyor's Office which the County is renting from him.

J. D. Clampitt moved to send this letter with indications that if the lease indicates his responsibility to correct this situation, the county will expect it to be repaired by him.

Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF CREDIT APPLICATION

Commissioner Clampitt moved to allow the application for credit with the V-Line Corporation to be sent for processing. This will enable the county to purchase materials needed for ceiling tile which must match and also must meet a fire rating.

Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF ZONING AMENDMENTS

Bob Jarzen, Plan Commission Administrator, requested that the Zoning Amendment No. 57 and Zoning Amendments TZA 3 and TZA 4 be continued until August 8, 1994. The Commissioners granted the request.

IN THE MATTER OF FAIRWAY HILLS ADDRESSING

Mr. Jarzen reported that a letter has been sent relative to the Fairway Hills Subdivision with the information that the Post Office delivery area would remain as Plainfield and not be Danville.

The meeting recessed for lunch and resumed at 1:00 P.M. for further business.

IN THE MATTER OF EMPLOYEE RECOGNITION AWARDS

Under the direction of Susan Fair, Hendricks County Personnel Director, the Commissioners presented Employee Recognition Plaques to the following:

| | | |
|-------------------|--|---|
| Five Years | - Barbara Ford Hursel C. Disney Mark Morgan Gerald Suddarth, Jr. Patty Webb John D. Clampitt Don Roby Melvin Landrum Susan Fair Marlene Stephens Roger Salsman Lesa Wagner Ellen Bailey Paula Cline Sandy Fonderhide | Gregory Steuerwald Hunt Palmer Connie Lawson Tyna Boles Georgann Claprott Paul Rhoden Steve Little Jeff Scull Deb Boyer Nathan Richards Matthew McPeck Roger Call Brett Clark Sara Snapp |
| Ten Years | - Evelyn Miles Stephen Scott Marlene Raisor Steve Maxwell Suzanne Gibbs | Kevin Hinkle Kenneth Mason Mickey Thomas Gene Collier |
| Fifteen Years | David Coleman Michael Hovious Ruth Adams Peggy Nichols Dorothy Sparks Walter Reeder III Robert Carroll Roland Lewis | Jeffrey V. Boles Steve Schmalz Joy Bradley Ray Ellis Lloyd Leathers Kenneth Clevenger Scenia Huff |
| Twenty Years | - Herbert Bennett | Janice Chilewski |
| Twenty-Four Years | - Harvey Dose | |

IN THE MATTER OF FAIR HOUSING ORDINANCE

The first reading of the Fair Housing Ordinance was held with the date of August 8, 1994 set for the adoption of this ordinance by a motion from Commissioner Disney, seconded by Commissioner Clampitt. The motion was approved unanimously.

IN THE MATTER OF COMMERCIAL DRIVER'S LICENSE PHYSICALS

Susan Fair, County Personnel Director, discussed the funding of the physicals required every two years for the employees with Commercial Driver's Licenses.

Following discussion, it was decided that Russell Lawson, Highway Superintendent, is responsible for the employee's compliance, Susan Fair, Personnel Director, is responsible for keeping the proof of physicals in her permanent files. The cost will be the employee's responsibility if the insurance does not cover this.

IN THE MATTER OF TOWER CLUB

Ms. Fair reported that the representatives from the Tower Club have indicated they would like another review of the Wellness Program. The Commissioners said to have Armen Eckelbarger come on August 8, 1994 at 1:00 P.M. to discuss this.

IN THE MATTER OF WHISPERING WINDS AT SHILOH COUNTRY ESTATES

Mr. Mark Chandler appeared to discuss with the Commissioners the pavement of streets in the Subdivision where he lives. He reported that there is a Neighborhood Association that might be willing to provide the funds necessary for the repaving of the streets since the county budget does not have this in their plans for this year.

Much discussion followed relative to the cost for resurfacing county roads per mile, etc. Also the priorities and the budget for county highway projects.

Mr. Chandler volunteered to contact the Grady Paving Company to request information on their costs to do this. He will contact Mr. Reeder, County Engineer, when this information is obtained.

IN THE MATTER OF RECORDER'S OFFICE IN NEW ADMINISTRATION BUILDING

Lee Comer from Abstract & Title Guaranty Company and Jennifer Jones from Taylor & Taylor Abstract Company appeared to discuss with the Commissioners an amendment to the design of the Recorder's office in the new Administration Building. As abstractors there is a need for an area to be used by them and their staff where equipment and telephones could be locked up at the close of the business day.

There was considerable discussion on what other counties do and how Marion County handles this situation.

Following this discussion Hursel Disney moved to have the County Engineer advise Schmidt Associates Architects to prepare an amendment to the design for the Recorder's office. J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF ZONING VIOLATIONS

Mr. Jarzen, Planning Administrator, asked the Commissioners whether the use of aerials relative to Zoning violations for Court purposes would warrant the purchase of them at a cost of \$976 for 121 negatives for the years 1967 and 123 negatives for 1958.

Commissioner Clampitt moved to have these aerials purchased for a total cost of \$976.00 with payment to be from the Commissioners' Special Contract appropriation. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF CLAIMS

Commissioner Disney moved and Commissioner Clampitt seconded a motion to approve claims with warrant numbers as follows: 135729-135739 dated July 12, 1994; 135743-135747 dated July 13, 1994; 135748-135838 dated July 15, 1994; 135839-135849 dated July 14, 1994; 135850-135856 dated July 15, 1994; 41738-41775 dated July 15, 1994 and 135373-135728 dated July 15, 1994.

The motion was approved unanimously.

IN THE MATTER OF HEATING/AIR CONDITIONING CONTRACT

Mr. Reeder, County Engineer, brought to the attention of the Commissioners a problem with the heating/air-conditioning contract with Honeywell, Inc.

Following discussion, the Commissioners authorized the Engineer to go to the second bidder, Dial One Meridian, and to request the money from Honeywell, Inc. to be returned.

This was done by a motion of J. D. Clampitt seconded by Hursel Disney. The motion was approved unanimously.

IN THE MATTER OF SPACE ALLOCATION IN COURTHOUSE

Mr. Reeder reported that jail holding cells on each of the three floors versus all jail holding cells located on first floor resulted in being able to locate three holding cells in the area where the Prosecutor's office is and one holding cell in what is now a storage area for the Clerk's office. Thus there would be all four holding cells on the first floor. This was recommended by the Courts and the Security Committee.

J. D. Clampitt moved to allocate the space accordingly with no more changes hereafter. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF LETTER FROM TOWN OF PLAINFIELD

The Commissioners will not be able to attend the meeting called by the Town of Plainfield relative to the North-South Corridor as it coincides with the 4-H Fair. On a motion by Hursel Disney, Walter Reeder will represent them on July 25, 1994. J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF MINUTES

J. D. Clampitt moved to approve the minutes for the July 11, 1994 meeting. Hursel Disney seconded the motion which was approved unanimously.

There being no further business presented the meeting recessed at 2:15 P.M.

Richard P. Myers
Hursel C. Disney
John D. Clampitt
 Hendricks County Commissioners

ATTEST: *Marthalyn Percy*
 Secretary

AUGUST 1, 1994

The Hendricks County Commissioners met in their regular session on Monday, August 1, 1994 at 10:30 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthalyn Percy | Secretary to Commissioners |
| Walter Reeder | Hendricks County Engineer |
| Robert Jarzen | Hendricks County Plan Commission Administrator |
| Susan Fair | Hendricks County Personnel Director |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF E.D.I.T. PLAN

Walter Reeder, County Engineer, asked the Commissioners whether or not they wished to have the E.D.I.T. Plan amended and proposals sent before undertaking the road work on County Road 800 to County Road 1050. The Commissioners said "yes, for engineering only".

IN THE MATTER OF ISTEAD PROGRAM FOR TOWN OF PITTSBORO

The President of the County Commissioners executed a letter giving support to the Town of Pittsboro for the ISTEAD program which project is to reconstruct North Meridian Street in Pittsboro.

IN THE MATTER OF AUSTIN LAKES, SECTION 8 MAP - 435/WA 94-15

Mr. Reeder presented a letter from Schneider Engineering Corporation writing on behalf of Sanders Development Group, and the contractor for the site, Harvey Construction, requesting that the underdrains for the street be allowed to be moved from three feet behind the back curb to one foot behind the back of the curb. This will allow for more room for all the utilities (gas, water, electric, and Cable TV) to be installed.

This work is to be done in Austin Lakes, Section 8 MAP - 435 in Washington Township.

Commissioner Disney moved, per staff recommendation, to approve the request. Commissioner Myers seconded the motion which was approved unanimously.

IN THE MATTER OF TRAFFIC STUDY

Mr. Reeder reported that Mrs. Overton, who is a resident along County Road 200 South, is concerned by the amount of speeders along County Road 200 South and requested that an evaluation be given concerning the speed limit in this segment.

The results of the study indicated that the two mile segment has a chip and

seal surface in fair condition with a pavement width of twenty feet. The segment under study is located between County Road 300 East and County Road 525 East. It is located in rural surroundings.

Seven accident records were found in the last three years.

There is currently no posted speed limit on this segment.

It was recommended that 50 mile per hour speed limit signs be posted.

Hursel Disney moved that forty-five mile per hour speed limit signs be posted and Richard Myers seconded the motion. The motion was approved unanimously.

IN THE MATTER OF TRAFFIC STUDY

Dennis and Kim Dirks, residents of a trailer park located at the end of County Road 91 North, are concerned about the way spectators have been parking whenever there is activity at the soccer field.

They have stated that during the games, people have been parking along both sides of County Road 91 North instead of the designated parking areas. This restricts the width of the roadway and could possibly prevent the Fire Department from accessing the trailer park, should the need arise. It also restricts sight distances, which could present another hazard to children crossing the road in between the parked cars.

The Dirks' are a part of the Soccer Association and have issued flyers on several occasions to make the spectators aware of the designated parking areas. They have also tried installing their own "No Parking" signs (small plastic ones), which are usually removed and tossed into the adjacent field.

It is recommended that "No Parking" signs be installed and that a new reflective "Road Closed" sign be installed to replace the old one which is faded and worn.

Hursel Disney moved and Richard Myers seconded a motion to authorize the Highway Department to install the necessary signs and replace the "Road Closed" sign with a new one. The motion was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter was presented from Ameritech requesting permission to make an opening within County Road 625 East north of County Road 100 South to maintain and provide additional telephone facilities.

All disturbed surfaces will be restored by Indiana Bell (Ameritech) upon completion and the work will commence and complete within ninety days of permit issue date.

A motion was made by Hursel Disney and seconded by Richard Myers to approve the cut permit request, per staff recommendation, and with the standard three year maintenance agreement.

The motion was approved unanimously.

IN THE MATTER OF CUT PERMIT

Another letter from Ameritech (Indiana Bell Telephone Company) was presented requesting permission to install buried telephone conduits in the public right-of-way

of County Road 100 South, just west of County Road 800 East. Existing grade and drainage will not be changed. Existing ditches will be restored to existing depth and contour. This work will be performed in the July-August, 1994 time-frame, if approved.

Commissioner Disney moved to approve the cut permit request, per staff recommendation, and with the three year maintenance agreement. Commissioner Myers seconded the motion which was approved unanimously.

IN THE MATTER OF CUT PERMIT

A third letter from Ameritech was presented requesting permission to bury a new cable to replace an existing defective cable in the grass berm on the north side of County Road 200 North starting approximately .3 mile west of County Road 200 West and going west 1200 feet. This work is to commence upon approval.

Commissioner Disney moved and Commissioner Myers seconded a motion to approve this cut permit request, per staff recommendation, and with the standard three year maintenance agreement.

The motion was approved unanimously.

IN THE MATTER OF CUT PERMIT

A fourth letter from Ameritech was presented requesting permission to bury a new cable to replace an existing defective cable. The work is to start in the south grass berm of County Road 150 South going west 150 feet boring under County Road 525 West. Then bury north 25 feet in the west grass berm of County Road 525 West. The work will commence upon approval.

Richard Myers moved to approve this cut permit, per staff recommendation, and with the standard three year maintenance agreement. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter was presented from Indiana Gas Company, Inc., requesting the right and privilege to construct a two inch plastic pipe line along or across county highways.

Indiana Gas Company proposes to tie into existing pipeline along County Road 100 South to serve new Pines of Avon Subdivision. There will not be any boring at this time. There is a plan for tapping a hole in the county right-of-way.

A second letter from Indiana Gas Company, Inc. was presented requesting the right and privilege to construct a six inch plastic pipe line along or across county highways.

Indiana Gas Company proposes to extend the six inch plastic main along County Road 500 East one hundred seventy-five feet to serve one customer. The main will be in the county right-of-way. A new one inch service will be run to the existing home. County Road 500 East will be bore with a one inch plastic line.

For each request said Indiana Gas Company, Inc., covenants and agrees to construct said pipe line in an orderly and workmanlike manner, to replace all grade levels, and to replace with comparable material and workmanship, all roads, pavements, or structures damaged by the construction of the contemplated project; all to the satisfaction and under the supervision of said Board of Commissioners or their designated representative.

A motion by Commissioner Disney was seconded by Commissioner Myers to approve the two cut permit requests from the Indiana Gas Company with the standard three year maintenance agreement. The motion was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter was presented from United Telephone Company of Indiana, Inc. requesting permission to erect all necessary cable, pedestals and attachments thereto or under ground conduits as will be necessary and proper to be done along and adjacent to the county highway, being a part of the highway system of Hendricks County, Indiana, and especially along the following location: County Road 750 South east of County Road 600 West and County Road 660 West north of County Road 800 South.

Sketches of drawings showing the exact location, dimensions, depth of opening or distance from the main portion of the traveled highway, and a print of the same is to be furnished by United Telephone Company.

The purpose of such work is as follows: The existing cable along this county road is deteriorated and needs to be replaced. If this application for permit is granted, we hereby agree to place the portion of the highway or the part adjacent thereto in as good condition as it is now, and to backfill any trench or opening by thoroughly tamping the backfilling in layers not exceeding four inches deep, and to maintain the surface which has been disturbed in a smooth and uniform condition for a period of six months after the work is completed.

United Telephone Company further agrees to indemnify the County of Hendricks against any claims for injury of damage to persons or property and to execute a bond conditioned to pay such damage if required by your Board.

United Telephone Company further agrees to notify the Hendricks County Highway Department in writing five days in advance of the time of beginning the work done under this permit, and to mail a copy of this notice to its local superintendent; also to notify the local superintendent either by telephone or telegraph the day preceding the beginning of the work.

Richard Myers moved and Hursel Disney seconded a motion to approve this cut permit request with the standard three year maintenance agreement. The motion was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter was presented from Communications Corporation of Indiana with copies of staking sheets showing the areas in which they request permission to place additional telephone cables in 1994. All copies of staking sheets are on file in the Engineer's office.

These cable additions will allow CCI to upgrade existing telephone service as well as provide the needed facilities for future growth.

All cable and pedestal placements will be made as close to the right of way as possible, while all road bores will be made at a minimum depth of five (5) feet.

Hursel Disney moved, per staff recommendation, to approve the cut permit request for United Telephone with the standard three year maintenance agreement.

Richard Myers seconded the motion which was approved unanimously.

IN THE MATTER OF SUBDIVISIONS

Minor Plat No. 541 - The Engineer recommended that the performance bond be released upon receipt of a maintenance bond in the amount of \$1,000.

Minor Plat No. 513 - The Engineer recommended that the performance bond be released and since it would be under \$1,000 that the maintenance bond requirement be waived.

Minor Plat No. 545 - The Engineer recommended that the performance bond be released and since it would be under \$1,000 the maintenance bond requirement be waived.

Minor Plat No. 544 - The Engineer recommended that the performance bond be released and since it would be under \$1,000 that the maintenance bond requirement be waived.

Commissioner Disney moved, per staff recommendation, to approve the bond reduction requests as listed. Commissioner Myers seconded the motion which was approved unanimously.

Cobblestone Springs - Section II - The Engineer recommended that the performance bond be released upon receipt of a maintenance bond in the amount of \$19,400.

Park Place - The Engineer recommended that the performance bond be reduced to an amount of \$321,100.

Avon North - Section 3 - The Engineer recommended that the performance bond be reduced to an amount of \$86,000.

Austin Lakes - Section V - The Engineer recommended that the performance bond be released upon receipt of a maintenance bond in the amount of \$79,000.

Austin Lakes - Section 1 - The Engineer recommended that the maintenance bond be released.

Hursel Disney moved, per staff recommendation, to approve the bond reductions as listed above. Richard Myers seconded the motion and the motion was approved unanimously.

IN THE MATTER OF BOND EXPIRATION

The County Engineer reported that the performance bond/letter of credit for three projects will expire on August 4, 1994 and the projects have not been completed.

Hursel Disney moved, per staff recommendation, to request forfeiture of the letter of credit from Bank One to enable the county to finish the work on Minor Plat No. 498, Valley Vista, Section 1 and Section 2. Richard Myers seconded the motion and the motion was approved unanimously.

IN THE MATTER OF SUPPLEMENTAL AGREEMENT

A supplemental agreement for Beam, Longest & Neff, Inc. was presented for line and grade studies and right-of-way services from U. S. 40 to Conrail and line and grade studies and right-of-way services from County Road 300 North

to County Road 600 North.

The total is not to exceed \$454,000.

Following discussion Commissioner Disney moved and Commissioner Myers seconded a motion to approve the supplemental agreement with Beam, Longest & Neff, Inc. not to exceed \$454,000. The motion was approved unanimously.

IN THE MATTER OF AGREEMENT FOR ENGINEERING SERVICES

The Commissioners executed an agreement for engineering services with Maurer-McGillem Engineers, Inc. for Hendricks County Bridge No. 106 on County Road 550 North over Big Walnut Creek with the total cost not to exceed \$101,780.

IN THE MATTER OF TOWN OF PLAINFIELD MEETING

Mr. Reeder reported attending the meeting with the Town of Plainfield representatives on July 25th on behalf of the County Commissioners to answer their questions on the Stafford Road and North/South Corridor project.

There seems to be some misunderstanding on the way federal funds are distributed. Following discussion it was suggested that Mr. Reeder meet with the Plainfield Town staff for further discussion and then the County Commissioners and the Town Council can meet for discussion.

Commissioner Disney commented that Mr. Reeder had represented the Commissioners well at this meeting.

IN THE MATTER OF BEECHAM RENTAL PROPERTY

The Commissioners executed a letter to Mr. and Mrs. Robin Beecham relative to the property at 56 West Main Street which the County is renting for the Surveyor's Office.

The roof leaks and is causing damage to equipment contained in the county office and in the back room the water runs down the walls. The bathroom sink is also leaking and needs repair.

Requests for repair made earlier have not been acknowledged and the county will soon be forced to make the necessary repairs and deduct the cost from the rent unless some contact is made by Mr. Robin E. Beecham to the Engineer's office for correction of this problem.

IN THE MATTER OF ADDITIONAL APPROPRIATION

The Commissioners authorized the County Engineer to send a letter to the County Council requesting an additional appropriation from the Cumulative Capital Fund in the amount of \$30,000 to be used for construction of a highway-railway grade crossing and installation of a modern active grade crossing warning device at County Road 300 East.

IN THE MATTER OF NORTH/SOUTH CORRIDOR

It was reported that there are four houses between U. S. 36 and the Railroad that will need to be removed. Mr. Reeder asked whether the Commissioners wished to buy them now and rent them until the date of project begins or offer an

agreement and hold them.

The Commissioners said if the money is available to buy them now with a possession date to be determined.

The meeting recessed for lunch and resumed at 1:00 P.M. for further business.

IN THE MATTER OF JAIL MEDICAL CO-PAY ORDINANCE

The first reading was held for the Ordinance to require inmates of the Hendricks County Jail to make a co-payment for medical treatment they receive while incarcerated under certain qualifying conditions.

The adoption will be held on August 22, 1994 at 1:00 P.M.

IN THE MATTER OF ZONING AMENDMENT - ZA58 GRP DEVELOPMENT

President Myers announced that the remonstrators for the rezoning amendment relative to the Theme Park would be allowed to make comments understanding that the public hearing before the Plan Commission has been held and that not any recommendation has been made by them to the Commissioners due to the lack of five affirmative votes on any motion. (The vote was four ayes and one nay).

Following the comments from the remonstrators, the attorney for those favoring the amendment will be allowed to speak.

Mr. Lee Comer, Attorney for those favoring the project spoke briefly.

Mr. Frank W. Hogan, representing those opposing the Theme Park, distributed printed data to each of the Commissioners before making his comments.

Mr. Hogan and Mr. Comer each spoke a second time before Commissioner Clampitt asked Mr. Fred Baughman, Economic Development Commission Director, for some information.

Commissioner Clampitt then moved to approve the C-4 zoning subject to all self imposed restrictions made by GRP Development. Commissioner Disney remarked briefly that he understood the feelings of those against this move but for the good of the county as a whole, seconded the motion. The motion was approved unanimously.

IN THE MATTER OF COURTHOUSE SECURITY SEMINAR

Rick Morpew from the Sheriff's Department and representing Judge Mary Lee Comer, spoke to the Commissioners relative to a Seminar to be held August 22 and 23, 1994 in Elkhart, Indiana on Court Security which is recommended. Mr. Morpew urged one or all of the Commissioners to attend since Courthouse Security is becoming more and more needed.

The Commissioners thanked him for the presentation and will consider this seminar.

IN THE MATTER OF PERSONNEL MATTERS

Susan Fair, County Personnel Director, and Arman Eckelbarger, representing the Tower Club, discussed the Wellness Program again bringing more facts and figures for the Commissioners to consider.

The Commissioners directed Mrs. Fair to distribute memo's to the county employees and return with the information later.

IN THE MATTER OF CHANGE ORDER FOR SCHMIDT ASSOCIATES ARCHITECTS

Mr. Kevin Shelley from Schmidt Associates Architects, presented two change orders for work being done on the Administration Building.

The first change order is for removal of existing wall construction on the second floor at a cost of \$3,838 and to replace the existing storm system with cast iron at a cost of \$3,191.

The second change order is for replacement of underground sanitary system within the building; to substitute EMT conduit for IMC for conduits one and one fourth inches and larger for indoor above grade locations; and to substitute set screw type fittings in lieu of compression type for all EMT conduit at a total cost of \$8,534.

Commissioner Disney moved, per staff recommendation, to approve Change Order No. 1 and Change Order No. 2 as requested. Commissioner Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF CLAIMS

J. D. Clampitt moved and Hursel Disney seconded a motion to approve claims with warrant numbers as follows: 135860 dated July 19, 1994; 135863-135866 dated July 19, 1994; 135868 and 135870 dated July 19, 1994; 41776-41777 dated July 19, 1994; 32056-32407 dated July 22, 1994; 32408-32447 dated July 22, 1994; 135872-135888 dated July 22, 1994 and 41778-41789 dated August 1, 1994.

The motion was approved unanimously.

IN THE MATTER OF AMENDMENT TO THE CAPITAL IMPROVEMENT PLAN

Hursel Disney moved to amend the Capital Improvement Plan for design only of U. S. 36, Dan Jones Road and County Road 1050.

J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF VETERANS SERVICE OFFICER'S REPORT

The Commissioners acknowledged receipt of the monthly report of Billie J. Holmes, County Veterans Service Officer. This report will be filed in the Commissioners' office for future reference.

IN THE MATTER OF COMMISSIONERS' BUDGET HEARINGS

Mary Jane Russell, Hendricks County Auditor, informed the Commissioners that they are scheduled before the County Council for budget hearings on Monday, August 15th at 3:00 P.M.

IN THE MATTER OF INTERLOCAL AGREEMENT

The Commissioners executed an agreement for funding of I-70/Six Points Road Interchange Local Match relative to the North/South Corridor with the City of Indianapolis.

IN THE MATTER OF ANIMAL SHELTER

Mr. Reeder reported that a shell could be erected for the extension of the Animal Shelter office with the county doing the interior work for a cost of \$7,300. A trailer with a hallway to connect to the existing Shelter would cost \$6,000.

J. D. Clampitt moved to purchase the trailer to be used as an extension for the Animal Shelter office. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF BRICK BUILDING BEHIND COUNTY HOME

Mr. Carroll, from the Engineer's office, has discussed with Darlene Truesdale, County Home Superintendent, the use of the brick building behind the County Home for a craft area for the County Home residents. The Commissioners said that it would be alright.

IN THE MATTER OF COUNTY HOME ANIMALS

It was reported that when some of the workers from the Engineer's office were doing measuring of the buildings at the County Home they were inundated with fleas.

The Commissioners said the animals which are at the County Home were probably the cause of the problem and this must be corrected.

IN THE MATTER OF COMPLAINT

The Commissioners authorized the County Engineer to respond to John Myers office relative to a complaint from Rita Fenders.

IN THE MATTER OF HEATING/AIR CONDITIONING CONTRACT

Mr. Reeder reminded the Commissioners that Honeywell, Inc. had withdrawn their contract for Heating/Air Conditioning and presented Dial One Meridian's contract for the Commissioners execution.

J. D. Clampitt moved, per staff recommendation, and subject to the county attorney's examination and interpretation of the prevailing wages, to approve the contract for heating/air-conditioning of the County Courthouse. Hursel Disney seconded the motion and the motion was approved unanimously.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes for the July 18, 1994 meeting. The motion was approved unanimously.

There being no further business presented the meeting recessed at 3:20 P.M.

Richard E. Myers
Hursel Disney
John D. Clampitt
 Hendricks County Commissioners

ATTEST: *Martha Lynn Pearcy*
 Secretary

AUGUST 8, 1994

The Hendricks County Commissioners met in their regular session on Monday, August 8, 1994 at 11:30 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthelyn Pearcy | Secretary to Commissioners |
| Russell Lawson | Hendricks County Road Supervisor |
| Walter Reeder | Hendricks County Engineer |
| Robert Jarzen | Hendricks County Plan Commission Administrator |
| Susan Fair | Hendricks County Personnel Director |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF RACEWAY ROAD

Walter Reeder, County Engineer, discussed Raceway Road and the need for right-of-way.

Commissioner Clampitt moved and Commissioner Disney seconded a motion to authorize the County Engineer to contact the Schneider Engineering Corporation relative to utilization of a right-of-way for Raceway Road north of 21st Street. The motion was approved unanimously.

IN THE MATTER OF SUBDIVISIONS

Windridge - Section 4 - The Engineer recommended that the performance bond be released upon receipt of a maintenance bond in the amount of \$25,000.

Firendwood Estates - Section 1 - The Engineer recommended that the maintenance bond be released.

Park Place - The Engineer recommended that the performance bond be reduced to an amount of \$271,000.

Windridge North - Section 1 - The Engineer recommended that the performance bond be reduced to an amount of \$30,000.

Windridge North - Section II - The Engineer recommended that the performance bond be reduced to an amount of \$34,200.

Cottonwood Farms - The Engineer recommended that the performance bond be reduced to an amount of \$4,000.

Minor Plat No. 562 - The Engineer recommended that the performance bond be released and the cashier's check be returned to Mr. Pate.

Minor Plat No. 556 - The Engineer recommended that the performance bond be released and since it would be under \$1,000 that the maintenance bond requirement be waived.

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the bond reductions as recommended by staff. The motion was approved unanimously.

IN THE MATTER OF HARVEST RIDGE PROJECT

The County Engineer explained that he has a check from the Developer of Harvest Ridge in the amount of \$14,650 to be used by the Highway Department to reconstruct that portion of Tenth Street. He needed instruction as to how to account for the money received for the project.

J. D. Clampitt moved that a separate escrow account be set up for funds coming in from Harvest Ridge and other Developers. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF LETTER FROM CONGRESSMAN MYERS

The Commissioners instructed the County Engineer to send a copy of the letter which was written to Congressman Myers to the lady who had written to him relative to road conditions in her area.

IN THE MATTER OF EAGLE CREEK ESTATES

A drainage problem was brought to the attention of the Commissioners in Eagle Creek Estates.

Following discussion the Commissioners instructed the County Engineer to proceed with this project and to investigate whether there is enough easement to improve the ditch at the back of the lots and if not they will place all storm sewers along the road. This was done by a motion by Commissioner Clampitt.

Commissioner Disney seconded the motion which was approved unanimously.

The meeting recessed for lunch and resumed at 1:00 P.M. for further business.

IN THE MATTER OF FAIR HOUSING ORDINANCE

Commissioner Clampitt moved and Commissioner Disney seconded a motion to approve the Fair Housing Ordinance as advertised. The motion was approved unanimously.

IN THE MATTER OF ZONING AMENDMENTS TZA 94-03 AND TZA 94-04

Mr. Jarzen, Plan Commission Administrator, reviewed the two zoning amendments TZA 94-03 and TZA 94-04 which were continued from the July meeting.

Commissioner Disney asked Mr. Jarzen to explain in detail what changes could evolve if the zoning amendment is approved and a discussion followed.

Following the discussion Mr. Disney moved that these two zoning amendments be continued for ninety days. Mr. Clampitt seconded the motion and the vote resulted in two ayes by Commissioner Disney and Commissioner Clampitt and one nay vote by Commissioner Myers.

IN THE MATTER OF DONNELLY HEIGHTS

Mr. Jarzen presented information and displayed some maps for illustration relative to zoning problems in Donnelly Heights. Mr. Ed Schrier was also present for this discussion.

No action was taken at this time as this will be presented to the Plan Commission before returning to the Commissioners later.

IN THE MATTER OF ZONING AMENDMENTS

The Plan Commission Administrator reported that two zoning amendments that will be presented at tonight's meeting are ZA-57CE94-01, Gem Land Trust and ZA-59WA94-04 Ruth Burnett.

A time and date were requested for these to be presented to the Commissioners. August 15, 1994 at 1:30 P.M. was the established date given.

IN THE MATTER OF ORDINANCE NO. 1994-8

Mr. Jarzen brought to the attention of the County Commissioners that Ordinance No. 1994-8 had a typographical error by listing the property in Center Township instead of Liberty Township.

The Commissioners signed a corrected Ordinance.

IN THE MATTER OF PERSONNEL MATTERS

Susan Fair, Personnel Director, presented a memo for the Commissioners approval to be sent out with the next paycheck to all employees relative to the Tower Club program.

She then presented Jeff Fox and Jon Yoho who discussed the ICM (Individualized Care Program). It was agreed that this will be effective October 1, 1994. It was also agreed that the pre-existing condition clause will be included with an eighteen month date. The Vision Plan will be renewed and there will not be any other changes in our health insurance program.

IN THE MATTER OF WATER PROBLEM

Kelly Norman appeared to request assistance from the County with a water problem on Ross Road just outside of the Town of Jamestown.

The Engineer is currently looking into this situation.

IN THE MATTER OF E 9-1-1 PROGRAM

Eric Frey and Bob Smith reported on the current status of the E 9-1-1 program and said that they are ready to present Amendment No. 1 to the E 9-1-1 Service Agreement which will enable Indiana Bell to install and maintain additional features and equipment.

The Addressing problem is the reason for the delay and even though there is progress being made in this situation it appears that it will be another six to eight months before the system can be activated.

Problem areas on the east side of the county have been corrected because the Postal authorities have now determined which addresses will become Plainfield and which will be Indianapolis. Reportedly some 5,000 changes have been made since last November.

Once all the addressing is completed, customers will be notified and the company data base will be updated and then implementation will take 23 to 32 weeks.

The Commissioners thanked them for their update and affirmed their intense interest in finalizing this program.

IN THE MATTER OF TOWN OF AVON INCORPORATION

Gregory Steuerwald, County Attorney, informed the Commissioners that the petition to incorporate the Town of Avon was received in the Commissioners' office on Tuesday, August 2, 1994 and when the Secretary called him he instructed her to put this on the agenda for the August 8, 1994 Commissioners meeting.

Commissioner Clampitt moved to acknowledge the receipt of the petition for the incorporation of the Town of Avon and that it be referred to the State Commerce Department and to the County Plan Commission Department. Commissioner Disney seconded the motion and the motion was approved unanimously.

IN THE MATTER OF CLAIMS

J. D. Clampitt moved and Hursel Disney seconded a motion to approve claims with warrant numbers as follows: 136489-136517 dated August 8, 1994; 136481-136488 dated August 5, 1994; 136462-136478 dated August 5, 1994; 136436-136461 dated August 5, 1994; 136252-136435 dated August 15, 1994; 41790-41803 dated August 15, 1994; 135907-136251 dated August 15, 1994; 32448-32808 dated August 5, 1994; and 32809-32848 dated August 5, 1994.

The motion was approved unanimously.

IN THE MATTER OF FLAG POLE FROM SOUTH ELEMENTARY SCHOOL

Commissioner Disney moved and J. D. Clampitt seconded a motion to allow Mr. and Mrs. Terry Plank to keep the flag pole which they purchased at the South Elementary School sale. The Danville Community School system has agreed to furnish a flag pole when the county offices are moved into the remodeled school which will be known as the Administration Building.

The motion was approved unanimously.

IN THE MATTER OF HEATING/AIR-CONDITIONING FOR COUNTY HOME

Walter Reeder, County Engineer, asked the Commissioners whether they wanted proposals to be sent for heating/air-conditioning of the County Home.

A motion by Commissioner Clampitt was made authorizing the staff to send for proposals for heating/air-conditioning of the County Home. The motion was seconded by Commissioner Disney and was approved unanimously.

IN THE MATTER OF SALARY ORDINANCES

Mary Jane Russell, Hendricks County Auditor, presented the Salary Schedules to the Commissioners for their review before budget hearings.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes for the August 1, 1994 meeting.

The motion was approved unanimously.

There being no further business presented the meeting recessed at 2:52 P.M.

Richard P. Myers
John D. Clampitt
 Hendricks County Commissioners

ATTEST: *Marthalyn Pearcy*
 Secretary

AUGUST 15, 1994

The Hendricks County Commissioners met in their regular session on Monday, August 15, 1994 at 10:15 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthalyn Pearcy | Secretary to Commissioners |
| Russell Lawson | Hendricks County Road Supervisor |
| Walter Reeder | Hendricks County Engineer |
| Robert Jarzen | Hendricks County Plan Commission Administrator |
| Mary Anne Lewis | Hendricks County Animal Control Officer |
| Tom Drake | Hendricks County Emergency Management Director |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF DAN JONES ROAD

Tom Drake, Hendricks County Emergency Management Director, asked about the repair of Dan Jones Road before winter because of emergency vehicles using it.

Walter Reeder, County Engineer, said that some attention will be given to it but it will not be repaved before winter.

IN THE MATTER OF SUBDIVISIONS

Minor Plat No. 337 - The Engineer recommended that the performance bond be released and since it would be under \$1,000, that the maintenance bond requirement be waived.

Minor Plat No. 509 - The Engineer recommended that the performance bond be released and since it would be under \$1,000, that the maintenance bond requirement be waived.

Commissioner Disney moved, per staff recommendation, to approve the bond reductions as requested. Commissioner Myers seconded the motion which was approved unanimously.

IN THE MATTER OF CUT PERMITS

A letter was presented from Ameritech requesting permission to make a push under County Road 200 South approximately three hundred-fifty feet west of County Road 450 West.

The work is necessary to maintain and provide additional telephone facilities.

All disturbed surfaces will be restored by Ameritech upon completion of this work and the work will commence and complete within ninety days of the permit issue date.

J. D. Clampitt moved, per staff recommendation, to approve the request. Hursel Disney seconded the motion which was approved unanimously.

A letter was presented from the Indianapolis Water Company requesting permission to make an opening within the right-of-way of County Road 100 North in Hendricks County, Washington Township, at approximately 1322 feet, more or less, east of a center line of Harvest Ridge Drive.

This work is necessary to provide water service to a new subdivision - Forest Commons.

The main extension will begin and be completed with restoration within ninety (90) days of the permit issue date.

J. D. Clampitt moved, per staff recommendation, and Hursel Disney seconded a motion to approve the cut permit request subject to permittee backfilling all excavating as per the specifications and supervision of the Engineering Department of Hendricks County. The motion was approved unanimously.

Another letter was presented from Ameritech requesting permission to make an opening within the public right-of-way to maintain and provide additional telephone facilities.

All disturbed surfaces will be restored by Indiana Bell (Ameritech) upon completion of the work. The work will commence and complete within ninety (90) days of the permit issue date. This is on County Road 625 East and Red Delicious Lane in Apple Creek Subdivision.

On a motion by J. D. Clampitt and seconded by Hursel Disney, this cut permit was approved with the standard three year maintenance program. The motion was approved unanimously.

Another letter was presented from the Indianapolis Water Company requesting permission to make an opening within the right-of-way of County Road 550 East from approximately 586 feet east of the center line of County Road 525 East to a point 670 feet north east to the entrance to Station Hill Subdivision.

The work is necessary to provide water service.

The main extension will begin and be completed with restoration within (90) ninety days of the permit issue date.

Commissioner Disney moved and Commissioner Clampitt seconded a motion, per staff recommendation, to approve this request subject to the standard three year maintenance program. The motion was approved unanimously.

A letter from Parsons, Cunningham and Shartle Engineers, Inc. was presented requesting consideration and approval of the proposed County Road bore located on County Road 525 East just south of the intersection of County Road 525 East and County Road 50 South.

The bore is necessary to discharge sanitary sewage from Section 1 of Station Hill Subdivision to an existing manhole.

A four inch diameter PVC pipe will be installed from a lift station in Station Hill, Section 1 to an existing manhole on the west side of County Road 525. County Road 525 East will be bored just south of the intersection of County Road 525 East and County Road 50 South. The Contractor will have all existing utilities located prior to commencing construction. Site grading and seeding will be completed for the areas adjacent to the roadway. The Contractor will have all existing utilities

located prior to commencing construction. Site grading and seeding will be completed for the areas adjacent to the roadway. The Contractor will be responsible for maintaining this area for a period of three years from the project completion.

J. D. Clampitt moved and Hursel Disney seconded a motion, per staff recommendation, to approve the bore request with the standard maintenance requirement. The motion was approved unanimously.

A letter was presented from Samuel L. Moore & Associates, Inc. requesting permission for open cutting of County Road 700 East. There will be one cut required. The cut will be used to extend a twelve inch watermain out of the intersection with County Road 600 South to allow for future tie-in. The intersection will receive a surface application of asphalt in the areas of the road cuts.

The excavation will be backfilled as per the specification and supervision of the county. The installation will be maintained for a period of at least three years.

Commissioner Clampitt moved and Commissioner Disney seconded a motion to approve this open cutting request, per staff recommendation. The motion was approved unanimously.

IN THE MATTER OF TRAFFIC STUDY

A traffic study was completed as a request of Ms. Lori Howe, a resident of Price Heights Addition. She requested a yield sign at the intersection of Hope and Parke Drive and also requested some "Slow-Children Playing" signs and has expressed concern over the loose gravel on the roads within the Addition.

Price Heights Addition is a fairly large subdivision with 122 lots and is bounded by State Road 267, County Road 100 South and County Road 150 South. The Addition is well posted with twenty mile per hour signs at each of the five (5) entrances. All of the roads within the Addition are paved and in good condition. There is some loose gravel present along the edge of some segments.

There were no accident records found within the Addition in the past three (3) years.

It is recommended that some of the signs be replaced since they are in poor condition but there is no need for speed limit signs other than the current 20 mile per hour ones.

It was explained that "Slow-Children Palying" signs are reserved for school areas or playground areas.

Because there is some loose gravel in some parts of the Addition it is recommended that the Highway Department sweep the streets.

Hursel Disney moved to accept the staff recommendations for the changes in Price Heights Addition as a result of the traffic study. J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF TRAFFIC STUDY

A report was given on a traffic study conducted in Tattersall Manor as the result of a request by Mrs. Jensen who is a resident there.

Tattersall Manor known as Spring Hollow is a residential area presently consisting of 76 lots. It has two entrances; one on Martin Road and one on County Road 475 East. The road surface within the subdivision is in excellent condition. There is a straight-away at the east end of Tattersall Drive which is conducive to high speeds (also the location of the speed survey station.)

The recommendation is that since Tattersall Manor is densely populated, the area be declared an "Urban District" and be posted with 25 mile per hour signs.

Hursel Disney moved and Richard Myers seconded a motion to post the recommended speed limit signs for Tattersall Manor. The motion was approved unanimously.

IN THE MATTER OF TELEPHONE/COMPUTER WIRING FOR ADMINISTRATION BUILDING

The Commissioners executed a notice to bidders upon a motion by J. D. Clampitt seconded by Hursel Disney for the telephone/computer wiring at the Administration Building for the County.

The motion authorized the Engineering Department to request proposals for this project and it was approved.

IN THE MATTER OF RAILROAD CROSSING ON SOUTH 86TH STREET

Tom Drake, Emergency Management Director of Hendricks County, asked about the Railroad crossing near 86th Street on State Road 267 in Brown Township.

The concern is that there will be a new fire station built on the corner and it is necessary to know whether or not the level will be the same after the Bridge is finished and the railroad crossing has been changed. If the level is not proper there will be problems when the emergency vehicles cross over them.

The County Engineer said that he would check into this and let Mr. Drake know of his findings.

IN THE MATTER OF ANIMAL CONTROL BUSINESS

Mary Anne Lewis, Hendricks County Animal Control Officer, appeared to discuss with the Commissioners the need to change her cellular phone account from G.T.E. Mobilnet to Cellular One.

Following discussion on this matter the Commissioners instructed Ms. Lewis to bring in the current contract to compare with the new one before making a decision.

IN THE MATTER OF CLAIMS

J. D. Clampitt moved and Hursel Disney seconded a motion to approve claims with warrant numbers as follows: 41804-41825 dated August 15, 1994 and 136527-136531 dated August 11, 1994.

The motion was approved unanimously.

The meeting recessed for lunch and resumed at 1:45 P.M. for further business.

IN THE MATTER OF WATER PROBLEM

Mr. Brian Quirk, of Hidden Valley Estates, appeared to discuss a water problem and the affect it is having in his driveway and on his vehicles.

Mr. Walter Reeder, County Engineer, and Mr. Russell Lawson, County Highway Superintendent, will visit Mr. Quirk's residence and view the problem sometime this week.

IN THE MATTER OF ZONING AMENDMENT

Robert Jarzen, Hendricks County Plan Commission Administrator, presented the following zoning amendment:

ZA-57/CE94-01 GEM Land Trust

Real Estate - 19.39 acres in Center Township located on the west side of State Road 39 and 0.28 mile south of the Conrail Tracks.

Request to Change: From R-1: Low Density, Single Family Residential District to I-2: Light Industrial District.

The Plan Commission had the public hearing on August 8, 1994 with a vote of seven to four with one abstention and coming to the Commissioners with a favorable recommendation.

Hursel Disney moved pursuant to the Plan Commission recommendation that the zoning be reverted back to I-2: Light Industrial District. J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF ZONING AMENDMENT

Mr. Jarzen also presented the following zoning amendment:

ZA-59/WA94-04 Ruth Burnett, etal

Real Estate - 171.09 acres in Washington Township located on the east side of County Road 800 East, on the north side of County Road 100 South and south of the Conrail yards.

Request to Chage: From I-4: Heavy Industrial District to R-2: Medium Density, Single Family Residential.

The Plan Commission gave a favorable recommendation at the public hearing on August 8, 1994 with a vote of six ayes, one nay and one abstention.

Commissioner Clampitt moved to approve the zoning request to R-2 per recommendation of the Plan Commission. Commissioner Disney seconded the motion and the motion was approved unanimously.

IN THE MATTER OF TORT CLAIM NOTICE

The Commissioners acknowledged the receipt of a Tort Claim Notice on behalf of Anthony S. Merkley.

IN THE MATTER OF ADDENDUM NO. 1 TO E 9-1-1 AGREEMENT

Addendum No. 1 to the Enhanced 9-1-1 Service Agreement was presented to the Commissioners for execution.

J. D. Clampitt moved to approve the addendum to the service agreement with

Indiana Bell Telephone Company, Inc. and Hendricks County relative to the E 9-1-1 agreement.

Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF HOG ROAST ON COURTHOUSE LAWN

Commissioner Disney moved to deny the request of the Republican Party to have a hog roast on the Courthouse lawn.

Commissioner Clampitt seconded the motion and the motion was approved unanimously.

IN THE MATTER OF BOVINE BRUCELLOSIS AND TUBERCULOSIS AGREEMENT

The Commissioners executed an agreement between Hendricks County and the Indiana State Board of Animal Health relative to Bovine Brucellosis and Tuberculosis testing.

IN THE MATTER OF BOND RENEWAL

The Commissioners signed a letter to Bank One requesting the rescinding of their request for forfeiture of the previous letters of credit since they have not received new Letters of Credit for Minor Plat #438, Minor Plat #498, Valley Vista, Section 1 and Valley Vista, Section II.

IN THE MATTER OF TUDOR ROAD PROBLEM

The Commissioners approved the County Engineer not continuing with the project for Mr. and Mrs. Fischer on Tudor Road.

IN THE MATTER OF PETITION FOR INCORPORATION OF TOWN OF AVON

The Commissioners established the date of October 10, 1994 at 1:00 P.M. in the Community Building for the public hearing of the incorporation of the Town of Avon.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes for the August 8, 1994 meeting.

The motion was approved unanimously.

There being no further business presented the meeting recessed at 2:20 P.M.

Richard J. Hyer
John A. Clampitt
Hendricks County Commissioners

ATTEST: *Martha Lynn Kearney*
Secretary

AUGUST 22, 1994

The Hendricks County Commissioners met in their regular session on Monday, August 22, 1994 at 11:15 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|---|
| Richard P. Myers) | |
| Hursel C. Disney) | Hendricks County Commissioners |
| John D. Clampitt) | |
| Marthelyn Pearcy | Secretary to Commissioners |
| Russell Lawson | Hendricks County Road Supervisor |
| Walter Reeder | Hendricks County Engineer |
| Mary Anne Lewis | Hendricks County Animal Control Officer |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF WILSON LATERAL DRAIN

Neil Ott, County Surveyor, and Patsy Wynn, Deputy Surveyor, discussed a problem with the Commissioners relative to the Wilson Lateral Drain which is outside the jurisdiction of the Surveyor's Office and the Drainage Board.

The Christ Evangelical Luthern Church near Brownsburg requires piping which will cross an open ditch in order to accommodate their needs.

The General Drain Fund has approximately \$7,500 but the total cost will exceed that amount. Russell Lawson, Highway Superintendent, estimates under \$30,000 for this project which could be partially funded from the Cumulative Bridge Fund.

Following discussion, J. D. Clampitt moved, per staff recommendation, to allow this needed crossing to be installed with the cost for Cumulative Bridge Fund not to exceed \$35,000 and with \$7,500 to be funded from the General Drain Fund. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF "NO PARKING SIGNS"

Russell Lawson, Highway Superintendent, recommended the installation of "No Parking " signs on Raceway Road south of new U. S. 36 on the county's portion for safety reasons.

Commissioner Disney so moved and Commissioner Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF NORTH WASHINGTON STREET

Both Russell Lawson, Highway Superintendent, and Walter Reeder, County Engineer, recommended that the jurisdiction of 1,235 feet of North Washington Street (area defined by Russell Lawson) be transferred to the Town of Danville for their care and upkeep.

J. D. Clampitt moved, per staff recommendation, to allow the Town of Danville to have jurisdiction over the designated 1,235 feet of North Washington Street. Hursel Disney seconded the motion and the motion was approved unanimously.

IN THE MATTER OF SHADY LANE SPEED LIMIT

Following lengthy discussion relative to the speed limit on Shady Lane, Hursel Disney moved to direct the County Highway to erect fifteen mile per hour speed limit signs on the curve through Shady Lane railroad overpass and to reduce

the thirty-five mile per hour speed limit to thirty mile per hour speed limit on the portion of the road between the landfill and the overpass. Also to put speed limit reduction signs in advance of the fifteen mile per hour speed limit signs. Richard Myers seconded the motion and the motion was approved with Commissioners Disney and Myers voting aye and Commissioner Clampitt voting no.

The meeting recessed for lunch and resumed at 1:15 P.M. for further business.

IN THE MATTER OF JAIL-MEDICAL CO-PAY ORDINANCE

There being no objectors present, Commissioner Disney moved to approve the proposed Ordinance for Jail-Medical Co-Pay. Commissioner Clampitt seconded his motion which was approved unanimously.

IN THE MATTER OF CELLULAR PHONE FOR ANIMAL CONTROL DEPARTMENT

Mary Anne Lewis, Animal Control Officer, appeared to present the current contract for her cellular phone and after learning that the Council will not allow the radios she had requested has decided that she should stay with G.T.E. Mobilnet.

The Commissioners advised her to request a letter of written requirements from the Cellular Company and a copy of a new contract.

IN THE MATTER OF SUBDIVISIONS (BOND ADJUSTMENTS)

Hickory Creek - The Engineer recommended that the performance bond be reduced to an amount of \$500.

Minor Plat No. 554 - The Engineer recommended that the performance bond be released and, since it would be under \$1,000 that the maintenance bond requirement be waived.

Windridge, Section 1 - The Engineer recommended that the maintenance bond be released.

Windridge, Section 2 - The Engineer recommended that the maintenance bond be released.

Windridge, Section 3 - The Engineer recommended that the maintenance bond be released.

Commissioner Clampitt moved to approve the bond reduction requests, per staff recommendation. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter was presented from Schneider Engineering Corporation on behalf of their client, Sanders Development Group and the Contractor for the site, Harvey Construction.

This letter is relative to Shiloh Farms Section I and Section VI and requests that the underdrains for the street be allowed to be moved from three feet behind the back of curb to one foot behind the back of curb. This will allow for more

room for all the utilities (gas, water, electric, and cable TV) to be installed.

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the request, per staff recommendation. The motion was approved unanimously.

IN THE MATTER OF AGREEMENT

A memorandum of agreement between the Indiana Department of Environmental Management and the Indiana Department of Natural Resources and the Soil Conservation Board and the County Soil and Water Conservation District was presented to the Commissioners to review.

IN THE MATTER OF CUT PERMIT

A letter from Dave O'Mara Contractor, Inc. was presented requesting permission to make road bores on County Road 800 East and County Road 100 North. The work is necessary to provide sewer service and construction is scheduled to start October 1, 1994.

Commissioner Disney moved to approve the request, per staff recommendation, and subject to permittee backfilling all excavating as per the specifications and supervision of the Hendricks County Engineer. Commissioner Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter was presented from Ameritech requesting permission to make an opening within the public right-of-way on County Road 800 East in Hollowbrook.

This work is necessary to maintain and provide additional telephone facilities. All disturbed surfaces will be restored by Indiana Bell (Ameritech) upon completion of the work and the work will commence and complete within ninety days of the permit issue date.

J. D. Clampitt moved, per staff recommendation, to approve this cut permit request subject to the standard three year maintenance agreement and Hursel Disney seconded the motion. The motion was approved unanimously.

IN THE MATTER OF HENDRICKS COUNTY E.D.C. PROPOSED ORDINANCE

Mr. Ron Wright, Mr. Fred Baughman and Mr. Gary Ogle, representing the Hendricks County Economic Development Commission Partnership, reviewed a proposed Ordinance with the Commissioners which promotes Economic Development in Hendricks County and establishes a special fund to provide revenues for Economic Development efforts in the County. This ordinance also authorizes and establishes a special Economic Development charge to be collected from the owners of residential real estate and other matters connected therewith.

Commissioner Clampitt moved to accept the proposed ordinance for review with a public hearing date of September 19, 1994 at 1:30 P.M. Commissioner Disney seconded the motion subject to the advice of the County Attorney. The motion was approved unanimously.

IN THE MATTER OF NORTH/SOUTH CORRIDOR

The County Engineer discussed the agreement for right-of-way acquisition for the North/South Corridor.

IN THE MATTER OF CLAIMS

Richard Myers moved and Hursel Disney seconded a motion to approve claims with warrant numbers as follows: 136559-136603 dated August 18, 1994; 33208-33246 dated August 19, 1994; 32851-33207 dated August 19, 1994 and 136538-136554 dated August 19, 1994.

The motion was approved unanimously.

IN THE MATTER OF MINUTES

Commissioner Clampitt moved to approve the minutes for the August 15, 1994 meeting. Commissioner Disney seconded the motion and the motion was approved unanimously.

There being no further business presented the meeting recessed at 2:05 P.M.

Richard P. Myers
John D. Clampitt
 Hendricks County Commissioners

ATTEST:

Marthalyn Percy
 Secretary

SEPTEMBER 6, 1994

The Hendricks County Commissioners met in their regular session on Tuesday, September 6, 1994 at 10:20 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthalyn Percy | Secretary to Commissioners |
| Walter Reeder | Hendricks County Engineer |
| Robert Jarzen | Hendricks County Plan Commission Administrator |
| Susan Fair | Hendricks County Personnel Director |
| Deanna English | Hendricks County Environmental Health Director |
| Gary Emsweller | Hendricks County Extension Agent |
| John Parsons | Hendricks County Systems Analyst |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF COUNTY ROAD 225 EAST

Walter Reeder, County Engineer, reported that it was necessary to close County Road 225 East at County Road 200 South because the north abutment had been undermined and there was a hole under the pavement the size of a desk. This was so dangerous they closed the road to make repairs.

IN THE MATTER OF TRAFFIC STUDY

A report was presented on the traffic study on County Road 100 North at County Road 300 East.

The sight distance looking east is restricted to 370 feet because of three

tall pine trees located approximately 240 feet east of the intersection.

It is recommended that additional right of way be obtained so that the obstructions can be eliminated.

Removal of the three (3) aforementioned pine trees should dramatically increase the sight distance for the intersection and therefore improve the safety for the area.

It is estimated that it would cost \$200 to transplant the three trees with no guarantee that they would live but it would cost \$1,200 to purchase new trees.

Following discussion on this matter, J. D. Clampitt moved to purchase the right-of-way and transplant the trees. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter was presented from Citizens Gas & Coke Utility requesting permission to install approximately forty feet of two inch plastic main in North Raceway Road to serve a commercial customer at 2450 North Raceway Road.

The new gas main will be installed from fourteen feet east of a center line of Raceway Road to the west property line of Raceway Road. Citizen Gas & Coke Utility will bore under the pavement, if possible, to serve the 2450 North Raceway Road customer.

Commissioner Clampitt moved, per staff recommendation, to grant approval subject to permittee backfilling all excavation per the specifications and supervision of the Hendricks County Engineer. The installation must be maintained by Citizens Gas for a period of at least three years. The road must also be bored - not cut.

Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF MINOR PLAT NO. 91 - LOT NO. 4

A request from Mr. Ted R. Patterson was presented requesting permission to install a perimeter drain approximately 330 feet south of his property to a creek bed. This will be in the county right-of-way.

J. D. Clampitt moved, per staff recommendation, to approve the request and to authorize the County Engineer to respond in writing to Mr. Patterson. Hursel Disney second the motion and the motion was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter from the Indianapolis Water Company was presented requesting permission to make an opening within the right-of-way of County Road 150 South approximately 540 feet east of the center line of County Road 625 East to provide water service.

The main extension will begin and be completed with restoration within ninety (90) days of the permit issue date.

Commissioner Disney moved and Commissioner Clampitt seconded a motion to approve the request subject to permittee backfilling all excavating as per the specifications and supervision of the Hendricks County Engineer. The motion was

approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter from Ameritech (Indiana Bell Telephone Company) was presented requesting permission to bury telephone conduits in the public right-of-way of County Road 625 East near County Road 150 South. Conduits will be pushed under County Road 625 East at the intersection of County Road 625 East and County Road 150 South and 800 feet north of that intersection. No grade changes will be made or existing drainage affected. Permission is requested to perform this work in the August-September 1994 timeframe.

J. D. Clampitt moved, per staff recommendation, to approve the cut permit request for Ameritech. Hursel Disney seconded the motion and the motion was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter was presented from Samuel L. Moore & Associates, Inc. requesting permission for open cutting of County Road 550 South to install a twenty-one (21) inch diameter sanitary sewer.

Discussion followed and the Commissioners requested the County Engineer to investigate further and report back at a later date.

IN THE MATTER OF CUT PERMIT

A letter from Ameritech was presented requesting permission to make an opening within the public right-of-way to maintain and provide additional telephone facilities on County Road 200 West.

All disturbed surfaces will be restored by Indiana Bell upon completion of the work and the work will commence and complete within ninety days of the permit issue date.

Commissioner Disney moved, per staff recommendation to approve this request. The motion was seconded by Commissioner Clampitt and approved unanimously.

IN THE MATTER OF INDIANAPOLIS MPO

A letter from the Department of Metropolitan Development, Planning Division was presented to the Commissioners inviting our County Engineer or his designee to serve on a committee to assist the Indianapolis MPO in selecting a consultant to prepare a Comprehensive Rail Study of the Indianapolis Urbanized Area.

It will be necessary to evaluate the proposals received and to attend at least two meetings, one of which will consist of presentations by the consultant finalists.

J. D. Clampitt moved and Hursel Disney seconded a motion to authorize Walter Reeder, County Engineer, to fulfill the appointment. The motion was approved unanimously.

IN THE MATTER OF UNDERDRAINS

A letter from Benchmark Consulting, Inc. was presented requesting permission to place underdrains for Windfield Subdivision one (1) foot behind the curb as opposed to the three (3) foot County specification.

On a motion by J. D. Clampitt and seconded by Hursel Disney this request was approved unanimously.

IN THE MATTER OF SUBDIVISIONS

Austin Lakes, Section 7 - The Engineer recommended that the performance bond be released upon receipt of a maintenance bond in the amount of \$150,000.00.

Country Meadow Estates, Section 1 - The Engineer recommended that the performance bond be reduced to an amount of \$29,000.00.

Minor Plat No. 571 - The Engineer recommended that the performance bond be released and, since it would be under \$1,000 that the maintenance bond requirement be waived.

Windridge North, Section 5 - The Engineer recommended that the performance bond be reduced to an amount of \$41,700.00.

Minor Plat No. 539 - The Engineer recommended that the performance bond be released and, since it would be under \$1,000, that the maintenance bond requirement be waived.

Thornhill Woods (Prestwick) - The Engineer recommended that the performance bond be released upon receipt of a maintenance bond in the amount of \$18,400.00.

Commissioner Disney moved and Commissioner Clampitt seconded a motion to approve the bond reductions and releases, as recommended by staff. The motion was approved unanimously.

IN THE MATTER OF CONTRACT

The Commissioners executed a contract between the State and the County of Hendricks in which the State will provide relocation assistance to four families to permit construction of the North/South Corridor.

IN THE MATTER OF BRIDGE NO. 44

Bridge No. 44 located on County Road 600 North (56th Street) just east of County Road 1000 East has been completed since September 2, 1992 and since the County has held the payment bond for two years it is recommended that this bond be released at this time.

Hursel Disney so moved and J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF SUPPLEMENTAL AGREEMENT FOR BRIDGE NO. 10

A supplemental agreement with Clyde E. Williams & Associates, Inc., Consulting Engineers for Bridge No. 10, was presented to the Commissioners for execution.

This supplemental agreement was required because of the construction contractors inability to complete the project on schedule caused, at least partially, by delay in relocation of utilities.

Commissioner Clampitt moved, per staff recommendation, to approve the supplemental agreement as presented. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF ACA EMPLOYEE ILLNESS

Susan Fair, Hendricks County Personnel Director, discussed with the Commissioners a situation in which an employee of the Animal Control became ill and passed out whereupon the Animal Control Director called an ambulance and sent the employee to the Hospital.

The expense will be paid by the Insurance Trust Account if the Commissioners will approve it. The cost is \$108.04.

J. D. Clampitt moved and Hursel Disney seconded a motion to allow this expense to be funded from the Insurance Trust Account. The motion was approved unanimously.

IN THE MATTER OF VISION SERVICE PLAN RENEWAL

Ms. Fair presented a renewal notice from the Vision Service Plan effective October 1, 1994 for a period of two years expiring on September 30, 1996.

An increase in the rate is noted for the employer and a change in deductibles for the employee is noted as \$20 for the Doctor at the time of examination and \$20 additional if lenses and frames are ordered.

The Commissioners executed this renewal upon a motion by Richard Myers and seconded by J. D. Clampitt. The motion was approved unanimously.

IN THE MATTER OF I.C.M. (INDIVIDUALIZED CARE MANAGEMENT)

It was announced by Ms. Fair that a representative of the I.C.M. (Individualized Care Management) would be here on September 23, 1994 to meet with the employees and also to issue new insurance cards and answer questions.

She mentioned changes in the summary plan which requires two working days notice for pre-certification. Previously it stated forty-eight hours notice.

Effective October 12, 1994 there will be an onsite representative here one day a week (Wednesdays) to counsel with any employee who might have questions.

IN THE MATTER OF PETITION FROM HIGHWAY EMPLOYEES

Ms. Fair will acknowledge the petition received from the Highway employees relative to grooming facial hair. The Commissioners advised her to research the problem and report at a later date.

IN THE MATTER OF EXTENSION BUSINESS

Gary Emsweller introduced Mr. Edward Sheldon, the new Agricultural Educator. Mr. Emsweller then presented more information on the IHET program which is being supported by a grant with supportive funding of the county. The county share is \$2,671.75.

Commissioner Disney moved to approve the county share of this funding subject to approval by the 4-H Fair Board and with payment to come from the Special Contract

appropriation in the Commissioners' budget. J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF SEMINAR

Mr. Emsweller then requested permission to attend the 4-H Agents Conference to be held October 29 through November 4, 1994 in Niagara Falls, New York at a cost of \$779.00.

The Commissioners regretfully denied this request due to a shortage of funds in their account.

IN THE MATTER OF GRANT APPLICATION

Tom Underwood, Hendricks County Sheriff, presented an application for a summer enforcement grant from September 1 through September 30, 1994 sponsored by the Governor's Council on impaired and dangerous driving, Office of Traffic Safety.

Commissioner Clampitt moved to approve the application for this grant to be funded by State and Federal funds for the Sheriff's Department. Commissioner Disney seconded the motion which was approved unanimously.

The meeting recessed for lunch and resumed order at 1:30 for further business.

IN THE MATTER OF STORAGE PROBLEM

Lana Pedigo and Marthalou Thompson from the Prosecuting Attorney's office requested space allocation for filing cabinets in their office. Presently there are five filing cabinets being stored in Superior Court II's old office and they wish to move them to the basement.

Three more filing cabinets need to be moved also from the Prosecuting Attorney's office.

The Commissioners will visit the basement and return to them with an answer.

IN THE MATTER OF ANNEXATION

Roy Martin, Attorney for the Town of Jamestown, and Kay Schoettle, Clerk-Treasurer for the Town of Jamestown, appeared before the Commissioners relative to the annexation of property which crosses county lines.

In 1975 an Ordinance was approved for annexation for ground where their sewer plant now stands but an error in the description of the deed was discovered which has been corrected. They are now requesting the County Commissioners to approve their Ordinance amending the original Ordinance description.

Commissioner Clampitt moved to approve this request subject to our County Attorney and Engineer approving the legal description and the Statutes. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF COMPUTER BUSINESS

John Parsons, Hendricks County Systems Analyst, informed the Commissioners of the need for a telephone line to be installed between the Courts and the Jail. He requested funding for this. A motion by Hursel Disney to authorize Mr. Parsons to obtain quotes for the installation of this line between the Jail and the Court-house and to fund this from the Commissioners' telephone appropriation was seconded by Commissioner Clampitt and was approved unanimously.

Mr. Parsons also reported that the Town of Plainfield has some used computer equipment which they are not using and would sell to the County for the sum of one dollar. However, they did request a signed resolution from the Commissioners relative to this transaction.

Hursel Disney moved and J. D. Clampitt seconded a motion to prepare the following resolution. Be It Therefore Resolved: That Hendricks County will pay the Town of Plainfield the sum of One dollar (\$1.00) for used computer equipment." J. D. Clampitt seconded the motion. The motion was approved unanimously.

It was reported that Mr. Henry Wallis from the Soil & Water Conservation Office has requested a personal computer. The Commissioners recommended that this be brought before the Data Process Commission at their next meeting.

Mr. Parsons discussed a problem involving the purchase of computer software equipment without consulting the Systems Analyst in some of our county offices. This can cause serious problems if care is not taken.

Following discussion, Hursel Disney moved to authorize a memo to be distributed to all county offices informing the Department Heads that John Parsons will not repair any computer equipment that has been purchased without the approval of the Data Process Commission. His motion was seconded by J. D. Clampitt and was approved unanimously.

IN THE MATTER OF SUBSTANCE ABUSE TASK FORCE

Steve Schmalz, Director of Juvenile Probation for Circuit Court, requested funds for the following to be funded from the Substance Abuse Task Force funds:

| | |
|--|------------|
| Tri West High School for the Hi-Star program | \$1,400.00 |
| Danville High School for the SAAD program | \$ 600.00 |
| For Cheryl Orr, Task Force Co-Ordinator Salary | \$9,600.00 |

Commissioner Clampitt moved and Commissioner Disney seconded a motion to approve the requests as presented. The motion was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter was presented from the Indianapolis Water Company requesting permission to make a cut in the right-of-way for West Tenth Street (County Road 100 North) Forest Commons Offsite Main Extension.

J. D. Clampitt moved, per staff recommendation, to approve the request. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF CLAIMS

J. D. Clampitt moved and Hursel Disney seconded a motion to approve claims with warrant numbers as follows: 33607-33616 dated September 2, 1994; 33618-33646 dated September 2, 1994; 33647 dated September 2, 1994; 41828-41839 dated September 1, 1994; 136620-136627 dated August 30, 1994; 136955-137154 dated September 15, 1994; 41840-41855 dated September 15, 1994; 136631-136954 dated September 15, 1994; 137157-137173 dated September 2, 1994 and 33247-33606 dated September 2, 1994.

The motion was approved unanimously.

IN THE MATTER OF VETERANS SERVICE OFFICER'S REPORT

The monthly report of Billie J. Holmes, Hendricks County Veteran's Service Officer, was received, reviewed and will be placed on file in the Commissioners' office for future reference.

IN THE MATTER OF TORT CLAIMS

The Commissioners acknowledged the receipt of two Tort Claim notices from the following: Matthew and Michelle McPeck and Kim and Kevin Carr.

IN THE MATTER OF HONEYWELL BOND

The President of the Commissioners executed the letter of notice of return of bid bond to Honeywell for the withdrawn bid on heating and air conditioning. The amount returned is \$2,303.80.

IN THE MATTER OF REMODELING SUPERIOR COURT NO. III

Mr. Reeder reported the need for \$5,000 to paint the Superior Court No. III offices and to put in new ceiling tile when the ceiling is dropped.

J. D. Clampitt moved and Hursel Disney seconded a motion to allow the \$5,000 needed for the remodeling and to fund it from the Cumulative Capital Fund. The motion was approved unanimously.

IN THE MATTER OF ADA COMPLIANCE

Mr. Reeder also informed the Commissioners of a need for \$6,000 for signage to be erected in the Administration Building and other buildings to come into compliance with the ADA requirements.

Commissioner Clampitt moved, per staff recommendation, to allow the \$6,000 from the Cumulative Capital Remodeling Fund for this project to come into compliance with the ADA regulations. The motion was seconded by Commissioner Disney and was approved unanimously.

IN THE MATTER OF SEMINAR

Mr. Reeder requested that his employee, Dan Williams, be allowed to attend a seminar on maintenance management September 20th and 21st for a cost of \$700. The Commissioners denied this request due to the lack of funds.

IN THE MATTER OF SEMINAR

A request was made to attend another seminar on Self Discipline and Emotional Control and this was also denied.

IN THE MATTER OF WATER SAMPLING

Deanna English, Environmental Health Director, presented the following quotes for water sampling at the Danville Landfill:

| | |
|-------------|-----------------------|
| Earth - Tec | \$6,000 plus shipping |
| Atec | \$8,300 |
| Heritage | \$9,100 |
| N.E.P. | \$10,975. |

Hursel Disney moved and J. D. Clampitt seconded a motion to approve the quote of Earth-Tec as the lowest most responsive and responsible quote received. The motion was approved unanimously.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes for the August 22, 1994 meeting. The motion was approved unanimously.

There being no further business the meeting recessed at 4:00 P.M.

Richard P. Myers
John D. Clampitt
 Hendricks County Commissioners

ATTEST:

Marthalyn Percy
 Secretary

SEPTEMBER 12, 1994

The Hendricks County Commissioners met in their regular session on Monday, September 12, 1994 at 11:00 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | Secretary to Commissioners |
| John D. Clampitt) | Hendricks County Road Supervisor |
| Marthalyn Percy | Hendricks County Engineer |
| Russell Lawson | Hendricks County Plan Commission Administrator |
| Walter Reeder | Hendricks County Personnel Director |
| Robert Jarzen | Hendricks County Health Director |
| Susan Fair | Hendricks County Environmental Health Director |
| Linda Hibner | Hendricks County Attorney |
| Deanna English | |
| Gregory Steuerwald | |

IN THE MATTER OF WELLNESS PROGRAM - TOWER CLUB

Susan Fair, Hendricks County Personnel Director, reported that forty-two employees had committed to participate in the Wellness Program at the Tower Club with an agreement that fees would be paid through a payroll deduction plan.

The Tower Club representative said that additional employees may be added anytime during the six month guarantee.

Commissioner Clampitt moved to approve this program with an eight dollar

per pay fee to be collected through the payroll plan. Commissioner Disney seconded the motion which was approved unanimously.

The Commissioners meeting recessed briefly and the Drainage Board was reconvened for the purpose of notification that there will not be a meeting on September 26th due to the Association of Indiana Counties Seminar.

The Drainage Board meeting was recessed and the Commissioners meeting reconvened.

IN THE MATTER OF AFFORDABLE HOUSING PROJECT

Beth Ann Leach informed the Commissioners of the availability of a grant to be used for Housing Repair and required Housing Assessments and a Feasability study. To be eligible it will require evidence of long range planning. They are also requiring a Resolution from the Commissioners showing the funding source. The grant request totals \$117,000.

Commissioner Disney moved to allow \$11,700 and \$9,000 previously allotted to be funded from the Special Contract appropriation in the Commissioners budget. Commissioner Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF STARKEY ADDITION

J. D. Clampitt moved and Richard Myers seconded a motion to authorize the Highway Department to put down binder in the Starkey Addition, delaying the surface coat until next spring, upon recommendation of staff. The motion was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter was presented from Ameritech (Indiana Bell Telephone Company) requesting permission to make an opening within the public right-of-way on east County Road 150 East and south County Road 300 East to provide additional telephone facilities. All disturbed surfaces will be restored by Indiana Bell upon completion of the work and the work will commence and complete within ninety days of the permit issue date.

Commissioner Clampitt moved, per staff recommendation and subject to the standard three year maintenance agreement, to approve the request. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter from the Indianapolis Water Company was presented requesting permission to make an opening within the right-of-way of County Road 100 north from approximately 700 feet west of the center line of Dan Jones Road to approximately 882 feet west of the center line of Dan Jones Road along the south right-of-way to provide water service.

The main extension will begin and be completed with restoration within ninety (90) days of the permit issue date.

J. D. Clampitt moved, per staff recommendation and subject to the three year maintenance agreement, to approve the request. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF CUT PERMIT

A road cut permit application for County Road 550 South was presented from Samuel L. Moore & Associates, Inc. at the last Commissioners' meeting at which time the County Engineer was instructed to do some further investigation. Following Mr. Reeder's report of a 21 inch sanitary sewer to be installed under the road there was discussion which resulted in a motion by Commissioner Clampitt to deny this request. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF NORTH/SOUTH CORRIDOR RIGHT-OF-WAY ACQUISITION

The Commissioners executed a claim to Andrew and Robin L. Burnett for right-of-way acquisition relative to construction of the North/South Corridor to be funded from the Cumulative Capital Fund (20-202-410). J. D. Clampitt moved to approve the acquisition per staff recommendation. Hursel Disney seconded the motion and the motion was approved unanimously.

IN THE MATTER OF SUBDIVISIONS

Harvest Ridge, Section 1 - The Engineer recommended that the performance bond be reduced to an amount of \$84,500.

Timber Bend, Section 4 - The Engineer recommended that the performance bond be reduced to an amount of \$111,200.

Country Meadow Estates, Section 2 - The Engineer recommended that the performance bond be reduced to an amount of \$87,000.

Minor Plat No. 564 - The Engineer recommended that the performance bond be reduced to an amount of \$5,000.

A motion was presented by J. D. Clampitt to approve all four bond reduction requests, per staff recommendation. The motion was seconded by Hursel Disney and was approved unanimously.

IN THE MATTER OF CLAIMS

J. D. Clampitt moved and Hursel Disney seconded a motion to approve claims with warrant numbers as follows: 137180-137197 dated September 8, 1994; 137198-137203 dated September 8, 1994; 41857-41861 dated September 15, 1994 and 137208-137245 dated September 12, 1994.

The motion was approved unanimously.

The meeting recessed for lunch and resumed at 1:30 P.M. for further business.

IN THE MATTER OF CONTRACT

Mr. Jack Bragg from Taylored Systems, representing Ameritech, was present to present a contract renewal for the Centrex telephone system with no changes from the last one.

The present contract will expire at the end of October when the plan will revert to payment on a month to month basis then.

J. D. Clampitt moved to approve the contract and Richard Myers seconded the motion. The County Attorney will review the contract and the President of the Commissioners will then execute the document. The motion was approved unanimously.

IN THE MATTER OF COMPLAINT

Libby Farr, from Washington Township, presented a complaint which evolved from an incorrect key number at the time of the purchase of the property. This resulted in delinquent taxes and then a notification that the property was scheduled for the tax sale. Multiple problems resulted including the wrong address change from the house numbering project. This has caused extensive expense and she requested reimbursement from the county.

The Commissioners were very sympathetic but explained that there is not an appropriation available for reimbursement. Ms. Lori Vittetow from the Plan Commission was present and verified the correct address for Mrs. Farr.

IN THE MATTER OF CHANGE ORDER FOR ADMINISTRATION BUILDING

Mr. Dean Illingworth, from Schmidt Associates Architects, Inc., informed the Commissioners that the remodeling project for the Administration Building was on schedule, in fact, a little ahead of schedule just now. He said that next month there would be a meeting to work on the interior specifications and bids.

However, there is a need for Change Order No. 3 to be approved in the total amount of \$28,600 for work replacing the concrete floor, trying to save the terraza floor and for the sanitary lateral outside the building.

A motion was presented by J. D. Clampitt to approve Change Order No. 3 in the amount of \$28,600 for work to be done at the Administration Building. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF HOUSE NUMBERING SYSTEM

Bob Jarzen, Plan Commission Administrator, introduced Mr. Mike Armstrong, District Manager of Postal Relations in Indianapolis, who came to discuss the Washington Township problems.

Mr. Armstrong explained that all mail travels by zip code...not by address, until it reaches the home post office. The Post Office building houses the carriers and there can be no new delivery routes inaugurated unless the Post Office building has the space for the carriers. For example, Danville Post Office has no more space available for more carriers and is on a list within the next five years to have some change made in the building. Consequently there can be no more carriers and consequently they can not have additional delivery routes or addresses.

The nine digit zip code will get the mail to "your block" where you live. Automation equipment cross references everything or kicks it out.

Mr. Armstrong is very much aware of the growth in Hendricks County and repeated that within five years the Danville Post Office will have to replace their building. He did not know of any other post offices in this area that were so listed.

There was much discussion relative to boundaries where there are crossovers into the adjoining counties and duplication of deliveries.

IN THE MATTER OF HEALTH DEPARTMENT EQUIPMENT

Linda Hibner, Health Director, reported that a Blood Chemistry Analyzer is not being used by the Health Department and she wished to dispose of it.

Discussion followed and the Commissioners suggested that Ms. Hibner talk with the County Attorney relative to bids, etc. If it is possible to sell the equipment then dividing the proceeds of sale between the Health Department and the Child Health Clinic was advised.

Commissioner Clampitt moved to sell the equipment, if possible, and to split the money between the Child Health Clinic and Local Health Department. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF INDOOR AIR TEST IN COURTHOUSE

Deanna English, Environmental Health Director, distributed information relative to the Indoor Air Tests taken in some of the offices in the Courthouse. There were no major problems detected.

IN THE MATTER OF INDIANA ENVIRONMENTAL HEALTH ASSOCIATION

It was noted that Deanna English, the Hendricks County Environmental Health Director, is the President-elect of the Indiana Environmental Health Association. Congratulations were extended to her by the Commissioners.

IN THE MATTER OF COUNTY AUCTION

Walter Reeder, County Engineer, discussed the need for a county auction to dispose of unused equipment, etc. The Commissioners instructed him to investigate availability of auctioneers and their fees and available dates and report back to them at a later date.

IN THE MATTER OF OFFICE ADDITION AT ANIMAL SHELTER

Mr. Reeder reported that PSI Energy has granted our encroachment request for the proposed addition to the existing Animal Shelter building.

PSI granted the request with the stipulation that the same guidelines be followed as set forth in the modified consent to encroach dated February 27, 1992 recorded in the office of the Recorder of Hendricks County, Indiana in Book 129, pages 286-291.

Hursel Disney moved and J. D. Clampitt seconded a motion to approve the \$6,000 necessary to complete this project. The motion was approved unanimously.

IN THE MATTER OF SPEEDWAY AIRPORT PROPERTY

Mr. Reeder presented Resolution No. 6-1944 whereby the Speedway Airport now owned by the Indianapolis Airport Authority, grants Hendricks County 6.315 acres of the airport for roadway purposes to be used in the North/South Corridor project.

The President and Secretary of the Indianapolis Airport Authority are authorized to execute a Quitclaim Deed and all other necessary documents to effectuate the transfer authorized by this Resolution.

The Commissioners executed the document accepting the offer from the Airport upon a motion by J. D. Clampitt and seconded by Hursel Disney. The motion was approved unanimously.

IN THE MATTER OF WILSON LATERAL RECONSTRUCTION ASSESSMENTS

A letter from the Hendricks County Surveyor's Office was presented to the Commissioners informing them that an error in the plat books in the Auditor's Office has resulted in an erroneous construction cost amount of \$12,088 and the County Attorney said that this should be funded by the county and not by the owners of property in the water shed.

J. D. Clampitt moved and Richard Myers seconded a motion to pay this from the Special Contract appropriation in the Commissioners budget. The motion was approved unanimously.

IN THE MATTER OF MONTHLY REPORT OF WEIGHTS & MEASURES INSPECTOR

The monthly report for Charles Colbert, Hendricks County Weights & Measures Inspector, was presented from May 16th through September 9th. Due to illness and death in the family, Mr. Colbert has not been able to report monthly.

This report was reviewed and will be placed on file in the Commissioners' office for future reference.

IN THE MATTER OF TORT CLAIM NOTICE

The Commissioners acknowledged receipt of a Tort Claim Notice from Ms. Deborah Ashburn relative to medical treatment at the Hendricks Community Hospital.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve minutes for September 6, 1994. The motion was approved unanimously.

There being no further business presented the meeting recessed at 4:15 P.M.

Richard P. Myers
John D. Clampitt
 Hendricks County Commissioners

ATTEST: *Martha Lynn Kearney*
 Secretary

SEPTEMBER 19, 1994

The Hendricks County Commissioners met in their regular session on Monday, September 19, 1994 at 10:00 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | Secretary to Commissioners |
| Marthelyn Percy | Hendricks County Road Supervisor |
| Russell Lawson | Hendricks County Engineer |
| Walter Reeder | Hendricks County Plan Commission Administrator |
| Robert Jarzen | Hendricks County Personnel Director |
| Susan Fair | Hendricks County Systems Analyst |
| John Parsons | Hendricks County Attorney |
| Gregory Steuerwald | |

IN THE MATTER OF HIGHWAY BUSINESS

Russell Lawson, Hendricks County Road Supervisor, presented an update on the activities of the Highway Department.

He also stated that there are six to seven subdivisions yet to be blacktopped.

IN THE MATTER OF TORT CLAIM

The Commissioners noted the receipt of a Tort Claim Notice from Deborah Ashburn relative to a potential lawsuit against the Hendricks Community Hospital.

IN THE MATTER OF COMPREHENSIVE LICENSING OF CONTRACTORS ORDINANCE

Robert Jarzen, Hendricks County Plan Commission Administrator, requested a date and time for a public hearing on a proposed Ordinance creating a Comprehensive listing of Contractors operating within the jurisdiction of Hendricks County.

It was agreed to have a public hearing on Tuesday evening, October 18, 1994 at 7:00 P.M. in the Commissioners' meeting room on the third floor of the Courthouse to allow public input.

IN THE MATTER OF PERSONNEL MATTERS

Susan Fair, Hendricks County Personnel Director, reported that there has been a sufficient increase in the commitments for participation in the Tower Club Wellness Program and that arrangements are being made for the required payroll deductions for this program.

Mrs. Fair also reported that Danville High School is ready to re-schedule the Word Perfect Adult Education program.

Following discussion, it was decided to take no action on this matter since the source of funding is limited.

A representative will be present this Friday from the ICM to distribute the new employee insurance cards.

IN THE MATTER OF POLICY FOR EMPLOYEES DRESS AND HAIR CODE

The County Attorney reported investigating the rational basis for dress or hair code for employees. He said that it must be in writing and be an established policy.

The Commissioners instructed Ms. Fair and Mr. Bailey to create a policy and

return with it to them for review.

 IN THE MATTER OF SAMUEL L. MOORE & ASSOCIATES, INC.

Walter Reeder, County Engineer, introduced Mr. Cecil L. Whitaker from Samuel L. Moore & Associates, Inc., who wished to explain a request for a larger than normal road cut which the Commissioners had denied previously because of lack of information.

This request was to make a road cut for a twenty-one inch sewer pipe on County Road 550 South east of New State Road 267.

Following this discussion, J. D. Clampitt moved and Hursel Disney seconded a motion to approve this request, per staff recommendation and approval of design with normal restrictions of maintenance. The motion was approved unanimously.

 IN THE MATTER OF CUT PERMIT

A letter from the Indianapolis Water Company was presented requesting permission to install an eight inch PVC water main for Avon Business Park. The installation will be in utility easements, provided by the Developer.

Commissioner Clampitt moved to approve this request, per staff recommendation and to authorize the County Engineer to respond by letter. Commissioner Disney seconded the motion which was approved unanimously.

 IN THE MATTER OF CUT PERMIT

A letter was presented from Ameritech (Indiana Bell Telephone Company) requesting permission to install buried telephone conduits and buried cables in the public right-of-way of County Road 100 South and County Road 800 East. The existing grade and drainage will not be changed. Existing ditches will be restored to existing depth and contour. Indiana Department of Natural Resources has issued a utility exemption to cross the stream east of County Road 800 East on County Road 100 South.

A motion to approve the cut permit request was made by J. D. Clampitt and seconded by Hursel Disney. The motion was approved unanimously.

 IN THE MATTER OF SUBDIVISIONS

Minor Plat No. 496 - The Engineer recommended that the performance bond be released and since it would be under \$1,000, that the maintenance bond requirement be waived.

Windridge North, Section 5 - The Engineer recommended that the performance bond be reduced to an amount of \$23,000.

Minor Plat No. 468 - The Engineer recommended that the performance bond be released and since it would be under \$1,000 that the maintenance bond requirement be waived.

Pines of Avon, Section 1 - The Engineer recommended that the performance bond be reduced to an amount of \$161,000.

Minor Plat No. 529 - The Engineer recommended that the performance bond be

released and since it would be under \$1,000 that the maintenance bond requirement be waived.

Thornridge, Section I - The Engineer recommended that the performance bond be reduced to an amount of \$161,700.

Commissioner Clampitt moved, per staff recommendation, to approve the bond reductions and releases. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF NORTH/SOUTH CORRIDOR ACQUISITION

Mr. Reeder reported to the Commissioners that a piece of property has been acquired for the North/South Corridor and ask what the Commissioners wish to do with it. There will not be any action before January 1, 1995. The Commissioners recommended renting the house until construction of the road or sewer is started and the house is in the way.

IN THE MATTER OF MEETING AT PLAINFIELD

Mr. Reeder reported on the meeting he attended at Plainfield in which there was discussion on building permits in the two mile corridor. There seems to be some confusion on who is responsible to monitor construction. He will continue to work with Plainfield, if possible.

IN THE MATTER OF FIBER OPTIC CABLE

John Parsons, County Systems Analyst, presented a letter he had received from the Town of Danville relative to the county utilizing current Town alleyways to construct a fiber optic cable to link the Courthouse with the new Administration Building on South Washington Street. The letter listed some stipulations for the county to follow.

IN THE MATTER OF BID OPENING FOR TELEPHONE/COMPUTER WIRING

Three bids were received for the Telephone/Computer Wiring as follows:

| | | |
|--------------------------------------|-----------------|-------------|
| K & J Communications | | \$32,209.00 |
| | Alternate No. 1 | \$ 3,500.00 |
| | Alternate No. 2 | \$ 1,000.00 |
| Ameritech | | \$32,616.45 |
| | Alternate No. 1 | \$ 5,110.37 |
| | Alternate No. 2 | \$ 2,900.00 |
| Claussen Communications of Greenwood | | \$26,170.25 |
| | Alternate No. 1 | \$ 3,684.15 |
| | Alternate No. 2 | \$ 4,000.00 |

Hursel Disney moved to acknowledge the receipt of three bids for the telephone/computer wiring and refer them to staff for review and recommendation at the October 3, 1994 meeting. J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF RACEWAY PARK

The Regional Sewer Board recommended that the Commissioners participate in the proposed connection fee for Indianapolis Raceway Park in exchange for easements through IRP and recognition of the economic importance of IRP. The lines and

easements are necessary to extend sewers to Clermont Heights and other businesses in the area.

J. D. Clampitt moved to approve the Regional Sewer Board's recommendation in the amount of \$150,000 and Hursel Disney seconded the motion. The motion was approved unanimously.

IN THE MATTER OF ZONING AMENDMENT

Mr. Robert Jarzen, Hendricks County Planning Commission Administrator, presented the following zoning amendments:

ZA-60/LN94-01 John Wittman, Joe Saldana, et al

Real Estate - 30.93 acres in Lincoln Township located 0.12 miles west of State Road 267, north of Donnelly Heights Subdivision and southeast of Locust Lane.

Request to Change: From C-2: General Commercial District to R-2: Medium Density, Single Family Residential District.

The Plan Commission Staff approved this request and the Plan Commission Board held the public hearing on September 12, 1994 with a favorable recommendation resulting from a vote of five ayes and two abstentions. There were no remonstrators, just comments and concerns.

Commissioner Clampitt moved and Commissioner Disney seconded a motion to approve the zoning amendment pursuant to Staff and Plan Commission recommendation from C-2 to R-2 for John Wittman, Joe Saldana, et al. The motion was approved unanimously.

IN THE MATTER OF ZONING AMENDMENT

Mr. Jarzen presented another zoning amendment as follows:

ZA-61/LN94-02 4010 North State Road 267, Inc.

Real Estate - 2.47 acres in Lincoln Township located on the west side of State Road 267 and northwest of the intersection with County Road 400 North.

Request to Change: From R-2: Medium Density, Single Family Residential District to C-2: General Commercial District.

The Plan Commission Staff gave a favorable recommendation and the Plan Commission Board noted to recommend approval at their public hearing on September 12, 1994 with the following results: a vote of five ayes and two abstentions with no remonstrators, just comments and concerns.

Hursel Disney moved, per staff and Plan Commission recommendation, to approve this zoning amendment. J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF ZONING AMENDMENT

Mr. Jarzen presented a third zoning amendment request as follows:

ZA-63/WA94-06 Sanders Development

Real Estate - 16.69 acres in Washington Township located 0.10 mile north of U. S. Highway 36 and 0.30 mile west of County Road 1050 East.

Request to Change: From C-2: General Commercial District to R-5: High Density, Multifamily Residential District.

The Plan Commission Staff gave a favorable recommendation and the Plan Commission Board held their public hearing on September 12, 1994. The vote resulted in four ayes, one nay and two abstentions. Since it takes five aye votes, this is coming to the Commissioners without a recommendation of approval or denial. It was noted that there were self imposed restrictions with a stipulation of a thirty foot landscape buffer and no more than twenty two buildings.

Hursel Disney moved, pursuant to Staff recommendation and Plan Commission recommendation of neither approval or denial, to approve the zoning amendment with the self imposed restrictions. J. D. Clampitt seconded the motion and it was approved unanimously.

IN THE MATTER OF ZONING AMENDMENT

Mr. Jarzen presented another zoning amendment as follows:

ZA-64/WA94-07 Pamela Gurman - (David Wilson, Agent)

Real Estate - 2.10 acres in Section 3, Township 15, Range 1 East of Washington Township located on the west side of State Road 267 one half mile north of U. S. 36 and immediately north of the Washington Township Library.

Request to Change: From R-2; Single Family to R-4: Medium Density, Multi-Family Residential.

The Plan Commission Staff gave a favorable recommendation. The Plan Commission Board held their public hearing on September 12, 1994 with the following vote: four ayes, one nay and two abstentions and it has come to the Commissioners without a recommendation of denial or approval.

There were some remonstrators from the Stratford of Avon Subdivision present at the Plan Commission meeting. Today Carolyn Hallinger, Jim Henke, John Taylor, Randall Patterson, Doug Green and David Wilson each were given an opportunity to speak. Carolyn Hallinger presented a petition with signatures of residents of Stratford of Avon opposing the zoning amendment. Jim Hanke said that the water and sewers were all taken care of and that it should increase the tax base over a million dollars. He also said that letters were sent out inviting everyone to an open house to discuss this and no-one came. John Taylor who lives in Stratford of Avon, referred to the letter stating that wrong dates were given of the meeting. Doug Green also lives in Stratford of Avon and was concerned about safety of children, school buses, etc. Randall Patterson attended the zoning hearing and thought that the information presented was not concrete. David Wilson, Agent for Pamela Gurman, spoke and said they were willing to put self imposed restrictions on the zoning request.

President Myers closed the discussion from those in attendance and opened the discussion to the Board of Commissioners.

Following their discussion, J. D. Clampitt moved to continue this hearing for two weeks (October 3, 1994 meeting at 1:00 P.M.) and requested the self imposed restrictions to be put in writing for that meeting that they might review it again. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF ECONOMIC DEVELOPMENT COMMISSION ORDINANCE

Ron Wright, Gary Ogle and Linda Fulfort were present relative to the Economic Development Commission Ordinance hearing.

The County Attorney, Gregory Steuerwald, has explained the Ordinance and compared the one proposed previously. The language in the Ordinance sets out the amount to be paid to the Auditor at the time Title is transferred from the Developer to a home owner.

Walter Reeder and Bob Jarzen voiced some opposition and had questions relative to clarification of how the money is collected and forwarded to the Economic Development Commission. Also if this was the proper method of funding the Partnership.

Gary Ogle remarked that this is the fourth time this Ordinance has been presented and that there has been much time and effort put into this project.

Hursel Disney moved to approve the Ordinance and J. D. Clampitt seconded the motion stating that it can be stopped anytime if the Commissioners view a problem. The motion was approved with Commissioner Disney and Commissioner Clampitt voting aye and Commissioner Myers voting no.

IN THE MATTER OF HABITAT FOR HUMANITY

Duke Merrion distributed some plats showing an area of five acres which Bob and Marg Randall will sell to be divided into five one acre lots. He stated that the Habitat for Humanity project cannot accept government funding but can accept government services. He asked if the County could put in roads for this area.

He stated that recipients of their services must be Hendricks County residents. The Commissioners directed the County Engineer to review and investigate this matter and then report back to them at a later date.

IN THE MATTER OF RIGHT-OF-WAY ESCROW ACCOUNT

The County Engineer reported a check in the amount of \$14,650 from the Developers of Harvest Ridge to be placed into the Right-of-Way Escrow Account (24-000-213) for their portion of the County Road 100 North project based on an agreement reached with the Plan Commission.

IN THE MATTER OF ANIMAL CONTROL BUSINESS

Mary Anne Lewis, Animal Control Officer, presented two requests to the Commissioners relative to new winter hours and a clarification on Saturday closings.

The request for new winter hours to be effective October 1, 1994 until March 1, 1995 were to open from 12:00 P.M. to 6:00 P.M. for public and that the Shelter be closed on Saturday if a holiday falls on the prior Friday or the following Monday.

These changes would not interfere with emergency needs.

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the requests as presented. The motion was approved unanimously.

IN THE MATTER OF CLAIMS

J. D. Clampitt moved to approve claims with warrant numbers as follows:
37255-137271 dated September 16, 1994; 33999-34036 dated September 16, 1994;
41862-41877 dated September 16, 1994 and 33649-33998 dated September 16, 1994.

Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF COUNTY HOME APPLICATION

An application to the County Home from Robert Wayne Kuhlman was presented to the Commissioners and recommended by the Center Township Trustee, Albert Moore.

Commissioner Disney moved to approve this application following discussion and Commissioner Clampitt seconded the motion which was approved unanimously. The instrument was executed.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes for the September 12, 1994 meeting. The motion was approved unanimously.

There being no further business presented the meeting recessed at 3:10 P.M.

Richard P. Myers
Hursel C. Disney
John D. Clampitt
Hendricks County Commissioners

ATTEST:

Marthalyn Percy
Secretary

OCTOBER 3, 1994

The Hendricks County Commissioners met in their regular session on Monday, October 3, 1994 at 10:00 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthalyn Percy | Secretary to Commissioners |
| Russell Lawson | Hendricks County Road Supervisor |
| Walter Reeder | Hendricks County Engineer |
| Paul Wilson | representing Hendricks County Plan Commission Adm. |
| Mary Anne Lewis | Hendricks County Animal Control Officer |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF HIGHWAY BUSINESS

Russell Lawson, Hendricks County Highway Superintendent, informed the Commissioners of a problem on Manor Drive in Pine Oak Subdivision where a trucker is parking his vehicle on a recently resurfaced street. "No Parking over 7000 Pounds" signs have been posted.

On County Road 650 East East north of 86th Street there is a well drilling business which uses heavy equipment and there is concern about his equipment crossing the concrete bridge and what damage, if any, it may cause. Mr. Russell will call and talk with him about the potential problem.

IN THE MATTER OF CUT PERMIT

A letter was presented from the Indiana Gas Company, Inc. requesting permission to construct, maintain and/or remove a two inch plastic pipe line along or across county highways.

Indiana Gas Company proposes to make a bore under Avon Parkway to reach an easement so service can be supplied to a new subdivision (Park Place).

Said Indiana Gas Company, Inc., covenants and agrees to construct said pipe line in an orderly and workmanlike manner, to replace all grade levels, drains, pavements or structures to as good a condition as when work was commenced, and to replace with comparable material and workmanship all roadways, pavements, or structures damaged by the construction of the contemplated project; all to the satisfaction and under the supervision of said Board of Commissioners or their designated representative.

Hursel Disney moved and J. D. Clampitt seconded a motion to approve the request to bore under Avon Parkway as requested. The motion was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter was presented from Ameritech (Indiana Bell Telephone Company) requesting permission to make an opening within the public right-of-way to maintain and provide additional telephone facilities located on south County Road 600 East and east County Road 750 South.

All disturbed surfaces will be restored by Ameritech upon completion of the work and the work will commence and complete within ninety days of the permit issue date.

Commissioner Clampitt moved to approve the request subject to the standard three year maintenance agreement. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter was received from Parsons, Cunningham and Shartle Engineers, Inc. requesting permission to make road bores located on County Road 625 East just south and north of the Conrail Railroad Bridge (Haunted Bridge). The bore is necessary to discharge sanitary sewage from Section 1 of Thorn Ridge Subdivision to the West Central Conservancy District Sewage Treatment Plant.

A three inch diameter PVC pipe will be installed from a lift station in Thorn Ridge, Section 1 to said treatment plant. County Road 625 East will be bored just south and north of the existing Conrail Railroad Bridge. The Contractor will have all existing utilities located prior to commencing construction. Site grading and seeding will be completed for the areas adjacent to the roadway. The Contractor will be responsible for maintaining this area for a period of three years from the project completion.

Commissioner Disney moved and Commissioner Clampitt seconded a motion to approve the request subject to the three year maintenance agreement. The motion was approved unanimously.

IN THE MATTER OF CUT PERMIT

Another letter from Ameritech was presented which requested permission to install a paved pull-off drive with ditch drainage pipe in the public right-of-way of County Road 625 East at Applecreek.

Ameritech is requesting permission to perform this work in the October/November 1994 timeframe.

J. D. Clampitt moved to approve the cut permit request subject to the standard three year maintenance agreement. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF SUBDIVISIONS

Forest Commons, Section 1 - The Engineer recommended that the performance bond be reduced to an amount of \$64,113.

Forest Commons, Section 2 - The Engineer recommended that the performance bond be reduced to an amount of \$41,400.

Minor Plat No. 595 - The Engineer recommended that the performance bond be reduced to an amount of \$500.

Minor Plat No. 543 - The Engineer recommended that the performance bond be released and, since it would be under \$1,000 that the maintenance bond requirement be waived.

Windfield - The Engineer recommended that the performance bond be reduced to an amount of \$138,075.

Minor Plat No. 540 - The Engineer recommended that the performance bond be released and, since it would be under \$1,000, that the maintenance bond requirement be waived.

Minor Plat No. 512 - The Engineer recommended that the performance bond be released and, since it would be under \$1,000, that the maintenance bond requirement be waived.

Cambridge II - The Engineer recommended that the performance bond be reduced to an amount of \$39,800.

A motion was made by Hursel Disney to approve the bond reductions and releases as requested. The motion was seconded by J. D. Clampitt and was approved unanimously.

IN THE MATTER OF BOND FORFEITURE

Minor Plat No. 495, Wright's residence, was approved in 1992. Since it has been two years and no improvements have been completed a request for forfeiture of the letter of credit is being made so that the work can be completed.

J. D. Clampitt moved to ask USAIR Federal Credit Union to forfeit the letter of credit for Minor Plat No. 495. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter from Site & Sewer Contractors, Inc. was presented requesting permission to install bore pits, and a receiving pit in the right-of-way of County Road 525 East. Site & Sewer Contractors will then bore County Road 525 East and install a steel casing for sewer main under County Road 525 East south of Conrail and north of Heartland Health Facility.

J. D. Clampitt moved to approve the request subject to the standard three year maintenance and to authorize the County Engineer to respond by letter to this request. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF BID - TELEPHONE & COMPUTER WIRING

Leanna Alverson from the Engineer's Department reported on the results of staff reviewing the bids for telephone/computer wiring for the Administration Building.

These bids were opened previously at the September 19, 1994 meeting. The lowest bidder is Clawson Communications with a base bid of \$26,170.25 and alternate number 1 of \$3,684.15 and alternate number 2 of \$4,000 making a total of \$33,854.40.

Commissioner Disney moved to accept the lowest most responsive and responsible bid from Clawson Communications for the telephone/computer wiring for the Administration Building subject to the company signing all bids. Commissioner Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF BRIDGE NO. 25

The County Engineer informed the Commissioners that Mauer McGillam have presented a better plan for the Bridge No. 25 project which will cost \$6,000 additional but in the end will save the County \$21,000.00 due to the change in the design of the bridge.

J. D. Clampitt moved to approve the change as requested and Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF AVON ESTATES

A letter from Lewis Engineering, Inc. was presented requesting permission to install the subsurface drain one foot behind the back of the curbs in Avon Estates.

A motion was made by Commissioner Clampitt and seconded by Commissioner Disney to approve the request as presented. The motion was approved unanimously.

IN THE MATTER OF APPLICATION FOR CREDIT

Mr. Reeder presented an application for credit for Economy Plumbing Supply Company, Inc. to enable the county to make purchases there which will expedite work being done in the county.

Commissioner Clampitt moved to authorize the President of the Commissioners to execute this instrument. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF CREDIT APPLICATION

The request for a credit application for Best Buys was denied by the Commissioners.

IN THE MATTER OF COUNTY AUCTION

Mr. Reeder asked the Commissioners whether or not they wished the old copy machine in the County Annex to be placed in the county auction. The Commissioners said if it cannot be traded in then put it in the auction.

IN THE MATTER OF UPDATE ON FUNDING REPORT

The County Engineer distributed copies of an update on the funding report to each of the Commissioners for their review.

IN THE MATTER OF CHARGES FOR FAX MACHINE COPIES

There was a discussion on whether or not to make charges for copies made on the fax machine when they are long distance.

No decision was made on this matter.

IN THE MATTER OF PERSONNEL MATTERS

J. D. Clampitt presented information from Susan Fair, Personnel Director, who is on vacation, relative to the grooming policy on facial hair. Following discussion the Commissioners executed the policy.

IN THE MATTER OF HEALTH INSURANCE

There was discussion on whether or not Board members or appointees to Boards would be eligible to participate in the Health Insurance program of the county.

Hursel Disney moved and J. D. Clampitt seconded a motion to consider allowing members of the Board of Zoning Appeals and the Plan Commission Board to participate and to inform the Personnel Director to contact Nyhart and report back on costs, etc.

IN THE MATTER OF NOISE ORDINANCE

Mary Anne Lewis, Hendricks County Animal Control Officer, discussed complaints which she has received on barking dogs and what can be done about them.

There is no Nuisance Ordinance in effect and she has discussed this with other Counties.

The Commissioners made no decision relative to this matter.

IN THE MATTER OF VETERANS SERVICE OFFICER'S REPORT

The Commissioners acknowledged receipt of the monthly report of Billie J. Holmes, Veterans Service Officer for Hendricks County.

This report will be placed in the Commissioners' office for future reference.

IN THE MATTER OF CLAIMS

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the following claims with warrant numbers: 137275-137293 dated September 19, 1994; 34037-34382 dated September 30, 1994; 41880-41883 dated October 1, 1994; 41885-41893 dated October 1, 1994; 34383-34419 dated September 30, 1994 and 137316-13733 dated September 30, 1994.

The motion was approved unanimously.

The meeting recessed for lunch and resumed for further business at 1:15 P.M.

IN THE MATTER OF REZONING AMENDMENT

The time arrived for the discussion of the Zoning Amendment for Pamela Gurman being represented by David Wilson.

President Myers opened the meeting (with a standing room only crowd of approximately fifty) by explaining that this was not a public hearing but the Board will allow comments.

Mr. David Wilson introduced Mr. Jim Henke and then proceeded to read the self imposed conditions which were placed upon the zoning amendment for Pamela Gurman.

Carolyn Hallinger, Attorney and resident of Stratford of Avon Subdivision and representing those present from Sycamore Creek and Timber Ridge Subdivisions, presented several letters from remonstrators against this zoning amendment. She then expressed the reasons why today's delegation was opposed to the building of condominiums in this area.

Commissioner Disney asked the County Attorney whether or not when the R-3 zoning was discontinued if that would automatically effect anything above that. Mr. Steuerwald said that when R-3 was discontinued it was for only R-3.

Mr. Disney then ask the Developers if they could provide a picture of the condominiums or something even similar to them.

Mr. Wilson responded by saying that the pictures which were displayed at the first meeting are all that are available.

Commissioner Myers spoke and said that he didn't think that traffic posed a problem but that all properties in that area are zoned single family residential and it was his opinion that this classification should remain for this designated area.

Commissioner Disney also spoke and agreed with Mr. Myers. Mr. Disney moved that the Board deny the request for the zoning amendment. Commissioner Clampitt seconded the motion and the motion was approved unanimously.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes for the September 19, 1994 meeting. The motion was approved unanimously.

There being no further business presented the meeting recessed at 2:15 P.M.

Richard P. Myers
John D. Clampitt
 Hendricks County Commissioners

ATTEST: *Marthalyn Percy*
 Secretary

OCTOBER 10, 1994

The Hendricks County Commissioners met in their regular session on Monday, October 10, 1994 at 11:00 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthalyn Percy | Secretary to Commissioners |
| Walter Reeder | Hendricks County Engineer |
| Robert Jarzen | Hendricks County Plan Commission Administrator |
| Susan Fair | Hendricks County Personnel Director |
| Gregory Steuerwald | Hendricks County Attorney |

 IN THE MATTER OF VOTING PLACES

Connie Lawson, Hendricks County Clerk, presented the Commissioners with a Resolution designating polling places for the forthcoming election. Commissioner Clampitt moved and Commissioner Disney seconded a motion to approve the Resolution as presented. The motion was approved unanimously.

The County Clerk also presented a Resolution designating special polling places for all disabled voters whose own precinct is inaccessible. Commissioner Clampitt moved to approve the Resolution as presented and Commissioner Disney seconded the motion. The motion was approved unanimously.

Mrs. Lawson then presented the list of the seventy-five polling places for Hendricks County. A motion was made by Commissioner Clampitt to accept the list as presented. Commissioner Disney seconded the motion which was approved unanimously.

A report to the State Election Board was presented for the Commissioners to execute. Commissioner Disney moved to authorize the County Clerk to send this report to the State Election Board and Commissioner Clampitt seconded the motion. The motion was approved unanimously and the document was executed by the Commissioners.

 IN THE MATTER OF CLAIMS

Commissioner Clampitt moved to approve the claims with warrant numbers as follows: 137864-137874 dated October 6, 1994; 137877-137911 dated October 10, 1994; 137337-137670 dated October 14, 1994; 137671-137863 dated October 14, 1994; and 41894-41908 dated October 14, 1994.

Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF SANITARY SEWER SYSTEM

County Attorney, Gregory Steuerwald, presented a letter to the Commissioners for their signature relative to the position of the County Commissioners and the members of the Regional Sewer Board on a sanitary sewer system on the eastern side of Hendricks County.

The Commissioners executed this letter.

IN THE MATTER OF ZONING MATTERS

Robert Jarzen, Hendricks County Plan Commission Administrator, requested a date and time for the hearing of three zoning matters. October 17, 1994 at 1:00 P.M. was established for these zoning issues.

IN THE MATTER OF AMENDMENTS TO COUNTY HEALTH CARE PLAN

Susan Fair, Hendricks County Personnel Director, presented an amendment to the County Health Care Plan which the Commissioners had approved at a previous meeting. The Commissioners executed this agreement.

IN THE MATTER OF I-70/SIX POINTS ROAD INTERCHANGE

A letter was presented from John T. Myers, Hendricks County's Congressional Representative in Washington D.C., informing the Commissioners that the 1995 transportation appropriation measure, which included 1.5 million dollars to initiate the I-70/Six Points Road Interchange project, has been signed into law. The funding will be used for design purposes.

IN THE MATTER OF CONFLICT OF INTEREST

Since Hendricks County is using ICM (Individualized Care Management) as a part of our Health Insurance Program and since ICM contracts with outside companies for various health care services and since Gregory Steuerwald, County Attorney, is associated with Preferred Home Health Care, which may or may not be used by ICM, he wishes it to be known that he will file a Conflict of Interest Disclosure statement with the County Clerk's office and a copy will also be on file in the Commissioners' office.

IN THE MATTER OF MINUTES

Commissioner Clampitt moved and Commissioner Disney seconded a motion to approve the minutes for the October 3, 1994 meeting. The motion was approved unanimously.

The meeting recessed for lunch and will resume at 1:00 P.M.

IN THE MATTER OF INCORPORATION OF TOWN OF AVON

The Commissioners resumed their meeting at 1:00 P.M. in the Community Building and was called to order by President Myers.

This meeting was called for the purpose of considering the petition for the

incorporation of the Town of Avon. President Myers gave the following instructions: Petitioners will be allowed to speak first followed by the Remonstrators and the Petitioners will be allowed rebuttal. We will try to allow everyone a chance to speak and we ask that you not be repititious and that you be courteous and allow the speaker to finish without being interrupted. Please state your name and address before speaking.

Mr. Bill Bailey, representing the Petitioners, presented the envelope with the certified receipts for the notification letters mailed as required by law. Mr. Bailey then thanked everyone for the time allowed for this hearing and input whether the results be pro or con.

Mr. Bailey reviewed the withdrawal of the previous petition and stated that there were some questions raised, some problems cited, and some complaints noted that were very well justified. The petition has been restructured and the petitioners now feel that they have a very viable, very reasonable petition and one that is in the best interest of the citizens of the area that they would like to call Avon.

Mr. Bailey listed advantages for incorporation and said that they have tried to make the territory contiguous and an area that can grow. The only way to assure that education of children will continue in a manner in which it is needed is to organize the community and build on that. He then turned to the Commissioners and pleaded for them to find in favor of their request to be able to control their own destiny and assist in the government of the fastest growing area in the County. (There was a loud applause.)

Mr. Bailey then went to the map which had been placed on the wall and designated the outline of the proposed area to be incorporated as the Town of Avon. Finally, he asked if there was anyone who had a question on whether or not they were inside or outside of the corporation

Four people responded with questions which Mr. Bailey answered.

A round of applause followed his completion.

The second to speak identified herself as Connie Copeland and she gave a brief history of the area from 1816 when Indiana became a state and 1818 when the first settlers came to Washington Township in the Avon area. The name was Smootville then. Mrs. Copeland continued to present historical facts about the area and elaborated on what a wonderful place it is to live. She said if taxes were increased, they will accommodate them. She is sure the money will come and if the fussin' and feudin' will cease and everyone pull together, they can work all things out. Avon has always been a place to help one another. She received a very large round of applause at the conclusion of her remarks.

Orville Woody spoke next and said he is reminded of the thirteen colonies seeking to be independent of England and Avon is not much different in seeking independence. Avon is growing...there are over 2,000 lots within the boundaries ready to move earth, which means more growth. He asked the Commissioners to look favorably on this issue.

John Higbee spoke saying that he had lived in California in an unincorporated town of 105,000 people. He said it was the biggest mess they had out there. The purpose of a town is to control a large population. There is no problem to pay more taxes if that is what it takes to have a town. A round of applause followed his remarks.

Heidi Hadley and her son, Kyle, felt compelled to speak. Five years ago, they were transferred from the east coast and they took considerable time and effort to find a good place to live. They looked at Zionsville, Plainfield, and Avon. The realtors assured them that soon Avon would be a town. The Avon area has an excellent school system so they purchased a home. Had they realized all of this would take place, they might have made a different decision. She said "Make Avon a town. Have a vision of what you want it to be."

Lois Murphy said that at a recent Junior Miss Pageant, two of the candidates were asked what they would do to make their community better and they both said "incorporate Avon into a town." If the senior class is concerned with the incorporation...they are our future...then please incorporate Avon. (Applause)

The President of the Board closed this section of the hearing for the Petitioners opening remarks and opened the period for the Remonstrators to speak.

Aaron Haith, Attorney representing the Remonstrators, spoke first and listed his reasons why the petition for incorporation is not correct and according to statute. There is no assessed value listed. The property is not contiguous, the number of acres is not included, and the signatures on the petition are not certified. He urged the Commissioners not to accept the petition. (Applause)

Lori Shufflebarger spoke next and primarily discussed budgets and asked the Commissioners to deny and dismiss the petition.

Debbie Barker then spoke giving her reasons why the petition should be on a referendum so the public could decide. (Applause)

Don Hodson also spoke opposing an increase in taxes and also proposed a referendum for the entire township of Washington.

William Manaloris said that he is a resident and, win or lose, he will still be proud to live in Avon, but he still opposes incorporation and wishes the Commissioners would have the petition withdrawn.

Fred Woodford lives outside the line of corporation, but is here to oppose the petition because he feels his property is at risk.

G. C. Laxen was the last to speak to oppose the petition. He lives outside the proposed boundaries. Mr. Laxen urged the Commissioners to consider the quality of the petition and the quality of the remonstrator's presentation and to make a decision to move ahead using a positive approach. He recommended that the Commissioners not allow the withdrawal of the petition, but to take a new tact. He cited the presence of the County Engineer and the County Plan Commission Administrator and said we could use their expertise and knowledge to organize a very logical basis.

The Board President then closed the public hearing portion of the meeting and invited rebuttal from the Petitioners.

Mr. Bill Bailey spoke again saying that we have heard the arguments pro and con and the best alternative is to work with our County officials. He implored the Commissioners to look for the best interest of the residents of Avon and Washington Township and encourage them to please allow us to determine and have control of our own destiny. (Applause)

John Higbee spoke briefly saying that we can't use today's assessed value for a 1996 budget. With over 2,000 new homes, they're bound to grow.

President Myers closed the portion of the meeting for public input. Now it is up to the Commissioners to determine the fate of the beloved people of Avon.

Hursel Disney spoke. "I guess I can either make some people happy or some people unhappy. My experience has been, in the time that I've been a Commissioner, that most people who oppose something are heard from when there is a proposal that affects them." He alluded to the fact that our County Attorney has stated that the petition meets all legal requirements and the State Department of Commerce agrees that the petition meets legal requirements and the financial abilities to support the proposed town. Also, our local Plan Commission, by a vote of four to two, was for approval of the incorporation. So, I move to approve the petition to incorporate pursuant to I.C. Code 36-5-1-8. J. D. Clampitt seconded the motion.

Richard Myers said there is no public input at this time, but he will concur and, as said, will make some happy and some unhappy. The majority that he has spoken with indicated that they are for it so it will pass unanimously. A huge outburst followed with shouts and applause.

There being no further business, the meeting recessed at 3:00 P.M.

Richard P. Myers
Hursel C. Disney
John D. Clampitt
Hendricks County Commissioners

ATTEST: *Marthalyn Percy*
Secretary

OCTOBER 17, 1994

The Hendricks County Commissioners met in their regular session on Monday, October 17, 1994 at 10:00 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

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|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthalyn Percy | Secretary to Commissioners |
| Russell Lawson | Hendricks County Road Supervisor |
| James Johnson | Hendricks County Assistant Engineer |
| Robert Jarzen | Hendricks County Plan Commission Administrator |
| Susan Fair | Hendricks County Personnel Director |
| John Parsons | Hendricks County Systems Analyst |
| Deanna English | Hendricks County Environmental Health Director |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF HIGHWAY BUSINESS

Russell Lawson, Hendricks County Highway Supervisor, reported that on County Road 800 South off of State Road 39 in Westerville Estates, a problem has been

created by a truck being parked in a cul-de-sac and the school bus cannot make the turn. The Commissioners authorized Mr. Lawson to erect signs saying "No Parking Over 7 Tons" in this area.

Mr. Lawson also reported that on 42nd Street and Raceway Road, he will post "Slippery When Wet" signs for safety purposes. At the intersection of Cartersburg Road and County Road 225 East, there will be twenty ton load limit signs erected since we have a number of trucks going to the landfill and also to ICM that are doing damage to the road.

IN THE MATTER OF CUT PERMIT

James Johnson, Assistant County Engineer, presented a request from Lewis Engineering, Inc. to make a road cut for Avon Estates, Section 2 located on County Road 625 East south of Bridge No. 249.

Mr. Johnson also presented a letter from Ameritech requesting permission to install buried fiber cable from Danville to Ladoga on various county roads (County Road 200 West to County Road 200 North to State Road 236 to County Road 575 West to County Road 700 North to Ladoga Road to County Road 1000 West.)

Commissioner Disney moved, per staff recommendation and subject to the standard conditions, to approve these requests. Commissioner Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF BRIDGE NO. 124

Mr. Johnson requested a date and time for the bid letting for Bridge No. 124.

Commissioner Clampitt moved and Commissioners Disney seconded a motion to advertise for bids for the reconstruction of Bridge No. 124. The motion was approved unanimously and a bid opening date of November 14, 1994 at 1:00 P.M. was set.

IN THE MATTER OF DISCARDED TIRES ON COUNTY ROADS

A bill for \$1,186 to dispose of the old tires discarded on our county roads was presented with the question "from which account is it to be paid"?

The Commissioners advised Mr. Johnson to present this bill to the West Central Solid Waste District to be funded from Hendricks County's host fee account.

IN THE MATTER OF SOUTH ELEMENTARY BUILDING

It was noted that the Town of Danville has asked that the water line south of the new government building be moved to an area south of the new parking lot.

Much discussion followed relative to changing the line. Following this discussion the Commissioners requested that the Engineering Department obtain a preliminary cost for changing this line. It was suggested that the Town furnish the materials and the County could pay for the labor to relocate the line.

IN THE MATTER OF ADA REQUIREMENTS FOR COUNTY HOME

The ADA requirements for the County Home will involve some major changes. Costs and estimates were presented by Leanna Alverson relative to a new ramp or lift device involving electrical work, materials and labor. The Commissioners discussed several alternatives and finally decided that they will ask Commissioner Myers to investigate the situation before making any decisions.

IN THE MATTER OF TELEPHONE/COMPUTER WIRING BID

Mrs. Alverson stated that K & J who had bid on the telephone/computer wiring had a question relative to the validity of the accepted bid with Clawson Communications, Inc.

The County Attorney will respond to their question.

IN THE MATTER OF COMMERCIAL CREDIT APPLICATION

Mr. Johnson stated that Republic Automotive Parts, Inc. had taken over the Piston Service Company with whom the County purchases automotive parts on credit.

Now it is necessary to renew the credit line since the change in ownership of the business. J. D. Clampitt moved to re-apply for the credit line. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF PROPOSALS FOR COUNTY HOME

Mr. Johnson presented proposals for restoration of the County Home cell building, along with other repairs and carpentry work to be done.

| | | |
|--------------------|--------------------|---------|
| B & R Construction | Roofing | \$3,400 |
| | Masonry | \$1,850 |
| M. D. Rowe | Carpentry | \$7,548 |
| | Painting | \$2,618 |
| C. F. Jones | Proposal withdrawn | |

Commissioner Disney moved and Commissioner Clampitt seconded a motion to accept the proposals of both B & R Construction and M. D. Rowe for the needed repairs to be done. The total cost for the project will be \$15,416. The motion was approved unanimously.

IN THE MATTER OF ANIMAL SHELTER

The trailer for the Animal Shelter building will be delivered and set up today. Originally it was decided that some of the painting, etc. would be done by the Animal Shelter employees but plans were changed so that the Contractors will do this work for an additional \$500.

This will make the total cost for the project amount to \$1,650 but now there is a need for a Building Permit at a cost of \$80.00.

The Commissioners advised the additional costs would be funded from Special Contracts.

IN THE MATTER OF BRIDGE NO. 239

Bridge No. 239 was completed on October 11, 1993 and the performance bond has been held for one year. It is recommended by Staff that this should be released.

Commissioner Disney moved and Commissioner Clampitt seconded a motion to release the payment bond as requested for Bridge No. 239. The motion was approved unanimously.

IN THE MATTER OF SUBDIVISIONS

Springtown Heights - The Engineer recommended that the performance bond be released upon receipt of a maintenance bond in the amount of \$3,000.

Minor Plat No. 478 - The Engineer recommended that the performance bond be reduced to an amount of \$500.

Cambridge - The Engineer recommended that the maintenance bond be released.

Muirfield Village, Section I and II - The Engineer recommended that the performance bond be reduced to an amount of \$138,500.

A motion was made by Hursel Disney to approve the bond requests, per staff recommendation. J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF PERSONNEL MATTERS

Susan Fair, Hendricks County Personnel Director, discussed the possibility of Board members participating in the County's health insurance plan. Following further discussion the Commissioners requested Mrs. Fair to have Jon Yoho appear at the November 7th meeting to present break down costs in this matter.

Mrs. Fair also reported on the findings after Gary Wood, Attorney, had reviewed the ICM contract.

President Myers executed the contract with ICM which had previously been approved.

IN THE MATTER OF ZONING AMENDMENTS

Bob Jarzen, County Plan Commission Administrator, reported that the Town of Coatesville will be having a request for rezoning from R-1 to R-2 for TLA Estates and the Town of North Salem will have a request for Moreland Properties from I-1 to I-2. These requests will be presented to the Plan Commission.

IN THE MATTER OF SUBSTANCE ABUSE TASK FORCE

Steve Schmalz, Juvenile Probation Director from Circuit Court, presented requests as follows for use of the Substance Abuse Task Force funds:

| | |
|--|------------|
| Tri-West I-Star Program | \$1,400.00 |
| Danville SAAD Program | \$ 600.00 |
| Co-ordinator Contract Substance Abuse Task Force | \$9,600.00 |
| Red Ribbon Week - Banners | \$ 861.30 |
| Red Ribbon Week - Ribbons | \$1,581.50 |
| Red Ribbon Week - Walk/Run | \$1,500.00 |

| | |
|---|------------|
| Mill Creek Leadership 1994 Conference | \$ 400.00 |
| Brownsburg High School Staff Development | \$2,000.00 |
| Danville Crime Watch | \$2,000.00 |
| Avon Leadership | \$ 600.00 |
| Sheriff's Dept. Jail Based Treatment | \$3,750.00 |
| Substance Abuse Task Force Staff Office Operations | \$1,800.00 |

The Advisory Board has made a recommendation that these amounts be allotted.

J. D. Clampitt moved, per Board recommendation, to approve the amounts listed for the projects requested. Richard Myers seconded the motion which was approved unanimously.

The Commissioners thanked Mr. Schmalz for the \$50,000 reimbursement from the Circuit Court to the Commissioners' account for the Care of Juveniles.

IN THE MATTER OF ZONING AMENDMENTS

The following zoning amendment was presented for consideration:

ZA-65/WA94-08 Jean Persinger

Real Estate - 21.07 acres located on the southeast corner of U. S. Highway 36 and County Road 800 East in Section 12, Township 15 North Range 1 East in Washington Township.

Request to Change: From I-2: Industrial District to C-2: General Commercial District.

The Plan Commission heard the request at their last meeting and recommended approval with a favorable vote of eight ayes and one abstention.

J. D. Clampitt moved, per Board recommendation, to approve the zoning amendment ZA-65/WA94-08. Hursel Disney seconded the motion which was approved unanimously.

TZA94-06 - Repealing Section 26.4 of Chapter 26 Special Exceptions

The Plan Commission heard this request at their last meeting and referred it to the Commissioners with a unanimous decision to repeal Section 26.4 of Chapter 26 on Special Exceptions.

Hursel Disney moved and J. D. Clampitt seconded the motion to approve this amendment. The motion was approved unanimously.

TZA94-07 - Chapter 32 Floodplain Management

The Plan Commission also heard this at their last meeting and it comes to the Commissioners with a favorable recommendation to update the Floodplain Management Ordinance.

Commissioner Disney moved and Commissioner Clampitt seconded a motion to approve the request for zoning amendment. The motion was approved unanimously.

IN THE MATTER OF HONEYWELL BID BOND

Mr. Mike Beaty and Mr. Vic Rinehart from Honeywell appeared to discuss with the Commissioners the Bid Bond which accompanied their bid for the heating/air-conditioning of the Courthouse.

Due to some misunderstanding there was a question relative to the release

of that bid bond since they did not receive the bid this year.

Following discussion Commissioner Disney moved to refund the bid bond in the amount of \$2,303.80 to Honeywell and urged them to bid again in two years. Commissioner Clampitt seconded the motion and it was approved unanimously.

IN THE MATTER OF CLAIMS

J. D. Clampitt moved and Hursel Disney seconded a motion to approve claims with warrant numbers as follows: 41909-41928 dated October 15, 1994; 137918-137933 dated October 14, 1994; 34420-34776 dated October 14, 1994; 34777-34810 dated October 14, 1994; 137912-137917 dated October 12, 1994 and 137937-138009 dated October 17, 1994.

The motion was approved unanimously.

IN THE MATTER OF COURTHOUSE LAWN RALLY

Commissioner Disney explained that some time ago the Commissioners had a request from the Republican Party to use the Courthouse lawn for a Rally and the request was denied, and recently, the Democrat Party made a similar request and they, too, were denied.

Mr. Mac McNees was present and commended Mr. Disney and the Board for their actions.

IN THE MATTER OF NOISE ORDINANCE

It was noted that Mr. Roger Day was not on the third floor of the Courthouse nor present in the meeting for his appointment relative to a Noise Ordinance.

IN THE MATTER OF SUPERIOR COURT III

Karen Love, candidate for Judge of Superior Court No. III, appeared to discuss the remodeling of the Courthouse for the new Superior Court III's facilities.

Blueprints were viewed and suggestions for changes to be made but no decision was made on this matter.

IN THE MATTER OF GIE INSURANCE

It was noted by a letter from GIE Insurance that the county has no liability on medical treatment for Richard Odom since he refused it.

IN THE MATTER OF COMPUTER

Deanna English, Environmental Health Director, informed the Commissioners that a program was needed for the computer to analyze the Landfill Data at a cost of \$300.

Commissioner Disney suggested that since this request is part of the Solid Waste program that the Solid Waste District pay for this from the host fee.

IN THE MATTER OF HOUSEHOLD HAZARDOUS WASTE DAY

Mrs. English reported that approximately 225 people participated in the Hendricks County Household Hazardous Waste Day.

IN THE MATTER OF NUISANCE ORDINANCE

Mrs. English reported that the County Attorney and her staff were preparing a Nuisance Ordinance relative to abandoned structures, weed control, etc. and it will be proposed to the Commissioners for their consideration when it is completed.

IN THE MATTER OF HOUSE RENTAL

Gregory Steuerwald, County Attorney, and James Johnson, Assistant County Engineer, discussed the rental of a house purchased from the Burnett's. There was some discussion on the liability and other rental problems the county could incur. This property is one of the properties to be purchased for the right-of-way of the North/South Corridor.

The Commissioners instructed Mr. Johnson to seek costs from Realtors or others to assume full responsibility for managing the rental.

IN THE MATTER OF WALK-THROUGH AT SOUTH ELEMENTARY

The Commissioners will take a walk-through the South Elementary building on Monday, October 24, 1994 to see first hand how the remodeling is progressing.

IN THE MATTER OF CONFLICT OF INTEREST DISCLOSURE STATEMENT

Gregory Steuerwald, County Attorney, presented a copy of a Conflict of Interest Disclosure Statement which is being filed in the Clerk's office relative to his position as County Attorney and his interest in the business known as Preferred Home Health Care and the possibility that ICM could seek services from them.

IN THE MATTER OF SUPERIOR COURT NO. III COMPUTER

John Parsons, County Systems Analyst, requested that the Commissioners advise him how he is to supply computer equipment for Superior Court No. III by the middle of December when there are no funds available.

The Commissioners advised him to investigate the possibility of purchasing the equipment prior to payment January 1, 1995.

IN THE MATTER OF WEIGHTS & MEASURES INSPECTOR'S REPORT

The Commissioners acknowledged the monthly report of the Hendricks County Weights & Measures Inspector, Charles Colbert. This report will be placed on file in the Commissioners' office for future reference.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes for October 10, 1994. The motion was approved unanimously.

IN THE MATTER OF TORT CLAIM

The Commissioners acknowledged receipt of a notice of Tort Claim from Kevin M. Swan and Tammi L. Swan.

There being no further business presented the meeting recessed at 3:00 P.M.

Richard P. Myers
John D. Clampitt
 Hendricks County Commissioners

ATTEST: *Marthelyn Pearcy*
 Secretary

OCTOBER 24, 1994

The Hendricks County Commissioners met in their regular session on Monday, October 24, 1994 at 11:00 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|--|
| Richard P. Myers) | |
| Hursel C. Disney) | Hendricks County Commissioners |
| John D. Clampitt) | |
| Leanna Alverson | Acting Secretary to the Board |
| Russell Lawson | Hendricks County Highway Superintendent |
| Robert Jarzen | Hendricks County Plan Commission Administrator |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF CUT PERMIT

Leanna Alverson, representing the Engineering Department, presented a letter of request from Ameritech to make an opening in the right-of-way of County Road 200 West and County Road 200 North. This work is necessary to provide a fiber cable from Danville to Ladoga and starts at Mackey Road and Mill Street in Danville, west on U. S. 36 to County Road 200 West, follows County Road 200 West to County Road 200 North out to State Road 236.

Commissioner Disney moved to approve this request, per staff recommendation, with the stipulation that the approval be granted subject to permittee backfilling all excavation per the specifications and supervision of the Hendricks County Engineer, that the installation be maintained by Ameritech for a period of at least three years, and that any disturbed areas be returned to as good or better than original condition. Commissioner Clampitt seconded the motion and it passed unanimously.

IN THE MATTER OF CUT PERMIT

Ms. Alverson presented a letter of request and a drawing from Terrence and Marilyn Wildman to push a two inch (2") line under East Main Street to hook onto White Lick Sewer System.

Commissioner Clampitt moved to approve this request, per staff recommendation, with the stipulation that the approval be granted subject to permittee backfilling all excavation per the specifications and supervision of the Hendricks County Engineer, that the installation be maintained by the permittee for a period of at least three years, and that any disturbed areas be returned to as good or better than original condition. Commissioner Disney seconded the motion and the motion was approved unanimously.

IN THE MATTER OF CUT PERMIT

Ms. Alverson presented a letter of request and a drawing from Indianapolis Water Company requesting a road cut for water service into Avon Estates Subdivision.

Commissioner Clampitt moved to approve theis request, per staff recommendation, with the stipulation that the approval be granted subject to permittee backfilling all excavation per the specifications and supervision of the Hendricks County Engineer, that the installation be maintained by the Indianapolis Water Company for a period of at least three years, any distrubed areas be returned to as good or better than original condition, and that prompt response to needed maintenance or repair be given. The Commissioners deem a prompt response as being the same day the problem is reported, if possible. If a prompt response is not given, future requests will require the lines to be bored or pushed under the pavement. No open cutting is allowed for these lines. Commissioner Disney seconded the motion and the motion was approved unanimously.

IN THE MATTER OF CUT PERMIT

Ms. Alverson presented a letter of request and a drawing from Parsons, Cunningham and Shartle to bore and cut Hurst Drive in Avon for sewer and water service.

Commissioner Clampitt moved to approve this request, per staff recommendation, with the stipulation that the approval be granted subject to permittee backfilling all excavation per the specifications and supervision of the Hendricks County Engineer, that the installation be maintained by the permittee for a period of at least three years, that any distrubed areas be returned to as good or better than original condition, and that prompt response to needed maintenance or repair be given. The Commissioners deem a prompt response as being the same day the problem is reported, if possible. If a prompt response is not given, future requests will require the lines to be bored or pushed under the pavement. Any small service lines are required to be pushed under the pavement. No open cutting is allowed for these lines. Commissioner Disney seconded the motion and the motion was approved unanimously.

IN THE MATTER OF FIRE ALARM SYSTEMS

Ms. Alverson informed the Commissioners that Schmidt Associates had completed their design of the fire alarms systems for various County buildings and the security system for the Museum. She stated that we will soon be ready to bid this project and requested a hearing date.

Commissioner Clampitt made a motion to move forward with this project since a proper fire alrm system is required by law. He scheduled the bid opening for December 12, 1994 at 1:00 P.M. Commissioner Disney seconded the motion and the motion was approved unanimously.

IN THE MATTER OF COUNTY HOME LIFT

Ms. Alverson again presented the proposed lift for the County Home and requested approval of the lift and related items. She explained that this lift would be located next to the existing ramp and that more prices to replace the existing railing could be obtained since the Commissioners felt the one we have is high.

Commissioner Clampitt said he still has a problem spending the money on something that will not get much, if any, use.

Commissioner Disney forwarded this to County Attorney, Gregory Steuerwald, for verification of whether the law requires this access to be provided.

IN THE MATTER OF BROWNSBURG YARD WASTE

Ms. Alverson presented a request from the Town of Brownsburg for financial assistance with their yard waste program. The Commissioners said this request would have to be addressed by the Solid Waste District and directed the Engineering Department to notify the Town.

IN THE MATTER OF SOUTH ADMINISTRATION BUILDING WATER LINE

Ms. Alverson reminded the Commissioners that she brought a matter before them last week regarding an existing water line under the proposed parking lot at the South Administration Building. She stated that the Engineering Department and the architect for the project are recommending that the line be rerouted to avoid tearing up and patching the parking lot if this line would burst at some future point in time. The line is cast iron and does have a high risk of needing future repair. It would be best to route the line south of the future parking area and over to the Washington Street main. The cost to reroute this line is approximately \$10,000 with \$3,000 for materials and \$6,000-\$8,000 for labor. She said County representatives requested that the Town pay a portion of this. The Town Manager said he would have to seek direction from his Council before he could make any commitments. She asked for direction from the Board.

Commissioner Disney stated that he would rather see this done now than at a later date when the parking lot would have to be torn up, but does not really want to obligate any more of the bond contingency fund.

Commissioner Clampitt moved to approve this water line rerouting with funding to come from the bond issue with the stipulation that the Town pay for materials. Commissioner Disney seconded the motion and the motion was approved unanimously.

IN THE MATTER OF SUBDIVISIONS

Ms. Alverson recommended the adjustment of subdivision bonds as follows:

Hidden Valley, Section 4 - performance bond reduced to \$29,400.

Minor Plat No. 518 - performance bond released and maintenance bond requirement waived.

Minor Plat No. 459 - performance bond released upon our receipt of a \$2,300 maintenance bond.

Minor Plat No. 548 - performance bond released and maintenance bond requirement waived.

Minor Plat No. 471 - performance bond released and maintenance bond requirement waived.

Oak Bend Estates, Section 2 - maintenance bond released.

Commissioner Disney moved, per staff recommendation, to approve the bond adjustments as requested. Commissioner Clampitt seconded the motion and the motion was approved unanimously.

IN THE MATTER OF CONTRACTOR'S LISTING ORDINANCE

Bob Jarzen, Hendricks County Planning Director, requested a special hearing for November 14, 1994 at 1:15 P.M.

IN THE MATTER OF PLAN COMMISSION APPOINTMENT

Mr. Jarzen stated that Dick Whicker's term on the Plan Commission expires this year and asked if they would like to reappoint him or appoint someone else. He stated that Mr. Whicker is interested in serving again if that is the wish of the Board.

The Board felt that this Board should retain its members since legislation may change how the members are chosen.

IN THE MATTER OF ANIMAL SHELTER BUSINESS

Mary Anne Lewis, Chief Animal Warden, presented a panic button and fire alarm system on sale from Radio Shack for \$350 that they are interested in purchasing for the Animal Shelter.

The Commissioners directed the Engineering Department to verify if this would be an adequate system. If it is, they authorized purchase of the system.

Mrs. Lewis asked if the counter they are building must meet ADA requirements. The Commissioners directed the Engineering Department to verify the answer to this inquiry and to work with the Animal Shelter on construction and installation of this counter.

There being no further business presented the Commissioners recessed for lunch.

The Commissioners reconvened their meeting at 1:10 P.M.

IN THE MATTER OF PROPOSED STILESVILLE SEWER SYSTEM

Harry Watts, Town Council Preesident, and Vince Sommers, with Commonwealth Engineers, approached the Board. Mr. Sommers stated that the Town of Stilesville undertook a planning study for a sewer system and treatment plant two years ago. That study was completed in May, 1993 and the Town has elected to take action in proceeding with this system. The public and the local Health Department has been kept up-to-date. Mr. Sommers stated that the Town requested 55% funding from the Farmers Home Administration last month and may qualify for a Department of Commerce grant in the amount of \$500,000. They are also investigating available funding from the Build Indiana Fund. Mr. Sommers said the Town of Stilesville is requesting any financial assistance that the County can give them in

offsetting the cost of this system. There are only 122 residents in Stilesville and the monthly cost of paying back the investment for this system and its maintenance/operation would be rather high.

The Commissioners said they would consider this request and would seek the advice of their staff.

There being no further business, the Commissioners recessed the regular meeting to attend a tour of the South Administration Building.

Richard P. Myers
John D. Clampitt
 Hendricks County Commissioners

ATTEST: *Marthalyn Pearcy*
 Secretary

NOVEMBER 7, 1994

The Hendricks County Commissioners met in their regular session on Monday, November 7, 1994 at 10:00 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthalyn Pearcy | Secretary to Commissioners |
| Russell Lawson | Hendricks County Road Supervisor |
| Walter Reeder | Hendricks County Engineer |
| Robert Jarzen | Hendricks County Plan Commission Administrator |
| Susan Fair | Hendricks County Personnel Director |
| Deanna English | Hendricks County Environmental Health Director |
| John Parsons | Hendricks County Systems Analyst |
| Gary Emsweller | Hendricks County Extension Agent |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF LAW SUIT

The Commissioners were informed by the County Attorney, Gregory Steuerwald, that the law suit filed by Alan Richardson, etal, relative to the Rezoning of the area at State Road 39 and I70 had been dismissed by Circuit Court.

IN THE MATTER OF BID OPENING FOR HIGHWAY SUPPLIES

Russell Lawson, Highway Superintendent, requested a date and time for the bid opening for Highway Supplies for 1995. It was agreed to advertise that bids would be received up to the time of 1:15 P.M. on December 12, 1994.

IN THE MATTER OF HIGHWAY BUSINESS

Mr. Russell informed the Commissioners that he will ask the Sheriff's Department to monitor and enforce the road signs in Westerville Estates.

It was also noted that on Production Drive off of U. S. 36 in Avon there are complaints of tents being pitched and parking on pavement there. Mr. Lawson will work with the Sheriff's Department to correct this problem.

Mr. Russell stated that he needed a Court order to obtain a title for the Army Surplus truck that was traded in on the last new truck purchase.

IN THE MATTER OF CUT PERMITS

A letter was presented from the Indiana Gas Company, Inc. requesting permission to install a four inch plastic main along County Road 625 East to serve the new Subdivision Apple Creek Estates.

A bore will be made across County Road 625 East to the entrance of the Subdivision.

A second letter was presented from Indiana Gas Company, Inc. requesting permission to install a two inch plastic main along County Road 50 (Broyles Road) to serve the new Subdivision Station Hill.

A third letter from Indiana Gas Company, Inc. requested to bore across County Road 625 East to serve a new Subdivision Thornridge. This will be in the county right-of-way.

A fourth letter from Indiana Gas Company, Inc. requested to bore across old State Road 36 across from PSI Energy, Inc. to serve a new Subdivision Muirfield Village.

A fifth letter from Indiana Gas Company, Inc. requested to dig a tie in hole in County right-of-way on County Road 700 North (northside) to serve a new Subdivision Winding Creek.

Commissioner Clampitt moved per staff recommendation to allow these requests subject to the standard requirements set forth by the Engineering Department. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF CUT PERMITS

A letter was presented from Citizens Gas & Coke Utility requesting permission to bore under Raceway Road at approximately 354 feet south of Wellston Drive to put in a new gas service at 454 North Raceway Road.

A letter was presented from Ameritech requesting permission to make an opening within the public right-of-way to maintain and provide additional telephone facilities. All disturbed surfaces will be restored by Ameritech upon completion of the work and the work will commence and complete within ninety days of the permit issue date. This is on County Road 100 South and Wildwood Road, west of County Road 200 West.

A second letter from Ameritech was presented requesting permission to make an opening on the north east side of Old State Road 267, north of Sycamore Estates to maintain and provide additional telephone facilities. All disturbed surfaces will be restored by Ameritech upon completion of the work and the work will commence and complete within ninety days of the permit issue date.

Commissioner Clampitt moved, per staff recommendation, to approve the requests for Ameritech subject to the standard requirements of the Engineering Department. Commissioner Disney seconded the motion which was approved unanimously.

Commissioner Disney moved to approve the bore for Citizens Gas & Coke Utility, per staff recommendation and subject to the standard requirements of the Engineering Department. Commissioner Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF SUBDIVISIONS

The County Engineer recommended the following bond reductions and releases for subdivisions:

Minor Plat No. 587 - Performance bond be reduced to \$500.

Christopher Crossing - Performance bond be reduced to \$9,400.

Minor Plat No. 421 - Performance be released and maintenance bond requirement be waived.

Minor Plat No. 546 - Performance bond be released and maintenance bond requirement be waived.

Austin Winds, Section 3 - Maintenance bond be released.

Windridge North, Section 3 - Performance bond be released upon receipt of a maintenance bond in the amount of \$7,000.

Hickory Creek - Performance bond be released and maintenance bond requirement be waived.

Minor Plat No. 595 - Performance bond be released and maintenance bond requirement be waived.

Harvest Ridge, Section 1 - Performance bond be released upon receipt of a maintenance bond in the amount of \$84,500.

Ashford Estates, Section 1 - Performance bond be reduced to \$70,000.

Minor Plat No. 523 - Performance bond be released and maintenance bond requirement be waived.

Oak Bend, Section 3 - Maintenance bond be released.

Minor Plat No. 465 - Performance bond be released and maintenance bond requirement be waived.

Hursel Disney moved, per staff recommendation, to approve the bond reductions and releases as presented. J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF LETTER OF CREDIT FORFEITURE

A letter to Peoples Bank requesting forfeiture of the Letter of Credit for Minor Plat No. 494 was presented for signatures of the Commissioners. This request is being made because the improvements have not been completed and it appears that the County will have to complete the project.

Commissioner Clampitt moved, per staff recommendation, that the bond be forfeited on Minor Plat No. 494. Commissioner Myers seconded the motion and the motion was approved unanimously.

IN THE MATTER OF INDOT REPLY

Mr. Reeder reported that he had received an answer from INDOT relative to the need for turn signals at U. S. 36 and County Road 800 East and their reply indicated that six studies were performed from 6:00 A.M. to 10:00 A.M. and from 2:00 P.M. to 6:00 P.M. and nothing indicated a need for the turn signals.

IN THE MATTER OF NATIONAL EXTENSION CONVENTION

Gary Emsweller requested \$890 for payment to the National Extension Convention which he had recently attended. Following discussion on shortage of funds, Commissioner Clampitt will look at the budget to see if there is anything transferable.

IN THE MATTER OF AUCTION

John Parsons, Systems Analyst, requested that some of the outdated computer equipment be sold in the upcoming auction. It was agreed to allow Mr. Parsons to dispose of the outdated equipment in the public auction.

IN THE MATTER OF TORT CLAIM NOTICE

The Commissioners acknowledged the receipt of a Tort Claim Notice from Matthew Michelle McPeck. The matter was referred to the County Attorney and the Insurance Co.

IN THE MATTER OF PRINTING BILL FOR REGIONAL SEWER BOARD

Deanna English, Environmental Health Director, presented a bill for printing for the Regional Sewer Board and requested that the Commissioners pay it since there was no line item in the Sewer Board budget. Richard Myers moved to authorize this to be paid from the Commissioners' Special Contract appropriation. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF WEST CENTRAL SOLID WASTE EXPENSE

Ms. English reported that some unmarked fifty gallon drums had been thrown in White Lick Creek. The removal required special handling and the expense for the removal amounted to \$271.05. She asked how this is to be paid?

Hursel Disney moved and Richard Myers seconded a motion to ask the West Central Solid Waste District to pay it from the Hendricks County host fee. The motion was approved unanimously.

IN THE MATTER OF CAR REPAIR

Ms. English reported that the county car situation is not good for the Health Department and that there is no money for repair.

It was suggested that she attend the Council meeting and discuss the problem with them.

IN THE MATTER OF COURT SECURITY SEMINAR

Sheriff Tom Underwood invited the Commissioners to the Court Security Seminar which will be held December 19th and 20th at the Masonic Lodge in Plainfield. Since Hendricks County is sponsoring this Seminar he asked the Commissioners if they would furnish the juice, coffee and doughnuts?

Commissioner Clampitt moved to fund this from the Special Contract account. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF UPGRADING JAIL TECHNOLOGY BY AMERITECH

Sheriff Underwood reported that the Ameritech Company will upgrade the jail technology system of computer photos, photo imaging at the jail and they will purchase the system for the Sheriff's Department and they will pay for it from the inmates telephone income.

Following discussion, Commissioner Clampitt moved to have John Parsons, County Systems Analyst, to look into this matter and take it to the Data Processing Board for approval. Commissioner Disney seconded the motion which was approved unanimously.

The meeting recessed for lunch and resumed at 1:00 P.M. for further business.

IN THE MATTER OF ZONING AMENDMENTS

The following zoning amendments were presented for consideration:

TZA 94-03 Dealer Sales, Service & Repair Permitted Use

The Plan Commission heard this at the May 9, 1994 meeting and recommended approval with a favorable vote of six ayes and one abstention. This is to amend the list of permitted uses in Appendix 1: Official Schedule of District Regulations and would provide for Dealer (Sales, service and repair) in the C-2 General Business Commercial District as a permitted use.

Phyllis Rausch spoke opposing the amendment.

Following further discussion, Commissioner Clampitt moved, per the recommendation of the Plan Commission Board, to approve this amendment as presented. Commissioner Disney seconded the motion and the vote resulted in Commissioner Clampitt and Commissioner Disney voting aye and Commissioner Myers voting nay.

TZA 94-04 Body Shop.- Permitted Use

The Plan Commission held their public hearing on May 9, 1994 and recommended this to the Commissioners with a vote of five ayes, one nay and one abstention and no remonstrances.

Commissioner Clampitt moved, per recommendation of the Plan Commission Board, to approve the amendment. The motion died for the lack of a second.

Commissioner Myers moved to deny the request and the motion also died for the lack of a second.

Commissioner Clampitt moved to continue this hearing for two weeks until November 21, 1994. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF HEALTH INSURANCE

Susan Fair, Personnel Director, Jeff Fox with Nyhart Insurance and Jon Yoho, Insurance Broker, appeared to discuss the cost of the Health Insurance for the County.

Richard Myers moved to keep the same employee rate for health insurance as the county had for the previous year. Hursel Disney seconded the motion which was approved unanimously.

There was some discussion on retirees with Medicare and the Commissioners

asked Mr. Fox and Mr. Yoho to look into this matter.

Mr. Fox presented printed information to each of the Commissioners relative to the renewal of stop loss for insurance. Following discussion and examination of the chart presented, John Clampitt moved that the stop loss be kept at \$30,000. Richard Myers seconded the motion which was approved unanimously.

There was discussion on the administrative contract which will be due for renewal January 1st and whether or not to renew for two years or one year.

Commissioner Clampitt moved to renew for a two year guarantee for the Administrative fee. Commissioner Myers seconded the motion and the motion was approved unanimously.

Mr. Yoho discussed several points relative to the payroll deduction plan and how this might be improved. He suggested that a cafeteria plan be adopted to eliminate so many separate deductions on each paycheck.

There was some discussion of the various plans being utilized and whether or not they could be changed without losing benefits.

The Commissioners asked Mr. Yoho to contact the other companies, and return with information for them to review and consider.

IN THE MATTER OF FLAG PRESENTATION

Maureen Beninghaus, Mutt Ruse, Bea Shire and Jackie Olsen from the Brownsburg American Legion presented a POW MIA flag to the Commissioners to be placed in the Rotunda of the Courthouse.

Pictures were taken by the newspaper representatives and a thank you issued on behalf of the Commissioners for this presentation.

IN THE MATTER OF HISTORICAL SOCIETY

Judy Pingel representing the Hendricks County Historical Society gave an update on the status of the Museum noting some needs to improve some structural deterioration.

She reminded the Commissioners of the Open House to be held December 3rd and 4th and discussed putting a display in the window of the Adult Probation Department.

Ms. Pingel also mentioned a Historical Advisory Committee and recommended Ervin Keeler and David Krull and also offered her services.

There is a need for a committee of three. The Commissioners took this under advisement.

IN THE MATTER OF PAGER

John Parsons requested a pager and Commissioner Clampitt moved to approve his request. Commissioner Myers seconded the motion which was approved unanimously.

IN THE MATTER OF CLAIMS

J. D. Clampitt moved to approve the claims with the following warrant numbers: 41930-41941 dated November 1, 1994; 34811-35157 dated October 28, 1994; 35158-35191 dated October 28, 1994; 138033-138049 dated October 28, 1994; 138073-138380 dated November 15, 1994; 138600-138703 dated November 7, 1994; 138381-138563 dated November 15, 1994; 138565-138599 dated November 4, 1994; 41945-41958 dated November 15, 1994; 138-060-138067 dated November 2, 1994 and 138051-138059 dated November 1, 1994.

Richard Myers seconded the motion which was approved unanimously.

IN THE MATTER OF VETERANS SERVICE OFFICER'S REPORT

The Commissioners acknowledged the monthly report of Billie J. Holmes, Hendricks County Veterans Service Officer. This report will be on file in the Commissioners' office for future reference.

IN THE MATTER OF SUPERIOR COURT III EQUIPMENT

John Parsons, Systems Analyst, discussed the needed equipment for Superior Court III and the lack of a line item in the budget to fund the equipment. If there is nothing available the funding may have to come from the Cumulative Capital Fund. No action was taken on this matter.

IN THE MATTER OF COUNTY HOME VERTICAL PLATFORM LIFT

The matter of a lift to be used at the County Home was discussed and it was determined that it must be an unassisted entrance. The cost for a concrete ramp was estimated at \$21,500 and the cost for a wooden ramp was also \$21,500. The County Engineer recommended that this be funded from the Cumulative Capital Funds.

Commissioner Clampitt moved to install the lift since it is required by Federal government and Commissioner Disney seconded the motion. The vote resulted in Commissioner Clampitt voting aye. Commissioner Disney voting aye and Commissioner Myers voting nay.

IN THE MATTER OF VCR TV FOR COUNTY MUSEUM

It was reported that the proposal from Magnavox was \$150 less than the proposal of Best Buys.

Commissioner Myers moved and Commissioner Clampitt seconded a motion to approve the proposal from Magnavox. The vote resulted in Commissioner Clampitt and Commissioner Myers voting aye and Commissioner Disney voting nay.

IN THE MATTER OF NAME CHANGE

The Hooks Drug Store has been changed to Revco thus it was necessary to execute a new application for credit for the county.

IN THE MATTER OF CUMULATIVE BRIDGE FUND RATE

J. D. Clampitt moved and Richard Myers seconded a motion to approve a confirmatory resolution concerning the reduction of the Hendricks County Cumulative Bridge Fund advertised tax rate.

The motion was seconded by Richard Myers and was approved unanimously. The Commissioners executed the instrument.

IN THE MATTER OF 1995 HOLIDAY SCHEDULE

The Commissioners noted the change in the 1995 Holiday Schedule so that the Courthouse will not be closed on November 11, 1995 since legally that is the last day to pay taxes. The Courthouse will be closed on Monday, November 13, 1995 instead.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes for October 17th and October 24th, 1994. The motion was approved unanimously.

There being no further business presented the meeting recessed at 4:07 P.M.

Richard P. Myers
Hursel C. Disney
John D. Clampitt
 Hendricks County Commissioners

ATTEST: *Marthalyn Percy*
 Secretary

NOVEMBER 14, 1994

The Hendricks County Commissioners met in their regular session on Monday, November 14, 1994 at 11:00 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthalyn Percy | Secretary to Commissioners |
| Russell Lawson | Hendricks County Road Supervisor |
| Leanna Alverson | representing County Engineer |
| Robert Jarzen | Hendricks County Plan Commission Administrator |
| Susan Fair | Hendricks County Personnel Director |
| Tom Drake | Hendricks County Emergency Management Director |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF CUT PERMIT

A letter from the Indianapolis Water Company was presented requesting permission to make an opening within the right-of-way of West Tenth Street (County Road 100 North) from approximately 45 feet south of a center line on West Tenth Street and ninety feet west of a center line on Dan Jones Road (County Road 800 East) to a point one hundred feet north.

The work is necessary to provide water service. The main extension will begin and be completed with restoration within ninety (90) days of the permit issue date.

Commissioner Clampitt moved to approve the request subject to all maintenance standards listed by the Engineering Department. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF COUNTY AUCTION

A contract for the sale of personal property at public auction was presented to the Commissioners for the county auction to be held on Friday, November 25, 1994.

J. Eric Vaughn, C.A.I. will perform the auction and will handle all the advertising. The charge to the county is 10% of the gross proceeds plus the cost of the advertising.

Commissioner Clampitt moved to approve the contract and Commissioner Disney seconded the motion subject to the county attorney's approval. The motion was approved unanimously.

IN THE MATTER OF EASEMENT AT SOUTH ADMINISTRATION BUILDING

An easement was presented to the Commissioners granting permission for a gas line to be installed at the South Administration Building. The Commissioners executed this easement which also requires the signatures of the Courthouse Building Corporation.

IN THE MATTER OF BELL AT SOUTH ADMINISTRATION BUILDING

A change was presented for the location of the School Bell at the South Administration Building due to the three flag poles being placed in front of the building.

J. D. Clampitt moved and Hursel Disney seconded a motion to allow this change. The motion was approved unanimously.

IN THE MATTER OF PIPE REMOVAL AT SOUTH ADMINISTRATION BUILDING

It was noted that the Town of Danville has agreed to pay for the cost of materials relative to the relocation of the water line at the South Administration Building.

IN THE MATTER OF DIGITIZED INFORMATION

The Commissioners were informed that the Indianapolis Water Company and the Metropolitan Board of Realtors have requested copies of digitized information from the county.

Following discussion this matter the County Engineer was instructed to discuss this with the Data Process Board.

IN THE MATTER OF CLAIMS

J. D. Clampitt moved and Hursel Disney seconded a motion to approve claims with warrant numbers as follows: 41959-41976 dated November 15, 1994; 35559-35592 dated November 10, 1994; 138705-138719 dated November 10, 1994 and 35192-35558 dated November 10, 1994.

The motion was approved unanimously.

IN THE MATTER OF PLAN COMMISSION BUSINESS

Robert Jarzen, County Plan Commission Administrator, informed the Commissioners that Joanne Groves is home after hip replacement surgery and is doing fine. He also noted that Elaine Roberts will be leaving the Airport Authority.

Mr. Jarzen requested a time and date for a public hearing of the Contractor's Listing Ordinance. The date of December 19, 1994 at 1:00 P.M. was established for the hearing.

The meeting recessed for lunch and resumed for further business at 1:00 P.M.

IN THE MATTER OF BRIDGE NO. 124 BID OPENING

The following bids were presented for Bridge No. 124:

| | |
|------------------------------|--------------|
| George R. Harvey & Son, Inc. | \$325,000.00 |
| CLR, Inc. | \$418,526.05 |
| H. E. Henderson, Inc. | \$369,056.06 |

The Engineer's estimate is \$432,783.96. The bridge will be totally replaced and the road realigned.

Commissioner Disney moved to acknowledge the receipt of three bids and that they be referred to Staff for review with a report to be given at the November 21st meeting. Commissioner Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF ORDINANCE FOR CONTRACTOR'S LISTING

Mr. Jarzen, Plan Commission Administrator, explained that the Ordinance for Comprehensive listing of Contractor's was originally begun in 1991 and earlier this year there was renewed interest and now it has been expanded to include licensing.

Mr. Jarzen reviewed the Ordinance for clarification purposes and noted changes that had been made. He stated that the Towns of Brownsburg, Danville and Plainfield are all aware of this and will wait to see the county's action before doing their Ordinance so there will not be an overlap.

It was noted that the county attorney has also reviewed and approved the Ordinance.

It was also noted that this Ordinance was based on Johnson County's Ordinance except this one has expanded the number of Board members from six to nine.

Following his remarks the meeting was opened for comments.

Commissioner Disney asked who appoints the Board and the answer was, the Commissioners. They also have authority to review complaints.

Commissioner Clampitt asked how many complaints does the Plan Commission have now: Mr. Jarzen said they have numerous complaints weekly at this time. He also said that the Commissioners can refer the complaints to the State.

There were several comments from the businessmen in attendance: Mr. Charles Lindsay from Lebanon Co-Op; Mr. Patrick Bennett from the Builder's Association of Greater Indianapolis; Mr. Al Rumley from Century Quality Builders, Inc.; Mr. Bill Roach from Holiday Homes Corporation; Mr. Douglas Polley from D & G Homes;

Mr. Stan Bassett from Bassett Heat & Cool, Inc.; Mr. Joe Nehr from Heat & Cool Company, Inc.; and Mr. Bruce Cordray from American Electric all spoke briefly.

Commissioner Disney recommended to Mr. Jarzen that minor changes should be made to the Ordinance such as have been discussed today, it should then be advertised and returned to the Commissioners at the December 19, 1994 meeting for a 1:00 P.M. hearing and so moved. Commissioner Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF EMERGENCY MANAGEMENT OFFICE

Mr. Tom Drake, County Emergency Management Director, informed the Commissioners that the area allocated for his office is currently storing four wall heaters and they need to be moved to get to generators when needed. He also said that the ceiling tiles are falling in immediately inside the garage door and there is a window broken allowing heat to escape. He requested repairs be made.

The Commissioners instructed Mr. Drake to speak to the Engineering Department relative to the repair needs.

IN THE MATTER OF TOWER CLUB AGREEMENT

Susan Fair, County Personnel Director, brought to the attention of the Commissioners a case where an employee with a hardship case has requested release of the obligation for Tower Club participation.

Following further discussion, the Commissioners granted permission.

There was also discussion relative to an insurance premium problem. The Commissioners determined that the employee must pay with whatever arrangement can be made for payroll deduction.

IN THE MATTER OF LAW SUIT

Gregory Steuerwald, County Attorney, reviewed with the Commissioners the details and status of a law suit against the county. Following discussion on this matter the Commissioners authorized the county attorney to negotiate this matter.

IN THE MATTER OF APPLICATION TO COUNTY HOME

An application to the County Home was presented to the Commissioners for Carolyn Holley Barnette from Liberty Township. She is recommended by Hendricks Community Hospital.

J. D. Clampitt moved and Richard Myers seconded a motion to approve this application. The motion was approved unanimously.

IN THE MATTER OF INSURANCE

Susan Fair, Personnel Director, reported that Jeff Fox had informed her of an error on the percent of increase of employee re-insurance which should be 12% instead of 7% as had been noted previously.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes for the November 7, 1994 meeting. The motion was approved unanimously.

There being no further business presented the meeting recessed at 3:00 P.M.

Richard P. Myers
Hursel C. Disney
John D. Clampitt
Hendricks County Commissioners

ATTEST: *Marthalyn Percy*
Secretary

NOVEMBER 21, 1994

The Hendricks County Commissioners met in their regular session on Monday, November 21, 1994 at 9:30 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthalyn Percy | Secretary to Board |
| Russell Lawson | Hendricks County Road Supervisor |
| Walter Reeder | Hendricks County Engineer |
| Robert Jarzen | Hendricks County Plan Commission Administrator |
| Susan Fair | Hendricks County Personnel Director |
| John Parsons | Hendricks County Systems Analyst |
| Tom Drake | Hendricks County Emergency Management Director |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF RECOGNITION

The County Commissioners expressed their appreciation to Walter Reeder, County Engineer, and Robert Jarzen, County Planning Director, for their assistance in preparation of the Appeal that was presented to the State Board of Tax Commissioners. Mr. Disney said had the report not been presented the State Board of Appeals would not have approved the appeal.

IN THE MATTER OF APPOINTMENTS

It was brought to the attention of the Commissioners that Clay Township and Franklin Township Advisory Board members need to be appointed by the Commissioners. IC Code 3-13-10-4 was cited and states that if the Commissioners are unable to find appointments then the present Board members must be informed that they must retain their position.

IN THE MATTER OF HIGHWAY BUSINESS

Russell Lawson, Highway Supervisor, updated the Commissioners on the activities of the Highway Department. They are picking up trees that were blown down in the storm overnight. They have also been helping with the moving of furniture and other items that are to be in the auction at the Community Building.

IN THE MATTER OF CUT PERMITS

A letter was presented from Ameritech requesting permission to bury telephone cable in the public right-of-way on County Road 100 E; County Road 350 N. to County Road 575 E; County Road 575 E at County Road 350 N and to County Road 500 N; and County Road 500 N to County Road 600 E. Ameritech has contracted with Bishop and Associates (licensed surveyors) to research the right-of-way and to accurately stake these right-of-ways. Except for two road crossings Ameritech will place the new cable at the extreme out edge of the right-of-way. The largest part of the work will be completed using directional boring equipment so as to cause minimal disruption to the public right-of-way.

A second letter from Ameritech was presented requesting permission to make an opening within the public right-of-way on County Road 100 S (Morris Street) to maintain and provide additional telephone facilities. All disturbed surfaces will be restored by Ameritech upon completion of the work and the work will commence and complete within ninety (90) days of the permit issue date.

A third letter from Ameritech was presented requesting permission to make an opening within the public right-of-way on County Road 625 E for Avon Estates. The work is necessary to provide and maintain telephone facilities. All disturbed surfaces will be restored upon completion of the work. The work will commence and complete within ninety (90) days of the permit issue date.

A fourth letter was presented from Ameritech requesting permission to make an opening on County Road 225 E north of County Road 150 S. to maintain and provide additional telephone facilities. All disturbed surfaces will be restored upon completion of the work. The work will commence and complete with ninety (90) days of the permit issue date.

Commissioner Disney moved, per staff recommendation, to approve the requests from Ameritech subject to permittee backfilling all excavation per the specifications and supervision of the Hendricks County Engineering Department. Any disturbed areas must be returned to as good as or better than original condition. This installation must be maintained by Ameritech for a period of at least three years. The road must be bored - not cut. Commissioner Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF SUBDIVISIONS

Christopher Crossing - The Engineer recommended that performance bond be released upon our receipt of a maintenance bond in the amount of \$3,000.

Minor Plat No. 504 - The Engineer recommended that the performance bond be released upon our receipt of a maintenance bond in the amount of \$1,600.00.

Site Plan Revue No. 57 - The Engineer recommended that the performance bond be released and, since it would be under \$1,000, that the maintenance bond requirement be waived.

Hursel Disney moved and J. D. Clampitt seconded a motion, per staff recommendation, to approve the bond reductions and release as requested. The motion was approved unanimously.

IN THE MATTER OF BRIDGE NO. 124

The bids for Bridge No. 124 were opened on November 14, 1994 and referred to staff for review and recommendation. The County Engineer informed the Commissioners that as the staff reviewed the bids there were errors and it will be necessary for the County Attorney to determine if all the bids are in proper form.

IN THE MATTER OF COUNTY JAIL

Mr. Reeder reported that Rick Morphew from the Jail had requested assistance on the correction of problems at the jail sighted by the State Fire Marshal. It appears that the Jail has neither the staff nor the funds for the needed repair.

Following discussion it was decided that the Engineer's office should investigate this matter and if possible, make arrangements for the repairs.

IN THE MATTER OF ADA REQUIREMENTS

It was reported that the ADA will require identification on every room in the new Administration Building in braille for the blind. There was some discussion relative to the room for the Abstractors since it is set aside from regular county offices. It was decided to post it "Private".

IN THE MATTER OF SUPERIOR COURT NO. III

There was some discussion on the location of Superior Court No. III.

IN THE MATTER OF CONTRACTORS LISTING ORDINANCE

Mr. Jarzen, Plan Commission Administrator, reported that the information has not been received for the Contractors Listing Ordinance, therefore, the date of January 17, 1995 at 1:00 P.M. was scheduled for the public hearing.

IN THE MATTER OF COMPUTER FOR SUPERIOR COURT NO. III

The Commissioners instructed John Parsons, County Systems Analyst, to proceed with the ordering of the Computer for Superior Court No. III with billing to come after January 1, 1995.

Upon a motion by Commissioner Disney, seconded by Commissioner Clampitt, the motion was approved unanimously.

IN THE MATTER OF ANNUAL CHRISTMAS DINNER FOR EMPLOYEES

Susan Fair, Personnel Director, discussed with the Commissioners the annual Christmas Dinner for county employees. The date of December 22, 1994 was chosen and it was decided that the Elected Officials and Department Heads will provide soft drinks and desserts.

The meeting recessed for lunch at 11:15 A.M. and resumed at 1:00 P.M. for further business.

IN THE MATTER OF RIGHT-OF-WAY ACQUISITION

Mike Sells from Benchmark Consultants and Lee Comer, Attorney, appeared relative to a right-of-way problem which requires a passing blister on County Road 800 East. The project at Stanley Cove has been under way for one year and nine months and progress has been delayed.

Mr. and Mrs. David Eck have been approached for right-of-way but have not responded.

Following discussion with Mr. Harold Stanley it was decided to have a letter written to Mr. and Mrs. Eck and request them to attend the December 5th meeting at 1:15 P.M. so that further discussion can be pursued.

IN THE MATTER OF ZONING AMENDMENT

Mr. Robert Jarzen, Hendricks County Plan Commission Administrator, presented the following zoning amendment:

TZA 94-04 Body Shop - Permitted Use

The Plan Commission staff recommended a C-2 permit at their May 9th meeting with a vote of five ayes, one nay and one abstention. At the present time C-3 and C-4 classification will allow a body shop.

Hursel Disney moved that a body shop not be allowed under Class C-2. Richard Myers seconded the motion and the motion was approved with Commissioner Disney and Commissioner Myers voting aye and Commissioner Clampitt voting no.

IN THE MATTER OF ZONING AMENDMENT

Mr. Jarzen presented another zoning amendment as follows:

ZA66/WA94-09 Westar, Inc.

Real Estate - 2.00 acres located in Washington Township on the northwest side of the intersection of new U. S. Highway 36 and old U. S. Highway 36. This is in Section 9 Township 15 North and Range 1 East.

Request to Change: From C-3: Office Commercial District to C-2: General Commercial District.

The Plan Commission approved this request at their November 14th meeting with a vote of six ayes and one abstention.

Commissioner Myers moved and Commissioner Clampitt seconded a motion, per staff recommendation, to approve the request. The motion was approved unanimously.

IN THE MATTER OF ZONING AMENDMENT

Another zoning amendment was also presented as follows:

ZA67/ER94-01 Town of North Salem

Real Estate - 6.48 acres located in Eel River Township south of Railroad Street between State Road 75 and McKinley Street and County Road 800 East. This is in Section 4, Township 15 North, Range 2 West.

Request to Change - From I-1: Research/Office Industrial District to I-2: Light Industrial District.

The Plan Commission approved this request at their November 14th meeting with a vote of six ayes and one abstention.

Commissioner Clampitt abstained from voting to avoid the appearance of impropriety.

Commissioner Disney moved and Commissioner Myers seconded a motion to approve the request and the motion was approved.

IN THE MATTER OF ZONING AMENDMENT

Mr. Jarzen presented the following zoning amendment:

ZA68/CL94-01 Town of Coatesville

Real Estate - 24.88 acres located north of Hadley Street west of State Road 75 and east of Milton Street known as Teal Lake Subdivision. This is in Clay Township in Section 32, Township 15 North and Range 2 West.

Request to Change: From R-1: Low Density Single Family Residential District to R-2: Medium Density, Single Family Residential District.

The Town of Coatesville is making all lots in this subdivision R-2.

J. D. Clampitt moved and Hursel Disney seconded a motion to approve this request. The motion was approved unanimously.

IN THE MATTER OF TEXT ZONING AMENDMENT

TZA 94-08 An Ordinance for Sewer & Water Development Standards for Industrial Zoning District Classifications.

The Plan Commission approved this at their November 14th meeting with a vote of six ayes and one abstention.

Commissioner Clampitt moved, per staff recommendation, and the recommendation of the Plan Commission, to approve this text zoning amendment. The motion was approved unanimously.

IN THE MATTER OF PAYROLL DEDUCTION CAFETERIA PLAN

Jon Yoho and Susan Fair appeared to discuss the payroll deduction cafeteria plan.

Mr. Yoho reported on the results of his investigation with the insurance carriers that are presently doing business with county employees and whether or not the employees would be able to continue with them after the payroll deduction change is implemented.

Some companies will allow independent payments and others will not. Mr. Houseworth with AFLAC presented his company's program and displayed interest in participating in this program.

Mr. Yoho offered the services of Boston Mutual Life.

There was much discussion before Commissioner Clampitt moved to allow Boston Mutual Life to offer their program along with AFLAC. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF EMERGENCY MANAGEMENT AND E 9-1-1

Tom Drake, Hendricks County Emergency Management Director, and Chuck Valentine, Assistant Chief of the Avon Fire Department, discussed with the Commissioners the E 9-1-1 program and how they will be effected.

Commissioner Clampitt moved and Commissioner Disney seconded a motion to have the E 9-1-1 Board and Ameritech, along with the Avon Fire Department and anyone else that is interested, to come together for a meeting.

The motion was approved unanimously.

IN THE MATTER OF CONRAIL

Gregory Steuerwald, County Attorney, reported that according to Title Records, Conrail owns the Dan Jones road from U. S. 36 to the Conrail Yards. There was a deed executed to Conrail in May, 1960 of 4.2 acres and there is nothing in our records to indicate that it was deeded to the County.

IN THE MATTER OF CABLEVISION FRANCHISE

Commissioner Disney moved and Commissioner Clampitt seconded a motion to approve the American Cablevision Franchise (Resolution) subject to review and approval of the County Attorney. The motion was approved unanimously.

IN THE MATTER OF BRIDGE NO. 124

Hursel Disney moved and J. D. Clampitt seconded a motion to approve the bid from H. E. Henderson for Bridge No. 124 subject to legal opinion that the papers are in proper order. The motion was approved unanimously.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes for the November 14, 1994 meeting. The motion was approved unanimously.

There being no further business presented the meeting recessed at 3:30 P.M.

[Signature]
[Signature]
[Signature]
Hendricks County Commissioners

ATTEST: *[Signature]*
Secretary

NOVEMBER 28, 1994

The Hendricks County Commissioners met in their regular session on Monday, November 28, 1994 at 1:00 P.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|-------------------------------------|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | Secretary to Commissioners |
| Marthalyn Percy | Hendricks County Road Supervisor |
| Russell Lawson | Hendricks County Engineer |
| Walter Reeder | Hendricks County Extension Director |
| Gary Emsweller | Hendricks County Systems Analyst |
| John Parsons | Hendricks County Attorney |
| Gregory Steuerwald | |

IN THE MATTER OF LAW SUIT

The Commissioners acknowledged the receipt of a Notice of Complaint for Damages filed by Michael D. and Linda L. Carr. This has been referred to the Insurance Company.

IN THE MATTER OF CLAIMS

Commissioner Clampitt moved to approve claims with the following warrant numbers: 138736-138769 dated November 14, 1994; 35593-35954 dated November 23, 1994; 35595-35988 dated November 23, 1994; 139366-139380 dated November 23, 1994; 35989-35991 dated November 23, 1994; 41980-41988 dated December 1, 1994 and 138784-139356 dated December 15, 1994.

Commissioner Disney seconded the motion and the motion was unanimously approved.

IN THE MATTER OF CUT PERMIT

A letter from Ameritech was presented requesting permission to make an opening within the public right-of-way on Westwind Drive, off of County Road 150 South (just west of County Road 800 East.)

The work is necessary to maintain and provide additional telephone facilities. All disturbed surfaces will be restored by Ameritech upon completion of the work and the work will commence and complete within ninety days of the permit issue date.

Commissioner Disney moved to approve this request subject to permittee backfilling all excavation per the specifications and supervision of the Hendricks County Engineering Department. Any disturbed areas must be returned to as good as or better than original condition. This installation must be maintained by Ameritech for a period of at least three years. The road must be bored or pushed under - not cut. Commissioner Clampitt seconded the motion and the motion was approved unanimously.

IN THE MATTER OF SUBDIVISIONS

Stratford of Avon Phase 2, Section 7 - The Engineer recommended that the performance bond be reduced to an amount of \$91,500.

Minor Plat No. 589 - The Engineer recommended that the performance bond be released and, since it would be under \$1,000, that the maintenance bond requirement be waived.

Hursel Disney moved and J. D. Clampitt seconded a motion to approve the bond reduction and release as requested, per the staff recommendation. The motion was unanimously approved.

IN THE MATTER OF NORTH/SOUTH CORRIDOR

Walter Reeder, County Engineer, requested the Commissioners to name the North/South Corridor. No action was taken at this time.

IN THE MATTER OF VETERANS SERVICE OFFICER'S REPORT

The Commissioners reviewed and acknowledged the monthly report of Billie J. Holmes, Hendricks County Veteran's Service Officer. This report will be on file in the Commissioners' office for future reference.

IN THE MATTER OF SUBSURFACE DRAIN

The County Engineer presented a request from Lewis Engineering, Inc. requesting permission to install the subsurface drain one foot behind the back of the curbs in Avon Estates. This is to allow utility installation between the subsurface drain and the sidewalk in the Avon Estates Subdivision.

Commissioner Clampitt moved and Commissioner Disney seconded a motion to approve this request. The motion was unanimously approved.

IN THE MATTER OF EXTENSION EXPENSE

Gary Emsweller presented a bill for the satellite dish which has been installed for the use of the Extension Department. The Commissioners agreed to fund this from their Special Contract appropriation.

Mr. Emsweller also presented his expenses for attendance at the National Conference for Extension Agents which was held in Niagara Falls, New York from October 30 through November 3, 1994.

The Commissioners also agreed to fund this expense and to reimburse Mr. Emsweller for his incurred expense.

IN THE MATTER OF COMPUTER PROGRAM FOR ADDRESS CHANGES

John Parsons, Hendricks County Systems Analyst, reported to the Commissioners that Beam, Longest & Neff representatives have had a meeting with all representatives from the offices involved with the address changes in preparation for the E 9-1-1 program. The Plan Commission Department will have all address changes completed and to Beam, Longest & Neff by the end of 1994 and within thirty days they will be returned to the Computer Department for updating in all Departments.

Beam, Longest & Neff will be making new ownership pages for all the Plat Books which will list the parcel number, name, acreage, legal description and transfer date.

Hopefully before the spring taxes are billed in 1995 everything should be completed and ready for use.

There has been no discussion on additional charges at this time.

IN THE MATTER OF EQUIPMENT FOR SUPERIOR COURT NO. 3

The Judge-Elect, Honorable Karen Love, of Superior Court No. III has requested four work stations with computers and laser equipment for her Court. Mr. Parsons has already ordered computer equipment but it does not meet all of her requests.

Mr. Parsons also stated that Mr. Larry Hesson had told him that there is to be only one law library for the use of all Courts.

The Commissioners advised Mr. Parsons to present this information to the Data Process Board.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes for the November 21, 1994 meeting. The motion was approved unanimously.

There being no further business presented the meeting recessed at 2:40 P.M.

Richard P. Myers
Hendricks County Commissioners

ATTEST: *Marthalyn Percy*
Secretary

DECEMBER 5, 1994

The Hendricks County Commissioners met in their regular session on Monday, December 5, 1994 at 10:15 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthalyn Percy | Secretary to Commissioners |
| Russell Lawson | Hendricks County Road Supervisor |
| Walter Reeder | Hendricks County Engineer |
| Robert Jarzen | Hendricks County Plan Commission Administrator |
| Tom Drake | Hendricks County Emergency Management Director |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF CUT PERMIT

The County Engineer presented a request from Capitol Engineering, Inc, relative to Hendricks County Wastewater, LLC and a request for road cuts for a sewer trunk line on County Roads 100 North and County Road 200 North.

Commissioner Clampitt moved and Commissioner Disney seconded a motion to approve this request, per staff recommendation, and subject to permittee back-filling all excavation per the specifications and supervision of the Hendricks County Engineering Department. Any disturbed areas must be returned to as good as or better than original condition. This installation must be maintained by permittee for a period of at least three years. A prompt response of needed maintenance or repair must be given. The Commissioners deem a prompt response as being the same day the problem is reported, if possible. If a prompt response is not given, future requests will require the lines to be bored or pushed under the pavement and no open cutting will be allowed. Any small service lines are

required to be pushed under the pavement. No open cutting is allowed for these lines. The Commissioners authorized the County Engineer to write a letter in response on behalf of the Commissioners. The motion was approved unanimously.

IN THE MATTER OF CUT PERMIT

Five letters from the Indiana Gas Company, Inc. were presented with requests for the following:

A proposal to trench along County Road 350 North just west of Lisa Lane in Plainfield to serve the new Subdivision Saratoga Place. A tie in to the existing six inch plastic main on County Road 350 North will be made and no bores will be necessary.

A proposal to tie in to an existing two inch plastic main on County Road 400 East with one bore at the entrance on the new Subdivision Patterson Woods. The bore pit will be in the County right-of-way.

A proposal to bore under County Road 400 North to serve a new office building. The tie in will be into an existing six inch plastic main. This tie in will be in the County right-of-way.

A proposal to cross County Road 200 North just west of State Road 39 North. The bore will be in the County right-of-way. A state highway permit has already been received for their part of this project.

A proposal to tie into the existing gas mains along County Road 900 East and County Road 400 North. There will be no boring on this project. The two tie in holes will be in the County right-of-way.

Hursel Disney moved, per staff recommendation, and subject to the Engineering Departments requirements, to approve the requests. J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF SUBDIVISIONS

Country Meadow Estates, Section 1 - The Engineer recommended that the performance bond be released upon receipt of a maintenance bond in the amount of \$26,000.

Eagles Nest - The Engineer recommended that the maintenance bond be released.

Commissioner Disney moved and Commissioner Clampitt seconded a motion to approve the requests, per staff recommendation. The motion was approved unanimously.

IN THE MATTER OF ELECTRONIC MAPPING

There was some discussion on the request of the Indianapolis Water Company and the Schneider Engineering Company to obtain information from the county maps in this area.

This request had been sent to the Data Process Board previously and the recommendation from them was that there be no approval for sale, release or transfer of the information due to the fact that current information is obsolete almost immediately due to the rapid changes in our county.

J. D. Clampitt moved to approve the electronic mapping subject to the recommendation of staff and the approval of the Data Process Board. Hursel Disney

seconded the motion and the motion was approved unanimously.

 IN THE MATTER OF METROPOLITAN REALTORS ASSOCIATION

A request has been presented from the Metropolitan Realtor's Association for copies of tax assessments of Hendricks County. The Data Process Board recommended delaying approval of this report since it will involve three offices and their move into the new Administration Building soon.

The Engineer was instructed to send them a letter informing them that perhaps early in 1996 this could be available.

 IN THE MATTER OF ORDINANCE

Bob Jarzen, Planning Director, presented an Ordinance amending minimum lot width and lot area development standards for Industrial and Commercial Zoning, which was approved at the November 21st meeting for the Commissioners signatures today. The Commissioners executed this instrument.

 IN THE MATTER OF FLOOD PLAIN

A letter was acknowledged, dated June, 1994, from the Indiana Department of Natural Resources approving the adopted floodplain regulations, however, before reinstating Hendricks County for flood insurance we must address Items three and four in the letter relative to the Matthew McPeck property.

The Commissioners requested that the County Attorney respond with a letter relative to the present status of this matter.

 IN THE MATTER OF SWEARING IN CEREMONY

Richard Myers moved and Hursel Disney seconded a motion to approve the use of the Courthouse for the Swearing In Ceremony of newly elected County officials on Saturday, December 31, 1994 at 10:00 A.M. Hursel Disney seconded the motion which was approved unanimously.

 IN THE MATTER OF CLAIMS

Commissioner Myers moved to approve claims with warrant numbers as follows:
 139909-139937 dated December 5, 1994; 35992-36443 dated December 9, 1994;
 36444-36477 dated December 9, 1994; 139945-140018 dated December 9, 1994;
 140020-140036 dated December 9, 1994 and 140039-140067 dated December 12, 1994.

Commissioner Clampitt seconded the motion and the motion was approved unanimously.

 IN THE MATTER OF POOR RELIEF HEARING

The Commissioners established the date of Monday, December 12, 1994 at 1:00 P.M. for the Trustee Hearing on Poor Relief for Linda Hogue.

 The meeting recessed for lunch at 11:45 A.M. and resumed at 1:00 P.M. for further business.

IN THE MATTER OF EMPLOYMENT STATUS FOR COUNTY EMPLOYEE

Doris Murphy appeared before the Commissioners to discuss the status of her employment.

Commissioner Myers suggested an executive session be held on December 21, 1994 at 1:00 P.M. in the Commissioners' meeting room to further discuss this matter. The Commissioners agreed and Ms. Murphy agreed to this suggestion.

IN THE MATTER OF RIGHT-OF-WAY ACQUISITION

Lee Comer, Attorney, Mrs. Ethel Eck, Harold Stanley and Mike Sells were all present to discuss with the Commissioners the need for a right-of-way to prepare a passing blister on the east side of the road in Guilford Township.

This would require a right-of-way from Mrs. Eck since it would be on her property. Following much discussion it was suggested that the Contractor put flags along the path of the needed right-of-way so that Mrs. Eck might get a visual appearance of the needed ground. It was also suggested that this be done before next Monday so that the Commissioners might also drive by and see the situation. This matter will be continued until Monday, December 19th unless it is settled with Mr. Stanley before that.

IN THE MATTER OF TELEPHONE SERVICE AGREEMENT

Tom Underwood, County Sheriff, presented a telephone service agreement relative to extending the Ameritech Contract on jail phones to provide funds for photo imaging, etc.

Hursel Disney moved and J. D. Clampitt seconded a motion to approve the agreement subject to the County Attorney's approval when he reviews the agreement.

The motion was approved unanimously.

IN THE MATTER OF E 9-1-1

Eric Frey from Ameritech and Tom Underwood, County Sheriff, appeared to discuss the E 9-1-1 system and its current status. There was also discussion on whether or not the Avon Fire Department could permit the Wayne Township Fire Department to dispatch emergency calls for them.

Following a lengthy discussion the Commissioners authorized the Avon Volunteer Fire Department to negotiate with Ameritech and report back to them at a later date with plus and minus and costs.

IN THE MATTER OF EMERGENCY MANAGEMENT TRAVEL REGULATIONS

Tom Drake, County Emergency Management Director, presented a copy of Chapter 11 Travel Regulations which is used by the State and requested that the Commissioners approve a similar one for the County's use.

Hursel Disney moved to approve the adoption of the Travel Regulations using the State form as a guideline for Hendricks County. Richard Myers seconded the motion which was approved unanimously.

IN THE MATTER OF RESOLUTION

The County Attorney presented a Resolution for the Commissioners to execute which they had requested him to prepare and which was approved previously. The Commissioners executed the instrument.

This Resolution is relative to individuals who state that they represent various groups or organizations and that are speaking for the organization.

IN THE MATTER OF SUPERIOR COURT NO. III

Commissioner Clampitt moved to authorize the County Attorney to write a letter authorizing the purchase of Words Systems for Superior Court No. III to be purchased from the 1995 budget. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF CONTRACT

Mary Jane Russell, County Auditor, presented the contract with David M. Griffith & Associates, Ltd. for their professional services recovering federal funds due the County.

Commissioner Clampitt moved and Commissioner Myers seconded a motion to approve the contract. The Commissioners approved the motion unanimously and executed the document.

IN THE MATTER OF WEIGHTS & MEASURES INSPECTOR'S REPORT

The Commissioners acknowledged the monthly report of Charles Colbert, County Weights & Measure's Inspector, and will place this report on file in the Commissioners' office for future reference.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes for the November 28, 1994 meeting. The motion was approved unanimously.

There being no further business presented the meeting recessed at 3:15 P.M.

John C. Disney
John C. Clampitt
Richard P. Myers
Hendricks County Commissioners

ATTEST: *Martha Lynn Pearcy*
Secretary

DECEMBER 12, 1994

The Hendricks County Commissioners met in their regular session on Monday, December 12, 1994 at 11:00 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthelyn Pearcy | Secretary to Commissioners |
| Russell Lawson | Hendricks County Road Supervisor |
| Walter Reeder | Hendricks County Engineer |
| Robert Jarzen | Hendricks County Plan Commission Administrator |
| Susan Fair | Hendricks County Personnel Director |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF RECOGNITION

Commissioner Clampitt moved that the minutes make note of the honor bestowed upon Richard Myers at the Indiana Association of County Commissioners Conference. Mr. Myers was the recipient of an Award presented to him upon his retiring as President of the West Central District Commissioners Association.

Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF POLICY FOR HIGHWAY EMPLOYEES

Susan Fair, County Personnel Director, and Russell Lawson, County Highway Superintendent, suggested a change in the Personnel Policy relative to Highway personnel.

Following discussion, Commissioner Clampitt moved to amend the policy to read: Employee is to personally notify the Supervisor prior to clock in time of 7:00 A.M. in order for the Supervisor to assign work details without delay and/or change. Commissioner Disney seconded the motion which was approved unanimously.

The exception is made because the Highway Department has someone available to notify that early in the day whereas other County offices do not have Supervisors available at 7:00 A.M.

IN THE MATTER OF TORT CLAIM NOTICE

The Commissioners noted the receipt of a Tort Claim Notice from Donna and Susan Mask.

IN THE MATTER OF ZONING AMENDMENT

Bob Jarzen, Planning Director, informed the Commissioners that there will be a hearing tonight relative to a rezoning request for Forrest English from I2 classification to C2 classification.

IN THE MATTER OF CLAIMS

J. D. Clampitt moved and Hursel Disney seconded a motion to approve claims with the following warrant numbers: 139909-139937 dated December 5, 1994; 35992-36443 dated December 9, 1994; 36444-36477 dated December 9, 1994; 139945-140018 dated December 9, 1994; 140020-140036 dated December 9, 1994 and 140039-140067 dated December 12, 1994.

The motion was approved unanimously.

IN THE MATTER OF LOAN TO WASHINGTON TOWNSHIP TRUSTEE

A letter from Gregory I. Hurst, Trustee of Washington Township, was presented requesting a loan of three thousand dollars for Poor Relief in Washington Township to complete the 1994 budget.

Commissioner Clampitt moved and Commissioner Disney seconded the motion to approve the request for a loan of three thousand dollars for the Washington Township Trustee for Poor Relief for 1994. The motion was approved unanimously.

The meeting recessed for lunch and resumed for further business at 1:00 P.M.

IN THE MATTER OF BIDS FOR THE FIRE ALARM SYSTEM

The following bids for the Fire Alarm System were opened, acknowledged and referred to staff for review with recommendation at the December 27, 1994 meeting upon a motion by Commissioner Disney and seconded by Commissioner Clampitt. The motion was approved unanimously.

| | |
|------------------------------------|--------------|
| Century Security & Commission | \$104,336.00 |
| B & R Fire Equipment Company, Inc. | \$ 90,000.00 |
| Payne Electric Company, Inc. | \$ 96,400.00 |
| Pearson Electric, Inc. | \$104,660.00 |
| Shambaugh & Sons, Inc. | \$126,000.00 |

IN THE MATTER OF BIDS & QUOTES FOR HIGHWAY SUPPLIES FOR 1995

The following bids and quotes were opened for Highway Supplies for the year of 1995.

Tri-Star Marketing, Inc. for premium gas and diesel fuel
Midland Co-Op, Inc. for premium gas and diesel fuel

Commissioner Disney moved to acknowledge receipt of the fuel bids and refer them to staff for review with recommendation to be at the December 27, 1994 meeting. Commissioner Clampitt seconded the motion which was approved unanimously.

The following quotes were opened for antifreeze and various oils:

Stanley J. Clark, Inc.
Aero Oil Company, Inc.
D A Lubricant, Inc.

Commissioner Disney moved to acknowledge three quotes for antifreeze and various oils, refer them to staff for review with their recommendation to be returned at the December 27, 1994 meeting. Commissioner Clampitt seconded the motion which was approved unanimously.

The following quote was received for salt: North American Salt Company.

Commissioner Disney moved to acknowledge receipt of the quote for salt, refer it to staff for review with recommendation to be returned at the December 27, 1994 meeting.

The following quotes were opened for signs: Mattingly Signs, Inc.
Hall Signs, Inc.

Commissioner Disney moved to acknowledge the receipt of two quotes for signs and refer them to staff for review and recommendation at the December 27, 1994 meeting. Commissioner Clampitt seconded the motion which was approved unanimously. They were from Mattingly Signs and Hall Signs.

One bid was received for Timber Bridges from American Timber Bridge and Culvert, Inc. for treated planks.

Hursel Disney moved and J. D. Clampitt seconded a motion to acknowledge receipt of the bid for timber bridges and refer it to staff for review with recommendation to be made at the December 27, 1994 meeting. The motion was approved unanimously.

One bid was received for concrete bridges from Hydro Conduit Corporation. Hursel Disney moved and J. D. Clampitt seconded a motion to acknowledge receipt of the bid for concrete bridges and refer it to staff for review and recommendation at the December 27, 1994 meeting. The motion was approved unanimously.

The following quotes were opened for grader blades:

Inpco Quality Wear Parts and American Wire Rope and Sling.

Commissioner Disney moved to acknowledge the receipt of the two quotes for grader blades and refer them to staff for review with recommendation to be made at the December 27, 1994 meeting. J. D. Clampitt seconded the motion and the motion was approved unanimously.

The following quote was received for fill sand and gravel: U. S. Aggregates for fill sand at \$2.55 per ton.

Hursel Disney moved and J. D. Clampitt seconded a motion to acknowledge receipt of U. S. Aggregates quote for fill sand and gravel. This will be referred to staff for review with recommendation to be made at the December 27, 1994 meeting. The motion was approved unanimously.

The following bids were opened for limestone: American Aggregates and Kentucky Stone Company.

Commissioner Disney moved and Commissioner Clampitt seconded a motion to acknowledge receipt of the above mentioned bids and refer them to staff for review and recommendation at the December 27, 1994 meeting. The motion was approved unanimously.

The following quote was opened for Herbicides and stump treatment: Cadco at \$25.00 per gallon.

Commissioner Disney moved and Commissioner Clampitt seconded a motion to acknowledge the quote from Cadco and refer it to staff for review and recommendation at the December 27, 1994 meeting. The motion was approved unanimously.

The following quotes were opened for Uniforms: Mechanics Laundry, Chentus Corporation and UniFirst Corporation.

A motion was made by Commissioner Disney to acknowledge receipt of the three quotes for Uniforms and refer them to staff for review and recommendation of staff at the December 27, 1994 meeting. The motion was approved unanimously.

The following bid was opened for Asphalt: Dalton Asphalt Corporation.

Hursel Disney moved and J. D. Clampitt seconded a motion to acknowledge the receipt of the one bid for asphalt and refer it to staff for review and

recommendation at the December 27, 1994 meeting. The motion was approved unanimously.

The following was received for Machine Hire:

Reynolds Construction Equipment responded that they were unable to meet the specifications but would rent by the month.

George R. Harvey & Son, Inc. supplied a bid.

Commissioner Myers moved to acknowledge receipt of the bid from George R. Harvey & Son, Inc. and refer it to staff for review and recommendation at the December 27, 1994 meeting. The motion was approved unanimously.

The following bids were opened for corrugated pipe:

St. Regis Culvert, Inc.

Logansport Drainage Culvert Company, Inc.

CPI Supply

Metal Culverts, Inc.

Hursel Disney moved and J. D. Clampitt seconded a motion to acknowledge receipt of the four bids and refer them to staff for review and recommendation at the December 27, 1994 meeting. The motion was approved unanimously.

The following quote was opened for plastic pipe: Sidener Equipment Company.

A motion by Commissioner Disney was seconded by Commissioner Clampitt to acknowledge receipt of a quote for plastic pipe and refer it to staff for review and recommendation at the December 27, 1994 meeting. The motion was approved unanimously.

IN THE MATTER OF ORDINANCE FOR AN AREA PLAN COMMISSION

Richard Hall and Robert Jarzen were present relative to the public hearing on the Ordinance for an Area Plan Commission.

Mr. Jarzen read the Ordinance aloud and President Myers called for any discussion.

Gary Eakin, representing the Town of Danville, spoke saying that this Ordinance was taken to the Town meeting and the Town Council had questions. Following some discussion, Richard Hall suggested that this be delayed until he and Mr. Jarzen could work out some logistics of the Ordinance.

Commissioner Disney then moved that this matter be continued until the December 19, 1994 meeting. Commissioner Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF CHANGE ORDER AND FURNITURE REVIEW

Dean Illingworth from Schmidt Associates reviewed with the Commissioners the furnishings to be installed at the new Administration Building and presented change order number four with a list of ten items at a total cost of \$28,024.00.

He requested the Commissioners approval and signatures.

Commissioner Clampitt moved to authorize the change order as presented and his motion was seconded by Commissioner Disney. The motion was approved unanimously.

Mr. Illingworth introduced Julia Dunfield and Linda Ranger who were assisting with the interior furniture at the new building. Hopefully all will be installed in June and the building and offices will be ready to move into by July.

IN THE MATTER OF PROPOSALS FOR MAPLE LANE CROSSING

Walter Reeder, County Engineer, and Patsy Wynn, Deputy Surveyor, presented three proposals to the Commissioners for the Maple Lane Crossing as follows:

| | |
|---------------------------|-------------|
| Snider Group | \$24,850.00 |
| Sweeney Construction | \$27,054.50 |
| George Harvey & Son, Inc. | \$24,612.50 |

Hursel Disney moved and J. D. Clampitt seconded a motion to acknowledge receipt of three proposals and refer them to staff for review and recommendation at the December 19, 1994 meeting. The motion was approved unanimously.

IN THE MATTER OF POOR RELIEF HEARING

Linda Wilson-Hoge was present to appeal her request for Poor Relief assistance from the Washington Township Trustee, Gregory Hurst. Mr. Hurst was not present but supplied a written letter relative to his reason for denial of her request.

Following further discussion, Commissioner Myers moved to instruct Mr. Hurst to pay the \$140.00 rent to avoid her eviction. Commissioner Disney seconded the motion and the vote resulted in two ayes by Commissioner Myers and Commissioner Disney and one nay vote by Commissioner Clampitt. Mr. Disney did explain that if Ms. Wilson-Hoge wished to appeal the Commissioners decision she may file an appeal with Circuit Court.

IN THE MATTER OF PERSONNEL MATTERS

Susan Fair, Hendricks County Personnel Director, discussed with the Commissioners the county employee's co-pay at Health Tracks. Nyhart has classified Health Tracks as an urgent health care facility which would increase the employee's co-pay from \$10.00 to \$25.00.

Commissioner Disney responded that he will talk with Mr. Jon Yoho relative to insurance matters.

Ms. Fair informed the Commissioners that she had contacted Mr. Brad Born and arranged for the Christmas Dinner for 200 employees at a cost of \$1,000.

IN THE MATTER OF BRIDGE NO. 124

Mr. Reeder, County Engineer, presented the contract for construction of Bridge No. 124 carrying County Road 300 South over Mill Creek for the Commissioners signatures.

He also presented a letter requesting forfeiture of a letter of credit for Minor Plat No. 494. The improvement checks will then be applied into Highway Funds or Department of Public Works Funds if the company is to do this work. The Commissioners executed these documents.

IN THE MATTER OF SUBDIVISIONS

Fox Hollow - The Engineer recommended that the maintenance bond be released.
Hollow Brook Subdivision, Section I - The Engineer recommended that the performance bond be reduced to an amount of \$70,000.

Valley Vista Estates, Section I - The Engineer recommended that the maintenance bond be released.

Minor Plat No. 438 - The Engineer recommended that the maintenance bond be released.

Hollow Brook West - The Engineer recommended that the performance bond be reduced to an amount of \$41,000.

Cobblestone, Section IV - The Engineer recommended that the performance bond be released upon our receipt of a maintenance bond in the amount of \$60,500.

Cobblestone Springs, Section III - The Engineer recommended that the performance bond be released upon receipt of a maintenance bond in the amount of \$40,400.

Crosswinds Estates - The Engineer recommended that the maintenance bond be released.

Oak Bend Estates, Section IV - The Engineer recommended that the maintenance bond be released.

Thornridge - The Engineer recommended that the performance bond be reduced to an amount of \$133,500.

Commissioner Disney moved and Commissioner Clampitt seconded a motion to approve, per staff recommendation, the bond reductions and releases as requested. The motion was approved unanimously.

IN THE MATTER OF CUT PERMITS

Three letters from the Indiana Gas Company, Inc. were presented as follows:

One letter requests permission to install 200 feet of four inch plastic pipe line along County Road 800 East to serve a new subdivision and to bore across County Road 800 East with two inch plastic main at the entrance. All of this work will be in the county right-of-way.

The second letter requests permission to bore across Maple Drive to serve a new home and barn. The Gas Company will tie in to an existing two inch main. This will be in the county right-of-way.

The third letter requests permission to install 4000 feet of six inch plastic along County Road 900 north, 3300 feet of four inch plastic along County Road 650 East and to bore on County Road 900 North, and to install 4700 feet of two inch plastic in Section One of Windfield Subdivision. All of this work will be done in the county right-of-way.

Indiana Gas Company, Inc., covenants and agrees to construct these pipe lines in an orderly and workmanlike manner, to replace all grade levels, drains, pavements or structures to as good a condition as when work was commenced, and to replace with comparable material and workmanship all roadways, pavements, or structures damaged by the construction of the contemplated project; all to the satisfaction and under the supervision of said Board of Commissioners or their designated representative.

Hursel Disney moved to approve the three cut permits, per staff recommendation, and with the standard maintenance agreement required. J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF TRAFFIC STUDY

A report was given as a result of a traffic study in Sheffield Park which was initiated by two residents who requested Stop signs within the subdivision.

There are two stop signs now but there are three intersections within the area which are not governed by regulatory signs.

It is recommended that the two existing stop signs be approved along with three additional stop signs at the intersections.

J. D. Clampitt moved to approve the two signs and add the three stop signs per staff recommendation. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF TRAFFIC STUDY

The results of a traffic study on County Road 525 East were given. This study was a result of the request of Mary Bush (2498 County Road 600 E.).

It is recommended that speed limit signs be erected and other warning signs at the areas where curves are located.

Hursel Disney moved and J. D. Clampitt seconded a motion to erect the necessary signs for safety precautions as recommended by staff. The motion was approved unanimously.

IN THE MATTER OF COUNTY AUCTION

It was reported that the final settlement for the county auction was \$1,290. The check was turned over to be receipted into the county general fund.

IN THE MATTER OF PROPOSALS FOR REALTORS TO HANDLE COUNTY PROPERTY

Three proposals were presented from individuals wishing to assist the county with the Andy Burnett property rental.

Linda Watson will charge one months rent.

Ed James (Century 21) will charge half of the first months rent plus 10% of each months rental.

Doug Bryant will charge first months rent and then 10-15% of each months rent.

Commissioner Clampitt moved to approve Linda Watson as the manager of the county's rental property and Commissioner Disney seconded the motion. The motion was approved unanimously.

IN THE MATTER OF PROGRESS REPORT

The County Engineer gave a progress report to the Commissioners relative to the Matthew McPeck problem.

Following discussion, Hursel Disney moved to obtain Mr. Stanley Shartle to make a study within the next thirty days and to notify the Insurance Company of his findings and to fund the expense wherever funds are available.

J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF PAYROLL DEDUCTION PROGRAM

Jon Yoho, Insurance Broker, presented information to the Commissioners relative to a payroll deduction program and expressed a hope that this letter might be placed in the payroll envelopes of all employees before the end of December, if possible.

IN THE MATTER OF MINUTES

Commissioner Clampitt moved and Commissioner Disney seconded a motion that the minutes of the December 5, 1994 meeting be approved. The motion was approved unanimously.

There being no further business presented the meeting recessed at 4:50 P.M.

Richard P. Myers
John D. Clampitt
Hendricks County Commissioners

ATTEST: *Marthalyn Percy*
Secretary

DECEMBER 19, 1994

The Hendricks County Commissioners met in their regular session on Monday, December 19, 1994 at 10:45 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthalyn Percy | Secretary to Commissioners |
| Russell Lawson | Hendricks County Road Supervisor |
| Walter Reeder | Hendricks County Engineer |
| Robert Jarzen | Hendricks County Plan Commission Administrator |
| Deanna English | Hendricks County Environmental Health Director |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF ANTENNA AT HOSPITAL

Russell Lawson, Hendricks County Highway Superintendent, informed the Commissioners that someone from the County Hospital had called to notify him that the Highway's recently installed communications antenna did not have an aircraft warning light at the top. The antenna is one hundred fifty feet tall and it is estimated that it will cost approximately \$3,500 to install a warning light.

The Commissioners recommended that Mr. Lawson seek other estimates.

IN THE MATTER OF CUT PERMIT

A letter from Capitol Engineering, on behalf of Hendricks County LLC, was presented requesting permission to install a wastewater collection system in the eastern third of Hendricks County. The main line will cross Shiloh Road near the intersection of Shiloh Road and Highway 36.

Commissioner Clampitt moved and Commissioner Disney seconded a motion to approve the cut permit request, per staff recommendation, and the standard maintenance requirements. The motion was approved unanimously.

IN THE MATTER OF MAPLE LANE CROSSING

The three proposals presented previously for work to be done at Maple Lane Crossing at the Wilson Lateral were presented with the recommendation that the lowest proposal be accepted. George R. Harvey & Son, Inc. proposed a cost of \$24,612.50.

There was much discussion since there seemed to be a misunderstanding relative to commitment for financial arrangement deadline versus the commitment for work completion date.

The county is installing two box culverts only.

J. D. Clampitt moved to accept the proposal of George R. Harvey & Son, Inc. as the lowest most responsive and responsible proposal received and under the County Engineer's estimate of \$27,060. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF HOLIDAY SCHEDULE REVISION

The 1995 Holiday Schedule was revised to change Columbus Day observed from Friday, December 22nd to Tuesday, December 26th.

IN THE MATTER OF SUMMONS

The Commissioners noted the receipt of a Summons from Patty R. and Gary L. Bivens.

IN THE MATTER OF CONGRATULATIONS

The Commissioners wish to go on record as complimenting the County Sheriff, Tom Underwood, for returning a \$500 check to the owner which was given to the Department in appreciation for extraordinary police work done by the Sheriff's Department. Mr. Underwood explained to him that his Department is paid by tax dollars to provide police protection for businesses and residents of the county and the Department can not and should not receive nor accept gratuities.

IN THE MATTER OF CONGRATULATIONS

The Commissioners also noted a letter from the State of Indiana Criminal Justice Institute announcing that the "Merry-Go-Round" from the Sheriff's Department has been selected as a winner in the 1994 Governor's Exemplary Project Award Competition. The Award ceremony was held in the Auditorium of the Indiana Government Center South. David Richardson from the Sheriff's Department was to be complimented for his work with this project.

IN THE MATTER OF SERVICE AGREEMENT

Sheriff Underwood also presented a proposed agreement with Ameritech for the inmate's pay phones at the Jail.

The Commissioners will review the agreement and have the county attorney also review it.

IN THE MATTER OF TORT CLAIM NOTICE

The Commissioners noted the receipt of a Tort Claim Notice from Roxanne Lee and Robert E. Lee, individually and as the Natural Parents and Guardians of Ashley Lee, a Minor.

IN THE MATTER OF REQUEST FOR OUTLET PERMIT

A letter was presented from the Town of Brownsburg explaining their inability to secure the easement necessary for the offsite drainage for the new fire station and consequently having to move the outlet in the county road right-of-way. Hence this request to the County for approval to do this.

J. D. Clampitt moved to approve the request, per staff recommendation, and subject to the County Engineer's maintenance requirements. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF CONTRACT AGREEMENT

A contract agreement was presented to the Commissioners between Conrail and the County for a highway-railway grade crossing and grade crossing warning devices on County Road 300 at a cost of \$235,600.

Richard Myers moved to approve the agreement and Hursel Disney seconded the motion which was approved unanimously. The Commissioners executed the instrument.

IN THE MATTER OF SUBDIVISIONS

Minor Plat No. 478 - The Engineer recommended that the performance bond be released and, since it would be under \$1,000, that the maintenance bond requirement be waived. The check will be returned upon the bond release.

Minor Plat No. 498 - The Engineer recommended that since the prescribed improvements have not been completed and the letter of credit is due to expire December 27, 1994 that a request for forfeiture of this letter of credit be made to enable the work to be completed.

J. D. Clampitt moved to request forfeiture of the letter of credit per staff recommendation and Hursel Disney seconded his motion which was approved unanimously.

Prestwick Pointe, Section I - The Engineer recommended that the performance bond be released upon receipt of a maintenance bond in the amount of \$5,600.

Prestwick Pointe, Sections II and III - The Engineer recommended that the maintenance bond be released.

Prestwick Pointe, Section VII - The Engineer recommended that the performance bond be reduced to an amount of \$18,000.

Hursel Disney moved and J. D. Clampitt seconded a motion to approve the bond reductions and releases, per staff recommendation. The motion was approved unanimously.

IN THE MATTER OF MINOR PLAT NO. 14

The County Engineer presented a check to be returned on Minor Plat No. 14 to Steve and Connie Miller. The Commissioners signed the check for return.

IN THE MATTER OF OFFICE SPACE AT NEW ADMINISTRATION BUILDING

Mr. Reeder requested the Commissioners direction on making some adjustments in the office space of the Auditor, Assessor and Recorder in the new Administration Building at an estimated cost of \$21,000. He also presented plans for a smoke area in the Courthouse basement at an estimated cost of from ten to fifteen thousand dollars.

Following discussion on this matter, Hursel Disney moved to approve the adjustments for the offices in the new Administration Building now and to investigate the possibilities of creating a smoking area in the basement area of this building. J. D. Clampitt seconded the motion and the vote resulted in two ayes by Commissioner Disney and Commissioner Clampitt and one nay vote by Commissioner Myers.

The meeting recessed for lunch and resumed at 1:00 P.M. for further business.

IN THE MATTER OF AREA PLAN COMMISSION

Richard Hall appeared to request an extension on the Area Plan Commission Ordinance since this will allow more time for the Towns to adopt an ordinance if they wish to join the Area Plan Commission.

Mr. Hall explained that the membership of the Area Plan Commission is dictated by Statute and that who they are depends on the Towns and their decision whether or not to participate in this plan.

Following further discussion, Commissioner Disney requested that all notices go to the Town Managers and all Town Board members. J. D. Clampitt agreed with this request.

Commissioner Clampitt moved to adopt the Ordinance for an Area Plan Commission with the deletion of part (d) in Section 3. Commissioner Disney seconded the motion and the motion was approved unanimously.

IN THE MATTER OF RIGHT-OF-WAY EASEMENT

Lee Comer and Mark and Ethel Eck appeared to further discuss the right-of-way easement which has been in question. Mr. Mike Sells was also present.

Commissioner Disney and Commissioner Myers stated that they both had made a trip out to see the area staked to show the area in question for a passing blister.

It was agreed that this is located on a busy road which may become busier. There was much discussion. Mr. Comer explained that the Developer has offered the Ecks more than the value of the ground in question and that if they do not wish to grant approval the county could start proceedings for condemnation.

Commissioner Disney recommended that the County Engineer make a personal inspection since as County Engineer he deals with minimum standards more than the Developers.

The County Engineer will make his report at another meeting following his inspection of the site.

IN THE MATTER OF GATEWAY TECHNOLOGY

Mr. George Troike representing Gateway Technology presented information relative to the long distance telephone system for the county jail and wishes to obtain the county business.

The Commissioners will investigate the current status and expiration date of the current contract. No further action was taken at this time.

IN THE MATTER OF ZONING AMENDMENT

Mr. Robert Jarzen, Hendricks County Plan Commission Administrator, presented the following zoning amendment:

ZA-68/WA94-10 Forrest S. English

Real Estate - .80 acres in Washington Township located on the south side of U. S. Highway 36 and .47 mile west of County Road 800 East in Section 11, Township 15 Range 1 East.

Request to Change: From I-2: Light Industrial District to C-2: General Commercial District.

The Plan Commission Staff approved this request and the Plan Commission Board held a public hearing on December 12, 1994 with a favorable recommendation resulting from a vote of six ayes and one abstention.

Commissioner Clampitt moved to approve the rezoning amendment for Forrest S. English, per staff recommendation and Plan Board recommendation. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF APPOINTMENT

Hursel Disney moved to appoint Mr. Willard Lydick to the Clay Township Advisory Board effective January 1, 1995 for a term of four years.

J. D. Clampitt seconded the motion and the motion was approved unanimously.

IN THE MATTER OF APPOINTMENT

Commissioner Clampitt moved to appoint Mr. Harlan Hinkle to the Board of Trustees for the Hendricks Community Hospital. His motion died for the lack of a second.

Commissioner Disney then moved to appoint Mr. Terry L. Dillon from Liberty Township to serve for a four year term effective January 1, 1995 as a board member of the Hendricks Community Hospital Board of Trustees. Mr. Dillon will serve at the will and pleasure of the Hendricks County Board of Commissioners.

Commissioner Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF LESLIE & LESLIE DEVELOPERS

Denise Leslie representing Leslie & Leslie Developers appeared to discuss a problem with the installation of a culvert and the time period needed for it's completion.

Following lengthy discussion the county attorney advised them to seek legal aid. Meantime the County Engineer will investigate the fair costs for such a project.

IN THE MATTER OF APPOINTMENT

Commissioner Disney moved to appoint R. Michael Budd to the Franklin Township Advisory Board effective January 1, 1995 to serve for a term of four years.

IN THE MATTER OF LATE BID ARRIVAL

The Commissioners noted that a bid from Martin Marietta Aggregates was received a day late, December 13, 1994, when the actual date for bid opening was the previous day, December 12, 1994.

The County Attorney advised that the sealed, unopened bid be returned to the sender with an explanation.

IN THE MATTER OF CLAIMS

J. D. Clampitt moved to approve the claims with warrant numbers as follows:

42031-42043 dated December 30, 1994; 140320-140400 dated December 30, 1994;

42010-42018 dated December 15, 1994; 42020-42027 dated December 15, 1994;

42029-42030 dated December 15, 1994 and 140076-140319 dated December 30, 1994.

Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF APPOINTMENT

Deanna English, County Environmental Health Director, reminded the Commissioners of the need to appoint the Advisory Board for the West Central Solid Waste District.

The Commissioners informed her that appointments will be made at their December 27, 1994 meeting.

IN THE MATTER OF COPY MACHINE AT ANNEX

Ms. English also informed the Commissioners that the copy machine at the Annex is in need of repair which is going to be very costly and requested the Commissioners instruction.

The Commissioners advised her to investigate a lease purchase versus costs for total repair.

IN THE MATTER OF 1995 HOLIDAY SCHEDULE

Richard Myers moved to approve the change in the Holiday Schedule for 1995 which had been discussed previously. The Courthouse will be closed on Tuesday, December 26th and the Commissioners will have their meeting on Wednesday, December 27, 1995. J. D. Clampitt seconded the motion which was approved unanimously.

IN THE MATTER OF SUBSTANCE ABUSE TASK FORCE

A request was received from Steve Schmalz, Juvenile Probation Director for Circuit Court, for approval of the following:

\$1,250.00 for fifty students from all schools to attend the Youth to Youth Rally in January, 1995.

\$3,000.00 to Plainfield SADD Club to pay for this year's Hendricks County SADD games.

\$2,500.00 to Brownsburg Police Department to pay for a pin hole camera and twenty-four hour recorder to be used in Pharmacy Drug investigations.

\$2,000.00 to Danville Police Department to pay for information to be disseminated through the Danville Dare SADD programs.

Commissioner Disney moved and Commissioner Clampitt seconded a motion to approve all requests, per Mr. Schmalz's recommendation. The motion was approved unanimously.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes for the December 12, 1994 meeting. The motion was approved unanimously.

There being no further business presented the meeting recessed at 3:50 P.M.

Richard P. Myers
Hursel C. Disney
John D. Clampitt
Hendricks County Commissioners

ATTEST: *Marthalya Percy*
Secretary

DECEMBER 21, 1994

The Hendricks County Commissioners met in an executive session, pursuant to IC 5-14-1.5-6.1 (b)(5)(A), on Wednesday, December 21, 1994 at 1:00 P.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Susan Fair | Hendricks County Personnel Director |
| Mary Jane Russell | Hendricks County Auditor |
| Gregory Steuerwald | Hendricks County Attorney |
| Mary Anne Lewis | Hendricks County Animal Control Officer |
| Doris Murphy | Hendricks County Animal Control Employee |

IN THE MATTER OF RESIGNATION

Mrs. Doris Murphy indicated that she was going to tender her resignation. There were no motions made nor action taken, just an indication of a willingness to accept her resignation.

There being no further business presented the meeting recessed.

John P. Clampitt
Richard P. Myers
 Hendricks County Commissioners

ATTEST: *Marthalyn Pearcy*
 Secretary

DECEMBER 27, 1994

The Hendricks County Commissioners met in their regular session on Tuesday, December 27, 1994 at 9:00 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

| | |
|--------------------|--|
| Richard P. Myers) | Hendricks County Commissioners |
| Hursel C. Disney) | |
| John D. Clampitt) | |
| Marthalyn Pearcy | Secretary to Commissioners |
| Russell Lawson | Hendricks County Road Supervisor |
| Walter Reeder | Hendricks County Engineer |
| Robert Jarzen | Hendricks County Plan Commission Administrator |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF BIDS FOR HIGHWAY SUPPLIES FOR 1995

SIGNS: Russell Lawson, Highway Supervisor, recommended that both quotes for signs be accepted.

Commissioner Disney moved, per staff recommendation, to accept both quotes on signs, one from Mattingly Signs, and one from Hall Signs since some items are less costly with one company and other items are less costly with the other company. Commissioner Clampitt seconded the motion which was approved unanimously.

HERBICIDES & STUMP TREATMENT: Hursel Disney moved to accept the quote from Cadco for herbicides and stump treatment as the only quote received and at a cost of \$25.00 per gallon. J. D. Clampitt seconded the motion which was approved unanimously.

SALT: Commissioner Disney moved and Commissioner Clampitt seconded a motion to accept the quote from North American Salt Company as the only quote received for salt. The motion was approved unanimously.

BOX BEAMS & BOX CULVERTS FOR CONCRETE BRIDGES: J. D. Clampitt moved and Hursel Disney seconded a motion to accept the bid from Hydro Conduit Corporation for box beams and box culverts for concrete bridges as the only bid received. The motion was approved unanimously.

GASOLINE & DIESEL FUEL: Hursel Disney moved to accept the bid from Midland Co-Op, Inc. as the lowest most responsive and responsible bid received for gasoline and diesel fuel. J. D. Clampitt seconded the motion which was approved unanimously.

TIRES: Commissioner Disney moved and Commissioner Clampitt seconded a motion to accept the quote from Midland Co-Op, Inc. for tires since it was the only quote received. The motion was approved unanimously.

MOTOR OIL, LUBRICANTS & ANTI-FREEZE: Commissioner Clampitt moved to accept the quote from Aero Oil Company as the lowest most responsive and responsible quote received for Motor Oil, Lubricants and Anti-freeze. Commissioner Disney seconded

the motion and the motion was approved unanimously.

FILL SAND & GRAVEL: Commissioner Disney moved to accept the quote from U. S. Aggregates as the only quote received for fill sand and gravel. Commissioner Clampitt seconded the motion which was approved unanimously.

LIMESTONE: Commissioner Disney moved to accept the bid of American Aggregates Corporation for Items No. 4, 7 and 8 as the lowest most responsive and responsible bid received for stone. Commissioner Clampitt seconded the motion which was approved unanimously.

TIMBER BRIDGES: Hursel Disney moved and J. D. Clampitt seconded a motion to accept the bid for timber bridges from American Timber Bridge & Culvert, Inc. as the only bid received. The motion was approved unanimously.

GRADER BLADES: Commissioner Disney moved and Commissioner Clampitt seconded a motion to accept the quote from American Wire, Rope and Sling Company for grader blades as the lowest most responsive and responsible quote. The motion was approved unanimously.

UNIFORMS: Commissioner Disney moved to accept a one year quote for Uniforms from Unifirst Corporation as the lowest most responsive and responsible quote received. Commissioner Clampitt seconded the motion which was approved unanimously.

ASPHALT: J. D. Clampitt moved to accept the only bid received for Asphalt from Dalton Asphalt Corporation for Items 1, 2 and 3. Hursel Disney seconded the motion which was approved unanimously.

EQUIPMENT RENTAL: Reynolds Construction Equipment bid did not meet our specifications in that they can not supply operators for their equipment. Dalton Asphalt Corporation had a bid discovered when the Asphalt bid was opened (they were in the same envelope) and George R. Harvey & Son, Inc. also submitted a bid.

Commissioner Disney moved that all three bids be accepted for the rental of equipment with the Highway Supervisor instructed that the lowest bid was to be used at the time of need as it varied. Commissioner Clampitt seconded the motion which was approved unanimously.

PLASTIC PIPE: Hursel Disney moved to accept the quote from Sidener Equipment Company as the only quote received for plastic pipe. J. D. Clampitt seconded the motion which was approved unanimously.

CORRUGATED PIPE: Hursel Disney moved and J. D. Clampitt seconded a motion to accept the bid of Metal Culverts, Inc. as the lowest most responsive and responsible bid received for corrugated pipe. The motion was approved unanimously.

All bids and quotes are on file in the County Auditor's office.

IN THE MATTER OF BIDS FOR FIRE ALARM SYSTEM

Dean Illingworth from Schmidt Associates was present relative to the bids for the Fire Alarm System.

Commissioner Disney moved to accept the bid of B & R Fire Equipment Company, Inc. for the County Home, Courthouse, Sheriff's Department and the County Museum along with the alternates for a total of \$90,000 subject to notification to Judge Love who will notify the Fair Board to come into compliance with ADA requirements on the Community Building. If there is a need for bid specifications to be prepared

for this, they are ready now.

Commissioner Clampitt seconded the motion which was approved unanimously.

The Commissioners instructed that the Sign Contracts should be handled in the same manner.

IN THE MATTER OF NEW FURNITURE FOR ADMINISTRATION BUILDING

There was discussion on the new furniture for the Administration Building and the policy for changes. It was decided that Dean Illingworth will make these decisions with possible minor changes. Mr. Illingworth will keep us posted of these changes.

IN THE MATTER OF BOND ISSUE

Mr. Reeder, County Engineer, informed the Commissioners of the bond issue status at the current time.

IN THE MATTER OF PROPOSALS FOR COUNTY HOME HEATING/AIR CONDITIONING

Two proposals were presented for the heating-air-conditioning and electrical wiring for the County Home from Battershell & Associates and from Schmidt Associates.

Battershell & Associates proposed \$196,000 and Schmidt Associates proposed \$300,000. There is only \$120,000 currently budgeted for this project and now we will need \$200,000.

Following discussion, J. D. Clampitt moved to accept the proposal of Battershell & Associates, per staff recommendation, and negotiate for a satisfactory decision. HUrrel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF SUBDIVISIONS

Stratford of Avon, Section II - The Engineer recommended that the performance bond be released upon receipt of a maintenance bond in the amount of \$37,200.

Stratford of Avon, Section III - The Engineer recommended that the performance bond be released upon receipt of a maintenance bond in the amount of \$31,000.

Stratford of Avon, Section IV - The Engineer recommended that the performance bond be released upon receipt of a maintenance bond in the amount of \$39,239.

Eagle Village, Section III - The Engineer recommended that the performance bond be reduced to an amount of \$68,700.

Crystal Springs, Section II - The Engineer recommended that the maintenance bond be released.

Commissioner Clampitt moved that the above bond reductions and releases be approved, per staff recommendation. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF CUT PERMIT

A letter from the Indianapolis Water Company was presented requesting permission to make an opening within the right-of-way of County Road 525 East - crossing County Road 525 East approximately four hundred feet north of a center

line on Cobblestone Road from the existing main along west side, to the east approximately forty feet.

The work is necessary to provide water service.

The main extension will begin and be completed with restoration within ninety (90) days of the permit issue date.

J. D. Clampitt moved and Richard Myers seconded a motion to approve the cut permit request, per staff recommendation and subject to permittee backfilling all excavating as per the specifications and supervision of the County Engineer. The motion was approved unanimously.

IN THE MATTER OF BRIDGE NO. 249

The County Engineer informed the Commissioners that there is a need for their approval for an extra work agreement for Bridge No. 249. There is a need for a temporary right-of-way from Mr. Stanley and a need to hire appraisers. A total additional needed is \$3,500.

Commissioner Clampitt moved, per staff recommendation, to approve the additional work agreement. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF TRAFFIC STUDY

The traffic study in Royal Troon Village was initiated by Mrs. Andert who is a resident there. Mrs. Andert stated that cars are traveling too fast and as a result are ending up in her yard. She requested a 4-way Stop at the intersection of Cheltenham Way and Royal Troon Way. She also requested speed limit signs for the development.

There are two entrances to this subdivision and each is posted with a 25 mile per hour sign. These signs were apparently installed by individuals in the area or by the homeowner's association and are not yet approved by the county. They are standard signs and in excellent condition.

Since Royal Troon Village is densely populated with a fair percentage of children, it is recommended that the area be declared an "Urban District" and that the 25 mile per hour signs on Royal Troon Way be approved by the County. Because the intersection data for Royal Troon Way and Cheltenham Way does not meet the warrants for a multiway stop, it is recommended that the intersection remain unchanged.

J. D. Clampitt moved, per staff recommendation, that the speed limit signs of 25 mile per hour be approved and that 4-way stop signs be at each intersection. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF TRAFFIC LIGHT AT TENTH & RACEWAY ROAD

The County Engineer reported that a re-study has been completed relative to a traffic light at the intersection of Raceway Road and Tenth Street and there still is not sufficient traffic to warrant the traffic light. Another evaluation will be made at a later date.

IN THE MATTER OF PLAN COMMISSION AND BOARD OF ZONING APPEALS

Mr. Bob Jarzen, Plan Commission Administrator, presented the Commissioners with an attendance list for the Plan Commission and Board of Zoning Appeals for their review.

IN THE MATTER OF AREA PLAN COMMISSION

Mr. Jarzen reported that he has called all of the schools in this area relative to the School Superintendent serving on the Area Plan Commission. He suggested sending a letter as a formal request. The Commissioners agreed that this should be done.

IN THE MATTER OF ZONING ORDINANCE

It was reported that there was a typographical error made in the Zoning Ordinance and that they will check with the county attorney as to the method of correcting this matter.

The meeting recessed for lunch and returned at 1:15 P.M. for further business.

IN THE MATTER OF JAIL LONG DISTANCE SERVICE

Tom Buchanan and Melissa Broemmel representing AT&T, presented the Commissioners with printed information relative to the Jail long distance service.

Mr. Buchanan listed several important points why this system would be helpful to our county. There was some discussion about the percentage of compensation.

Following the presentation and discussion, Commissioner clampitt moved that our County Attorney review our present contract and the information presented at this meeting and return with a recommendation for the Commissioners with differences between the inmate long distance service and the county pay phone long distance calls. Commissioner Disney seconded the motion which was approved unanimously.

IN THE MATTER OF RESIGNATION

Gregory Steuerwald, County Attorney, explained that an executive session had been held on December 21, 1994 relative to an employee of the Animal Control Department. At this session no decision was made thus it comes before the Commissioners on today's agenda. Mr. Steuerwald explained that we have received a letter of resignation from Doris Murphy effective November 5, 1994 with a request for remuneration from remaining vacation days left.

Mr. Steuerwald recommended that her resignation be accepted and that her remaining vacation days be considered.

Commissioner Clampitt moved to accept the resignation and to pay Mrs. Murphy for the remaining vacation days. Commissioner Disney seconded the motion and the motion was approved unanimously.

IN THE MATTER OF APPOINTMENTS

Hursel Disney moved to re-appoint all of the Advisory Board members for the West Central Solid Waste District. J. D. Clampitt seconded the motion which was

approved unanimously.

Upon recommendation of the County Republican Chairman, Richard Myers moved to appoint Mr. Lester Need to the Board of Review. J. D. Clampitt seconded the motion which was approved unanimously.

Commissioner Clampitt moved to re-appoint Billie J. Holmes as the County Veterans Service Officer. Commissioner Disney seconded the motion which was approved unanimously.

J. D. Clampitt moved to appoint Elmer Davisson to serve on the ABC (Alcoholic Beverage Commission) Board for a one year term. Hursel Disney seconded the motion which was approved unanimously.

Commissioner Clampitt moved to re-appoint all of the Re-Development members and Commissioner Disney seconded the motion. The motion was approved unanimously.

J. D. Clampitt moved to appoint Mary Ann Lewis as the Animal Control Officer and Walter Reeder to the RC&D Council with Robert Jarzen as the alternate to the RC&D Council. Hursel Disney seconded the motion which was approved unanimously.

Hursel Disney moved to appoint the following to the West Central Solid Waste District: The current three Commissioners and John A. (Bud) Daum as the County Council representative and the President of the Brownsburg, Danville and Plainfield Town Councils or their designee. J. D. Clampitt seconded the motion which was approved unanimously.

J. D. Clampitt moved to appoint the following and Hursel Disney seconded the motion which was approved unanimously.

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|----------------------------------|--------------------|
| Weights & Measures Inspector | Charles Colbert |
| Emergency Management Director | Tom Drake |
| County Home Superintendent | Darlene Truesdale |
| County Engineer | Walter Reeder |
| Highway Superintendent | Russell Lawson |
| Assistant Highway Superintendent | Martin Summers |
| County Attorney | Gregory Steuerwald |
| County Personnel Director | Susan Fair |
| Plan Commission Administrator | Robert Jarzen |
| Systems Analyst | John Parsons |
| Environmental Health Director | Deanna English |

Commissioner Clampitt moved to appoint Richard Myers as the Commissioners' representative to the Cablevision Board. Commissioner Disney seconded the motion which was approved with two ayes and a nay vote by Mr. Myers.

Richard Myers moved to appoint J. D. Clampitt as the Commissioners' representative to the Senior Services Board. Hursel Disney seconded the motion which was approved unanimously.

Richard Myers moved to appoint Hursel Disney as the President of the Board of Commissioners. J. D. Clampitt seconded the motion which was approved unanimously.

Richard Myers then moved to appoint J. D. Clampitt as Vice President of the Board of Commissioners. Hursel Disney seconded the motion which was approved unanimously.

IN THE MATTER OF LOAN TO WASHINGTON TOWNSHIP TRUSTEE

Commissioner Clampitt moved and Commissioner Disney seconded a motion to approve the loan of \$3,000 to the Washington Township Trustee and allow the Auditor to determine where the funds would come from. Commissioner Disney seconded the motion and the motion was approved unanimously.

IN THE MATTER OF CLAIMS

J. D. Clampitt moved and Hursel Disney seconded a motion to approve claims with warrant numbers as follows: 140427-140432 dated December 22, 1994; 140411-140426 dated December 22, 1994; 36478-36821 dated December 22, 1994 and 36822-36855 dated December 22, 1994. The motion was approved unanimously.

IN THE MATTER OF MINUTES

J. D. Clampitt moved and Hursel Disney seconded a motion to approve the minutes for the December 19, 1994 meeting. The motion was approved unanimously.

There being no further business presented the meeting recessed at 2:20 P.M.

Hursel C. Disney
John D. Clampitt
Richard P. Myers
Hendricks County Commissioners

ATTEST: *Marthalyn Percy*
Secretary

JANUARY 3, 1995

The Hendricks County Commissioners met in their regular session on Tuesday, January 3, 1995 at 11:30 A.M. in the Commissioners' Room on the third floor of the Courthouse with the following in attendance:

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|--------------------|--|
| Hursel C. Disney) | Hendricks County Commissioners |
| John D. Clampitt) | |
| Richard P. Myers) | |
| Marthalyn Percy | Secretary to Commissioners |
| Russell Lawson | Hendricks County Road Supervisor |
| Walter Reeder | Hendricks County Engineer |
| Robert Jarzen | Hendricks County Plan Commission Administrator |
| Susan Fair | Hendricks County Personnel Director |
| Gregory Steuerwald | Hendricks County Attorney |

IN THE MATTER OF UNIFORM BID FOR HIGHWAY DEPARTMENT FOR 1995

Russell Lawson, County Road Supervisor, reviewed the bid for Uniforms for the Highway Department for 1995. Following this discussion, the Commissioners instructed him that the bid was advertised for the year of 1995 and the contract could only be written for one year.

IN THE MATTER OF CLEAN UP FROM STREET FOR TOWN OF DANVILLE

The Highway Department employees cleaned the streets of dirt and mud drug into the streets during construction of the South Elementary School (new Administration Building).

The Commissioners instructed Mr. Lawson to bill the Contractor for their services although they may not receive remuneration.