

**Hancock County Board of Commissioners Minutes  
June 29, 2009**

The Commissioners met in regular session. Those present were Tom Stevens and Brad Armstrong. Deputy Auditor Trish Holliday was also present. Attorney Ray Richardson arrived at 7:58am.

The recording began at 7:29am.

**In the Matter of Highway** )

Highway Engineer Joe Copeland appears.

**Browning Investments**

A request was made by Browning Investments for permission to remove the interior sidewalks from the approved plan for Mt. Comfort Business Park. Commissioner Armstrong motioned to allow Browning Investments to remove the interior sidewalks from the approved building plan for Mt. Comfort Business Park. Commissioner Stevens seconds the motion and it carries 2-0.

**700 W Bridge Steel Quotes**

Quotes were opened last week for the necessary steel for the 700 W bridge project, Copeland recommends accepting the quote of E & H Bridge and Grading. Commissioner Armstrong makes a motion to allow acceptance of the E & H Bridge & Grading quote for a total cost of \$41,260.27. Commissioner Stevens seconds the motion and it carries 2-0.

**700 W Bridge Piling Quotes**

Two quotes were received for the bridge pilings for the 700 W bridge project and Copeland recommends accepting the lowest quote from Mid America Foundation Company-MAFCO. This quote is for 70 pieces with end plates. Commissioner Armstrong motions for acceptance of the MAFCO quote in the amount of \$18,741.25. Commissioner Stevens seconds the motion and it carries 2-0.

**Inter-local Agreement New Palestine**

An inter-local agreement was presented to repave 300S from 450W to 500W. After a review by Attorney Ray Richardson Commissioner Armstrong motions to enter into the inter-local agreement with New Palestine for the repaving of 300 S from 450W to 500W. Commissioner Stevens seconds the motion and it carries 2-0.

**Highway Consultants**

A list of consultants that have completed the information sheets for the Highway Department was presented.

**Sale of Used Culvert Pipe**

Brown Township Trustee Glen Jordan requested the purchase of a 15 inch by 14 foot long used culvert pipe that can be used to replace pipe at the Hays Cemetery. The cost of said pipe is \$17.50. Commissioner Armstrong motioned to approve the purchase of the used culvert pipe by the Brown Township Trustee in the amount of \$17.50. The motion was seconded by Commissioner Stevens and carries 2-0.

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**Small Structure Design Consultants**

An agreement with USI Consultants was presented to do on call design for small structures. Commissioner Armstrong motioned to approve the USI Consultants contract for on call small structure design with the additional language of not to exceed \$30,000 per year. Commissioner Stevens seconds the motion and it carries 2-0.

**Village Green Section 2**

Three quotes were presented to do the asphalt and concrete work at Village Green subdivision Section 2. Ken Borgmann was present and has agreed to pay for the concrete work for the project and the county will pay for the asphalt. Commissioner Armstrong motions to accept the quote of Floyd Crim & Sons for the concrete and pavement work in the amount of \$33,538 with the understanding that Ken Borgmann will pay \$4563 for concrete work. Commissioner Stevens seconds the motion and it carries 2-0.

**Temporary Driveway—Rex Zenor—1000N and Alford Road**

Larry Bowmer of the County Highway Department appeared to discuss a temporary highway permit that was granted to Rex Zenor at 1000N and Alford Road on June 20, 2005. The permit gave Zenor permission to use the driveway for a seasonal business for three months a year to sell Christmas trees and pumpkins. The business has now expanded and is exceeding the time frame. This area is still zoned agricultural. The information was simply presented at this time for further discussion in the future.

**County Fairgrounds**

Commissioner Armstrong questioned if the county Highway could patch some asphalt at the County Fairgrounds. Because the fairground is private property the county cannot patch the asphalt but recommends that they could get patch mix at Caldwell Gravel.

**Dust Overlay**

The County Highway is planning to do dust overlay on county roads in the next week weather permitting.

**In the Matter of County Planning Department )**

Mike Dale appeared on behalf of the Planning Department to discuss temporary use permits and issues that are beginning to arise. An example presented was Apple Family Farm. This and similar agricultural businesses have appeared and are zoned agricultural, but are selling additional products beyond the scope of that zoning classification. A discussion ensued about how to proceed in the future with similar businesses that the county wishes to encourage but believes needs to amend current zoning to allow additional uses. Dale will return with some recommendations after further research.

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**In the Matter of the Weed Board** )

Alan Wicker, County Weed Specialist, appeared to request transferring funds within the budget for mowing services due to a high volume of work this season. Wicker said in this year he has sent 40 letters and has already filed 10 mowing liens with no payment to date. Commissioner Armstrong motioned to allow the transfer of \$600 from supplies 068-3000-024 and \$800 from supplies 068-3000-25 to go to contractual mowing 068-3000-50. Commissioner Stevens seconds the motion and it carries 2-0.

**In the Matter of Dr. Trevor Lloyd-Jones and Sewage Treatment Plant** )

Dr. Trevor Lloyd-Jones appeared in response to a cease and desist letter he received from the Planning Commission in regards to a sewage treatment plant at approximately 4200 S 600 W. Background of this issue is that Dr. Lloyd-Jones has built and is operating a sewage treatment plant on property he owns, and he did so without proper county permits and BZA approval. Dr. Lloyd Jones appeared to see if the Commissioners had any authority in regards to the cease and desist order. He was told the Commissioners had no authority.

**In the Matter of Greenfield Lawn and Landscape LLC** )

Mark Johnson of Greenfield Lawn and Landscape LLC appeared to discuss a new business in Greenfield that is using the same name as his LLC. The Commissioners notified Mr. Johnson that they have no authority to intervene in this matter.

**In the Matter of Minutes** )

Commissioner Armstrong made a motion to approve the minutes of the June 22, 2009 Commissioners meeting. Commissioner Stevens seconded the motion and it carries 2-0.

The recording stops at 9:25am

The recording resumes at 9:41am.

**In the Matter of Railroad Right of Way Purchase** )

Susan Bodkin appeared to discuss the contracting for purchase and appraisal of Railroad Right of Way. Commissioner Armstrong motions to approve to use Coor Land Surveying to write the legal description up to three different descriptions for \$800, Brian Reske for appraisal for \$1500 and Beam Longest and Neff at a cost of \$1200. Commissioner Stevens seconds and motion carries 2-0.

The recording stops at 9:44am.

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Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009

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Attest: \_\_\_\_\_