

**Hancock County Board of Commissioners Minutes**

**March 8, 2010**

Commissioners met in regular session. Those present were Commissioner Derek Towle, President, Commissioner Brad Armstrong, Vice President and Commissioner Tom Stevens. Auditor Robin D. Lowder and Chief Deputy Auditor Rosemary Melvin were also present.

Attorney Ray Richardson arrived at 7:53 am.

The recording began at 7:33 am.

**In The Matter of** )

**Hancock County Highway** )

**Excavator** - Engineer Joe Copeland appeared before the Commissioners' to inform them of the condition of the John Deere 595 excavator that was purchased in 1993 and has 6,078 hours of use. Mr. Copeland informed the Commissioners that this piece of equipment will be used often over the summer repairing roads. The Commissioners' request that Mr. Copeland research the possibility of a lease or renting the excavator and that Mr. Copeland present a five year purchase plan for equipment to present to both the Council and Commissioners.

**Corridor Study** - Engineer Joe Copeland presented to the Commissioners the Interlocal Agreement to conduct a study establishing a route to connect I-70 to I-74. Commissioner Armstrong made a motion to enter into the interlocal agreement with Indianapolis Metropolitan Planning Organization, Hancock County, Shelby County, Town of New Palestine and Town of Cumberland for the corridor study. Commissioner Stevens seconded the motion. The motion carried 3-0.

**Summer Hours** - Engineer Joe Copeland requested approval from the Commissioners to begin ten hour days as of May 10, 2010 for the Highway Department. The Commissioners approved the extended work days.

**Right of Way Services** - Representatives appeared from the three Companies that have prepared proposals for the County. Ken Fleetwood of Beam, Longest and Neff, L.L.C. Consulting Engineers & Land Surveyors prepared a fee to perform right-of-way engineering and services. Steve Jones of United Consulting provided an amended fee schedule for surveying and land acquisition services. American Structure point Inc. also prepared a proposal for right-of-way work for the County. The Commissioners request that Mr. Copeland review the proposals and return with his recommendation.

**Variance Request** - Larry Bowmer of the County Highway Department appeared before the Commissioners to present a variance for Douglas W. Schildmier's property located at 5409 W US40, Greenfield. Mr. Schildmier requested a second driveway to access grain bins and storage bins and a variance for the distance between the current driveway and the proposed driveway. Commissioner Stevens made a motion to approve the variance for the second driveway and the distance between the driveways. Commissioner Armstrong seconded the motion. The motion carried 3-0.

**Release of Bond** - Larry Bowmer of the County Highway Department requested the release of a Permit Bond for drainage work on property located at 5900 W 300S, New Palestine. Commissioner Stevens made a motion to release the permit bond to P & W Development Inc. in the amount of 15,000.00 for drainage work done. Commissioner Armstrong seconded the motion. The motion carried 3-0.

**Problem Roads** - Engineer Joe Copeland listed several locations where roads are in need of repair. Mr. Copeland expressed his concern for the funds to repair these roads.

**In The Matter of** )

**Planning Commission** )

**Stalets Rezoning** - Mike Dale, Director Hancock County Planning Commission presented to the Commissioners a request to rezone 6.14 acres from Residential (R1) to Agriculture (A) for the property located at approximately 1300W and 1000N in Vernon Township. The Area Planning Commission gave the rezoning request an unfavorable recommendation. Robert Stalets appeared and presented his case for the property to be rezoned. Charles Cave, an adjoining neighbor to the 6.14 acre property, appeared to voice his concerns of the rezoning and state that he opposed the change. Commissioner Stevens made a motion to uphold the recommendation of the Planning Commission and deny the rezoning. Commissioner Towle seconded the motion. The motion carried 2-1. Commissioner Armstrong voted nay.

**RV Ordinance** - Mike Dale, Director Hancock County Planning Commission shared with the Commissioners the view of Greg Morelock, Planning Commission's Attorney. Mr. Morelock suggested that all reference to Homeowners Associations should be struck from the Ordinance. The Commissioners and County Attorney Ray Richardson concur with the view of Mr. Morelock.

**In The Matter of** )

**Bond Release** )

**Performance Bond** – request made to release the performance bond to Centex Homes in the amount of \$19,522.95 for Emerald Springs Section 3, erosion control. Commissioner Stevens made a motion to release the performance bond to Centex Homes in the amount of \$19,522.95 for work done in Emerald Springs Section three. Commissioner Armstrong seconded the motion. The motion carried 3-0.

**Performance Bond** – request made to release the performance bond to CR White Development/Central Engineering in the amount of \$65,745.00 for erosion control in Emerald Springs, Section 1 and Section 2. Commissioner Stevens made a motion to release the performance bond to CR White Development Co/Central Engineering in the amount of \$65,745.00 for work done in Emerald Springs Sections 1 and 2. Commissioner Armstrong seconded the motion. The motion carried 3-0.

**Performance Bond** – request made to release the performance bond to Crossman Communities in the amount of \$54,510.00 for surface water drainage and \$3,000.00 for monuments in Bay Creek @ Geist, Section 3. Commissioner Stevens made a motion to release the performance bond to Crossmann Communities in the amount of \$54,510.00 and \$3,000.00 for work done in Bay Creek @ Geist. Commissioner Armstrong seconded the motion. The motion carried 3-0.

**Cash Bond** – request made to release the cash bond to Carl McIntyre/Carrington Homes in the amount of \$1,350.00 for installation of tile. Commissioner Stevens made a motion to release the Cash Bond to Carl McIntyre/Carrington Homes in the amount of \$1,350.00 for installation of tile. Commissioner Armstrong seconded the motion. The motion carried 3-0.

**In The Matter of** )

**Washington D.C.** )

**Proposed Trip** - Dennis Malloy proposed a trip to Washington D.C. for himself, Steve Jones and a representative of the Commissioners. Commissioner Stevens requested permission to be the representative for the Commissioners on the trip. Commissioner Armstrong made a motion that Commissioner Stevens be their representative on the trip to Washington D.C. April 26th through April 28th. Commissioner Towle seconded the motion. The motion carried 3-0.

**In The Matter of** )

**Commissioners' Minutes** )

**Approval of Commissioners' Minutes of March 1, 2010** – Commissioner Stevens made a motion to approve the Commissioners' minutes. Commissioner Armstrong seconded the motion. The motion carried 3-0.

**Claims** – Commissioner Towle, Commissioner Armstrong and Commissioner Stevens signed claims presented to them.

**In The Matter of** )

**Memorial Building** )

**Elevated Mold levels** - Testing that was done in the Memorial Building has determined there is an elevated mold level. The testing also found that the exposed pipes are wrapped with asbestos and painted over with paint containing lead. The Company that has done the testing will present to the Commissioners estimates for corrective action that will need to be taken at the next Commissioners meeting on March 15, 2010. The County Attorney, Ray Richardson instructed the Commissioners' that all employees in the Memorial Building need to be made aware of the mold.

**In The Matter of** )

**Life Insurance** )

**Liberty National Life Insurance** - representatives appeared before the Commissioners to present additional information about the Life Insurance offered by Liberty National. Commissioners instructed Auditor Robin Lowder and Deputy Auditor Mary Bowmer to prepare a letter to Liberty National Life Insurance that the County is not interested in the Life Insurance offered.

The meeting adjourned at 9:40 am

The Recording stopped 9:40 am.

Hancock County Commissioners

---

Commissioner Derek Towle President

---

Commissioner Brad Armstrong, Vice President

---

Commissioner Tom Stevens

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

Robin D. Lowder

Hancock County Auditor