

Hancock County Board of Commissioner's Meeting

October 15, 2019

Commissioners met in regular session. Those present were Board of Commissioner's President John Jessup, Vice President Brad Armstrong, Commissioner Marc Huber, County Attorney Scott Benkie, Auditor Debra Carnes, Deputy Auditor Mary Bowmer & Deputy Auditor Trish George. Commissioner Jessup called to order the October 15, 2019 Hancock County Commissioners Board meeting at 8:01 am.

Highway

- Gary Pool presented Commissioners with one item for signature the Bridge 50 plans.
- Snow plowing is advertised. One month out for the bids.
- Bipartisan voting machine delivery papers delivered. A democrat and republican was identified to deliver the voting machines.
- Applied for Stinemyer connection between 500 and 550 North in New Palestine to divert bus and school traffic and other traffic away from US 52. It's a state road, but it's a higher accident area in the county. The winner will be announced by the beginning of the year.
- Bridge conference next Tuesday.
- Crack seal is running behind. A sub-contractor has been hired to assist.
- Jail road documentation is complete (Commissioners voted a month ago).
- Need to start considering in combination with the RDC and 300 North, I believe we will be competitive to win those (to the west and east).

Pensy Trails Next Level Trails

- Mary Ann Wietbrock (Pensy Trails) discussed funding for the Pensy Trails. She was not able to use the TAP Grant as a match for Next Level Trails Grant. She looked elsewhere for a match for the Grant and found Gary's employment can be provided as the match for the grant.
- Commissioner Armstrong made a motion to approve the Next Level Trails Grant Application as presented recognizing if the grant is won there will be \$100,000 worth of work that needs budgeted in 2021. Commissioner Huber seconded the motion. **Motion carried 3-0.**

Claims & Payroll

Commissioner Huber made a motion to approve claims and payroll as presented. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**

Commissioner Minutes

Commissioner Huber made a motion to approve the Commissioner Minutes for 10/1/19 as presented. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**

E-911 GO Bond Projects

John Jokantas (Director E911) discussed GO Bond projects. John discussed design and replacement of the console furniture for E911. John discussed the purchase of 150, 800 Mhz pagers for Volunteer Fire Associations for McCordsville, Green Township, Shirley, Wilkinson, Charlottesville and Fountaintown that need replaced. John is considering charging user fees for

the pagers because they are expensive and he wants to put a responsibility on their part. This may require starting a new Fund. John also notified Commissioners he forgot to include the Health Department's five radios when he was replacing them and this would cost an additional \$20,000. The radios will be received in December and paid for in January.

RQAW Update

- Dustin Fry (Director Construction Services) notified the Commissioners the road works continue and are about 90% done with the storm sewer along the road. They will start stripping the top soil tomorrow and then it will start to take shape. By the end of the week they will start to excavate the pond. By the end of next week you should start to see the road in stone.
- Dustin is anticipating the Bond will close Thursday, October 17th. With the bond closing on October 17th, Garmong will be authorized to do their Limited Notice to Proceed for their GMP. Dustin brought a Notice to Proceed generic letter for the Commissioners to sign pending the closing of the bond.
- Commissioner Armstrong made a motion to authorize the Commissioner's President, John Jessup, to sign Garmong's Notice to Proceed Letter upon the successful Bond Sale closing. Commissioner Huber seconded the motion. **Motion carried 3-0.**
- Dustin requested approval and signature for the Membership Application for electrical service through NineStar for \$500.
- Commissioner Armstrong made a motion to apply for Membership Application for Electric, Water and/or Sewer Division with NineStar. Commissioner Huber seconded the motion. **Motion carried 3-0.**
- Commissioner Armstrong made a motion to establish a new Fund called the FF&E Fund (Fixtures Furniture & Equipment) that will be funded out of proceeds designated for FF&E for the new jail project. Commissioner Huber seconded the motion. **Motion carried 3-0.**
- Dustin requested authorization for Proposal for Construction Materials Observations and Testing Services. This was not included in Garmong's GMP. The independent soil testing is not to exceed \$48,000. This is included in the owners soft cost estimates we are tracking. Commissioner Jessup said this Proposal will be accepted upon successfully closing of the Bond Sale Thursday, October 17th and the Notice to Proceed being signed.
- Commissioner Armstrong made a motion to accept the proposal from ATC for testing, but contract not to be executed until Notice to Proceed is executed to be reimbursed out of the FF&E Fund. Commissioner Huber seconded the motion. **Motion carried 3-0.**
- Dustin notified the Commissioners the formal ground breaking ceremony for the jail project is scheduled for October 29th at 3PM.
- Dustin talked to the City regarding the design for water and sewer appears to be almost complete and should be out by the end of the month for letting. Commissioner Jessup wanted it noted in the minutes we are in receipt of the executed MOU with the City of Greenfield for water and sewer at the jail site after months and months of negotiations.

Sheriff's Department Update

- Sheriff Burkhart presented Commissioners with a letter from IPEP regarding staffing recommendations.
- Sheriff Burkhart requested Commissioners to declare a vehicle surplus.

- Commissioner Huber made a motion to declare surplus a 2007 Ford Crown Vic with the VIN #137218. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**
- Sheriff Burkhart notified Commissioners he was able to get the ten additional radios needed from Ebay for \$600.
- Commissioner Huber inquired if he was moving forward on the treatment pod. Sheriff Burkhart said yes, he received approval from Council and is moving forward.

Accept Cash Bonds for Prairie Pointe Enterprises LLC

- Commissioner Huber made a motion to accept the Performance Cash Bond for Prairie Pointe Enterprises LLC for \$1,750 for The Boulders at Sugar Creek Street Monumentation. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**
- Commissioner Huber made a motion to accept the Maintenance Cash Bond for Prairie Pointe Enterprises LLC for \$31,732.88 for The Boulders at Sugar Creek maintenance for Storm Sewers. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**

Senior Services INDOT Contract

Bob Long (Senior Services) requested Commissioners third quarter INDOT claims. Commissioner Huber made a motion to authorize the pass-through for third quarter claims to INDOT in the amount of \$61,736. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**

Public Defender Board

Commissioner Armstrong made a motion to appoint Jonathan Albright to the Public Defender Board for term ending December 31, 2019. Commissioner Huber seconded the motion. **Motion carried 3-0.**

Walker Hughes Insurance Agreements

- Commissioner Huber made a motion to enter into the Business Associate Agreement between Hancock County Government and Walker Hughes Insurance Group. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**
- Commissioner Huber made a motion to enter into the Consulting Agreement between Hancock County Government and Walker Hughes Insurance Group. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**

Agreement W/Greenfield Banking Co for EOC

Commissioner Huber made a motion to approve the agreement with Greenfield Banking Company and the Hancock County Commissioners for Entertainment on the Plaza for the year 2020. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**

MOU w/COAD

Commissioner Huber made a motion to approve the Memorandum of Understanding between the Hancock County COAD and Hancock County Commissioners as presented. This is for COAD to park their trailer at the EOC. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**

Walker Hughes Workers Compensation Audit \$10,587

Commissioner Huber made a motion to approve the Invoice to Walker Hughes for Workers Compensation for the 18-19 audit in the amount of \$10,587 to be paid out of Workers Compensation. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**

Resolution 2019-10-1 Amending Employee Handbook At Will Employment

Commissioner Armstrong made a motion to adopt Resolution 2019-10-1 amending the Employee Handbook for At Will Employment. Commissioner Huber seconded the motion. **Motion carried 3-0.**

2020 BOC Meeting Schedule Conflict

Commissioner Armstrong made a motion to move the December 2nd meeting to December 3rd. Commissioner Huber seconded the motion. **Motion carried 3-0.** Commissioner Jessup said they will approve someone to come in before December 2nd to approve Claims if needed.

Budget Transfers

Commissioner Armstrong made a motion to authorize a transfer of \$1,000 from F & B to Weed Specialists. Commissioner Huber seconded the motion. **Motion carried 3-0.**

Health Department

- Dr. Aspy presented Commissioners with an updated fee schedule effective 1/1/2020.
- Commissioner Armstrong made a motion to establish a Hancock County Health Department Fees effective 1/1/2020 as cost of medicine rounded to next dollar, plus a \$5 administration fee in the food, environmental and vital records as presented. Commissioner Huber seconded the motion. **Motion carried 3-0.**
- Dr. Aspy said Parks Departments requested funding for signs "Outdoor Smoking Not Allowed In This Area". Commissioners were not sure of funding for this.
- Dr. Aspy wanted to look at a way to enforce the new smoking policy changes. Dr. Aspy requested to formulate a list or registry for businesses allowing smoking. Commissioners did not have a problem with this, they would like to see the proposed check list of requirements to review beforehand.

Dedicate 50' Half ROW Paxton Farm Minor Sub

Philip Going (Accura Land Surveying) requested dedication of variable ROW. Commissioner Armstrong made a motion to accept the 50' variable ROW for the Susan Paxton Schultz Minor Subdivision. Commissioner Huber seconded the motion. **Motion carried 3-0.**

Probation Department

- Josh Sipes (Chief Probation Officer) requested Commissioners look into a Juvenile Detention Contract. Hancock County does not have a juvenile detention center. The contract ends December 31. The other issue is he feels we will exceed the 200 beds contracted. This has been discussed for years. Josh would like approval to investigate more beds in Delaware County. Josh proposed buying beds before the end of the year. Josh said were averaging 180 beds a month.

- Commissioner Armstrong made a motion to authorize for negotiation of additional beds to get through the year. Also, request when we do the 2020 contract look at adding 250 beds. Commissioner Huber seconded the motion. **Motion carried 3-0.**

Failure of Council to Budget

Commissioner Jessup made a motion that since County Share line item is yet again for year ten underfunded that we begin paying those claims out of Food & Beverage slush fund.

Commissioner Armstrong seconded the motion. **Motion carried 3-0.**

Tourism Board Appointment

- George Langston (Tourism Board) introduced Alexander Rau (Hampton Inn) replacing Travis McMichael.
- Commissioner Armstrong made a motion to appoint Alexander Rau to an appointment on the Tourism Board with a term ending December 31, 2019. Commissioner Huber seconded the motion. **Motion carried 3-0.**

Alcoholic Beverage Commission

Commissioner Armstrong made a motion to appoint Larry Gross to the Alcoholic Beverage Commission term ending December 31, 2019. Commissioner Huber seconded the motion.

Motion carried 3-0.

Expex Board

Randy Sorrell questioned the Expex Board and if there was a reason for its existence. Randy will re-evaluate later this year.

Winding Oaks Rezone/Ordinance

- Mike Dale (Director Planning Department) notified Commissioners that at last month's Area Planning Commission there was a favorable recommendation to rezone this district.
- Commissioner Armstrong made a motion to introduce Ordinance 2019-10D. Commissioner Armstrong made a motion to adopt Ordinance 2019-10D. Commissioner Huber seconded the motion. **Motion carried 3-0.**

Sharrer Rezone/Ordinance

- Mike Dale (Director Planning Department) notified Commissioners that at last month's Area Planning Commission there was a favorable recommendation to rezone this district.
- Commissioner Armstrong made a motion to introduce Ordinance 2019-10E. Commissioner Armstrong made a motion to adopt Ordinance 2019-10E with commitments, but amending commitment L from 6 to 12, not to exceed 12 behind the building. Commissioner Huber seconded the motion. **Motion carried 3-0.**

Carvana Rezone Request

- Mike Dale (Director Planning Department) notified Commissioners that at last month's Area Planning Commission there was a unanimous favorable recommendation to rezone this district PUD.
- Shear Property Group, submitted a letter summarizing remonstrance (not visually appealing, etc.)

- Rick Lawrence (Attorney Nelson & Frankenberger) representing Carvana requested zoning amendment to expand the PUD to encompass the entire site. Carvana would like to add a 75,000' foot building & a 14' foot building.
- Mike Horrigan (Commercial Real Estate Broker) representing The Borgman Farm LLC, Delbert & Maxine Harold Trust, Greg & Tammy Westcott, Barb & Buz Olin, Jay and Janet Kleine and William & Pat Snodgrass. We are currently under contract going through due-diligence period with a developer to acquire 160.5 acres and put several buildings and attract new business to that. Mike is concerned with buffering and landscaping.
- Rick expressed Carvana would like to increase the buffering and landscaping to alleviate concerns.
- Commissioner Huber expressed concerns, this area is highly commercial and industrial. He appreciates Carvana took over this site, it fit their needs and was limited in use for most businesses. Commissioner Armstrong said there are positives and negatives. We would like to do due diligence with those it affects in the area and do research with adjoining property owners and developers in that area. He would like find a defined site use of the area, of the entire site area. The commitment for more buffering to mitigate the effect on other property owners. Need to figure out how it doesn't affect other property owners. Commissioner Armstrong would like to not act on this at this time.

Bed & Breakfast Rezone/Ordinance

- Mike Dale (Director Planning Department) notified Commissioners that at last month's Area Planning Commission there was a favorable recommendation to rezone this district.
- Commissioner Armstrong made a motion to introduce Ordinance 2019-10F. Commissioner Armstrong made a motion to adopt Ordinance 2019-10F as presented. Commissioner Huber seconded the motion. **Motion carried 3-0.**

Residential Architectural Standards/Ordinance

- Mike Dale (Director Planning Department) notified Commissioners that at last month's Area Planning Commission there was a favorable recommendation to rezone this district.
- Commissioner Armstrong made a motion to introduce Ordinance 2019-10G. Commissioner Armstrong would like to follow-up on this at the next Commissioners meeting October 29th.

Animal Control

Commissioner Armstrong talked with Mayor regarding Animal Control. City would like to have a 50% contribution for 2020 & 2021 and the City would go to the individual Cities for assistance. They would notify BOC if any additional employees are hired. Commissioners would like to review and discuss at the next Commissioners meeting October 29th.

The Hancock County Board of Commissioners meeting adjourned at 11:45 PM.

Hancock County Commissioners

Commissioner John Jessup, President

Commissioner Brad Armstrong, Vice-President

Commissioner Marc Huber

Attest: _____
Debra Carnes, Hancock County Auditor