

## Hancock County Board of Commissioner's Meeting April 2, 2019

Commissioners met in regular session. Those present were Board of Commissioner's President John Jessup, Vice President Brad Armstrong and Commissioner Marc Huber. County Attorney Scott Benkie by phone and Attorney Doug Crawford, Auditor Debra Carnes and Deputy Auditor Trish George were present.

Hancock County Board of Commissioner's meeting began at 8:02 am. Commissioner Jessup called to order the April 2, 2019 Hancock County Commissioners Board meeting.

### Highway

- Gary Pool (Highway Engineer) presented several items for signature.
- Commissioner Armstrong made a motion to enter into Supplement #1 not to exceed \$4300. Commissioner Huber seconded the motion. **Motion carried 3-0.**
- Commissioner Huber made a motion to enter into the LPA Contract DES # 1702756 for road widening of 600 West from 400 N to 550 North with new RAB intersection at 500 North, will supersede the previous contract with an increase from \$390K to \$420,040. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**
- Commissioner Huber made a motion to release the performance bond for Arbor Investment LLC for common area sidewalk in Sagebrook Section 1 in the amount of \$9,000. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**
- Commissioner Huber made a motion to release the performance bond for Arbor Investment LLC for street signs in the amount of \$6,457. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**
- Commissioner Huber made a motion to accept the grant for DES #1900883, bridge replacement from 400 East to 600 East. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**
- Commissioner Huber made a motion to accept the matching grant for DES #1901142 HMA Overlay and Preventative Maintenance from 1000 North to 1100 North. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**
- Commissioner Huber made a motion to accept the matching grant for DES #1901150 HMA Overlay and Preventative Maintenance from 600 West to 400 West. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**
- Commissioner Huber made a motion to accept the local roads and bridge maintenance matching grant for DES #1901144 HMA Overlay and preventative maintenance from 600 South to 500 South. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**
- Commissioner Huber made a motion to accept the local roads and bridge matching grant for DES #1900892 bridge replacement construction 400 East to 600 East. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**
- Sagebrook Section #4; we came to an agreement on the 50' curb. They provided a knuckle, which is a curb expansion so parked vehicles won't be a public safety risk.

- Work continues on the county farm roads.
- Fortville Pike trees were trimmed to address public concern. Commissioner Jessup asked Gary to notify him when complete.
- Utility work on 200 North was halted. The work was outside ROW in both Center and Buck Creek townships. Gary put a stop work on both of these and he is working to resolve the problems. Gary impressed the most important thing is to make sure the property owner is happy with the construction activity and they need to buy easement or ROW.
- 250 West tile will be repaired soon due to a complaint. There is evidence a tile has been cut and this should be resolved in the next month or so.
- Monroe-Cowen have agreed to accept the court awarded settlement. They will be allowed to remain till June 2020. There is still a relocation cost reimbursement due and this will be paid through TIFF.
- Won CCMG Grant \$970K (was planning on \$600K). Programmed into Bridge 49, 50 and paving in 2020.
- Gary's men have been working over-time on pot holes and they should be resolved by the end of April.
- Public Art in RAB 300 North and 600 West.

#### **Claims & Payroll**

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

#### **Commissioner Minutes**

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

#### **Maintenance**

- Dean Mullins (Maintenance) notified Commissioners the courthouse clock is having problems. J & J Clock & Bells is working to resolve this.
- Courthouse attic storage space does not meet fire marshal standards and is being relocated. Per Lisa Lofgreen (Clerk) Juvenile records need to be under lock and key. Dean is considering relocation to the Annex Building. Commissioners would like to realign storage cages in Annex Building Basement.
- Commissioner Jessup notified Dean the water fountain in hallway is not working.

#### **Mount Comfort Road Plans**

Mel Branson (Buckcreek Trustee) requested Commissioners consider a stop light at 400 North and Airport Boulevard (not 400 West and Airport Boulevard). Gary Pool (Highway) originally was looking at RAB, but now is considering a stop light. Mel would like consideration as the Mount Comfort road plans progress.

#### **New Jail Plat Plan**

Commissioner Armstrong made a motion to proceed with the layout plan presented from RQAW to work towards a plat plan. Commissioner Huber seconded the motion. **Motion carried 3-0.**

#### **Zoning Discussion**

Commissioner Huber discussed CN zoning issues near Mount Vernon school. Commissioner Armstrong made a motion to instruct the Planning Commission to review the land use and potential changes to appropriate zoning for usage of the area on South 234 West of 200 West and 300 West. Commissioner Huber seconded the motion. **Motion carried 3-0.**

#### **Early Voting Location & Hours/ES&S Contract**

Lisa Lofgreen (Clerk) requested approval to change vote locations and hours for early voting. Armstrong made a motion to approve voting locations and times for the 2019 municipal primary elections. Commissioner Huber seconded the motion. **Motion carried 3-0.**

#### **ES&S Contract**

Armstrong made a motion to approve the ES&S contract as revised upon final approval from legal counsel and authorize the Board of Commissioner President Jessup to review and sign contract after changes. Commissioner Huber seconded the motion. **Motion carried 3-0.**

#### **Pioneer Cemetery Commission**

Commissioner Armstrong made a motion to appoint Jeannine Gray to the Pioneer Cemetery Commission for a term ending January 31<sup>st</sup>, 2024. Commissioner Huber seconded the motion. **Motion carried 3-0.**

#### **Airport Authority Land Use Advisory Committee**

Commissioner Huber made a motion to appoint George Langston to the Airport Authority Land Use Advisory Committee for a term ending December 31, 2020. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**

#### **Rescheduled Board of Commissioners Executive Session**

Commissioners rescheduled the Board of Commissioners Executive Session to Tuesday, April 9, 2019 at 4:30 pm. County Attorney Scott Benkie will advertise the meeting.

#### **Regional Water and Sewer District Meeting Rescheduled**

Commissioners confirmed the Regional Water and Sewer District Meeting was rescheduled to Tuesday, April 16, 2019 at 11 am. County Attorney Scott Benkie advertised the meeting.

#### **Portalan Drive Flooding**

Robert Bryant expressed concern with flooding at his mother's house located at 1070 Portalan Drive. His mother is 80 years old and due to health concerns, he is in the process of selling her house. Mr. Bryant is concerned with neighbors operating a business out of their

garage that resulted in the flooding at his mother's house. Mr. Bryant presented pictures for the Commissioners review. Mr. Bryant stated to open a business and flood the adjoining property is illegal. Mr. Bryant offered to go in half of the cost with the neighbor to solve the flooding issue, but the neighbor said "it was his issue". This is an illegal activity that deserves the attention that any other violation would receive. This is not a personal issue in any way and this is solely about the destruction of his property. Upon looking up the county code; to open a business and flood the adjoining property is illegal. Mr. Bryant offered to go in half on a drainage system and the neighbors were not interested (they feel no responsibility). Commissioner Armstrong asked if Mr. Bryant talked to the Building and Zoning Department. Mr. Bryant made contact but was referred to another department. Commissioner Armstrong reassured this will start with a warning letter and progress.

#### **Pennsy Trails Grant/Funding**

Mary Ann Wietbrock (Director Pennsy Trails Hancock County) updated Commissioners on the Pennsy Trails progress. Mary Ann notified Commissioners on grants obtained to advance the Pennsy Trails. The county has engaged in the match for the TAP grant (for the construction). The match would be \$200K for \$6M in Grants. Mary Ann is looking for two bridge constructors for bids. Commissioner Armstrong said looking for grant proposals for next spring is a good way to move forward. If we had the land and constructed ourselves, without grant money this would be quicker and easier. But then other sections, the land acts is a big issue and it would be easier to do this through a grant. It is more time consuming but cheaper. The DNR would be hands off and not so complex and no Federal stipulations. Commissioner Armstrong made a motion to explore pursuing a grant next Spring for the next level trails grant to help with completion of the Pennsy Trails. Commissioner Huber seconded the motion. **Motion carried 3-0.**

#### **Indianapolis Airport Authority Board**

Kurt Schleiter (Pilot) and Ryan Maxfield (General Manager) updated Commissioners on KMQJ Activities & Improvements. Kurt presented the End of the Year Report for the Indianapolis Airport Authority to the Commissioners. Many of the appointees on the Board are lawyers and Kurt is the only Pilot. Kurt introduced Ryan (General Manager) to update Commissioners on the Indianapolis Regional Airport. The Indianapolis Regional Airport is second only to the Indianapolis Airport. Kurt notified the Commissioners this is a Master Planning Year and is funded through the Federal Government.

#### **Dedicate 35' Half ROW 2 Minor Subs Hardin & MarLe Estates**

- Commissioner Armstrong made a motion to accept 35' half ROW on Hardin Minor Subdivision re-plat of Lot 3. Commissioner Huber seconded the motion. **Motion carried 3-0.**
- Commissioner Armstrong made a motion to accept 35' half ROW on MarLe Estates Minor Subdivision. Commissioner Huber seconded the motion. **Motion carried 3-0.**

### **Probation**

- Josh Sipes (Probation) requested approval for the Pinwheel Celebration and for service agreements for recovery houses (3).
- Commissioner Armstrong made a motion to allow the Pinwheel Celebration Banner in the courthouse lawn for the month of April. Commissioner Huber seconded the motion. **Motion carried 3-0.**
- Commissioner Huber made a motion to approve Service Agreements for the Talitha Koum, Inc. in the amount of \$32K for 2 years that reserves 4 bed spaces, Dove Recovery House for Women, Inc. for 6 beds in an amount of \$48K for January 1 through December 31 2020 and the amendment for the Progress House Inc. for 4 beds, May 1, 2019 through May 1, 2020 not to exceed \$18,250K. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**
- Commissioner Huber made a motion to amend the motion above and pay Service Agreements for Recovery Houses to be paid from Food and Beverage. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**

### **Surveyor**

Susan Bodkin (Surveyor) Carvana at 600 West and 300 North currently does not have outlets at two of their ponds. This is currently in dispute of being Celledon Property or Carvana Property. There is a stop work order on them putting down any more hard service. The question is do you want Susan to go after Celledon's Bond to get one outlet. A new development came in, the Shelby property that is south of Carvana and they will need the outlet as well. Carvana and Celledon should have picked this up between the two entity's and they did not. Commissioners agreed Susan can pursue Celledon's Bond.

### **Bonds**

- Commissioner Huber made a motion to release the performance bond deposit for Arbor Investments LLC for Sagebrook Section 1 erosion control for \$106,568. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**
- Commissioner Huber made a motion to accept the cash bond for Harvey Construction for Wyndestone Section 5 jett lines for \$575 and the maintenance bond for Harvey Construction for Wyndestone Section 5 storm sewers for \$39,770 and accept the cash bond for Harvey Construction for Wyndestone Section 5 monuments for \$1,125. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**
- Commissioner Huber made a motion to release the cash bond deposit for Dave Segó Builders Inc for Every Meadows Lot 20 for 8" tile for \$300. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**

### **RFP for Construction Manager (New Jail)**

Commissioner Armstrong made a motion to accept the RFP as presented and send for advertising on Friday, April 5th. Commissioner Huber seconded the motion. **Motion carried 3-0.**

**Request for Pictures on Courthouse Lawn**

The auditor's office received a request from Mark Watson with Spotlight Photography to take pictures on the north courthouse lawn. Commissioner Huber made a motion to allow Mark Watson with Spotlight Photography to take pictures on the north courthouse lawn April 9<sup>th</sup>. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**

**CCD Budget**

Commissioner's agreed to review CCD budget at the April 30<sup>th</sup> commissioners meeting.

**Hancock County Exposition Complex Corporation Board**

Commissioner Armstrong made a motion to accept the Hancock County Exposition Complex Corporation Board Minutes. Commissioner Armstrong seconded the motion. **Motion carried 3-0.**

**Loose Asphalt Complaint**

The Auditor's office received a complaint about loose asphalt in Annex parking lot. Dean Mullins (Maintenance) will look into this.

**The Hancock County Board of Commissioners meeting adjourned at 10:15 am**

**Hancock County Commissioners**

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Commissioner John Jessup, President

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Commissioner Brad Armstrong, Vice-President

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Commissioner Marc Huber

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

Debra Carnes  
Hancock County Auditor