

Hancock County Board of Commissioner's Minutes

July 17, 2012

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

Attorney Ray Richardson arrived at 8:25a.m.

The meeting began at 8:01a.m.

In The Matter of Hancock County Highway

Church Access for Mt Comfort Road (600 W.)– a drawing of how the church wanted the access layout was provided to the Commissioners. Upon review of the drawing the Commissioners state they are unable to commit to right-of-way property on property the County does not own. The Hancock County Board of Commissioners does not support the proposal given by the Church and directs County Engineer to proceed with what the County has offered only.

Change Order – for project located at Fortville Pike and 300N. The change is for a negative \$1,244.25 due to deletion of sod and replacing with erosion blankets due to the dry weather. Joe Copeland is checking to see if the state will guarantee the work. If they do not guarantee the work the County will be responsible for the work. The Commissioners want some guarantee of success for the work. Joe Copeland will work with the state to get a guarantee on the work. Commissioner Towle moved approval of change order #2 for a savings of \$1,244.25. Commissioner Armstrong seconded the motion. The motion carried 3-0.

Truck #165 Accident– The Cylinder broke away from the truck twisting the frame of the truck. Joe Copeland feels this was no fault of the driver and was not preventable.

Bond Release – to J.C. Ripberger Construction Corp. in the amount of \$55,000.00 for excavation, sub grade, stabilization and storm water pipe installation for Brier Creek Intermediate School, New Palestine, IN. The work has been completed. Commissioner Armstrong moved approval to release the Bond to J.C. Ripberger Construction Corp in the amount of \$55,000.00. Commissioner Towle seconded the motion. The motion carried 3-0.

Capital Improvement Plan – The Commissioners inquired if the Departments were responding to the new requests for updated CIP's.

Bridge # 59 – located on 200 N. over Buck Creek. Construction Inspection Agreement with United Consulting and The Hancock County Board of Commissioners in an amount not to exceed \$246,800.00 which is 9.4% of the estimated cost and 12% is allowed. The cost includes mitigation on the project. Commissioner Towle moved approval of LPA-Consulting Contract for reconstruction of Bridge# 59 on County Road 200 N. over Buck Creek for an amount not to exceed \$246,800.00. Commissioner Armstrong seconded the motion. The motion carried 3-0.

INDOT Funds -

Bridge# 145 – located on 600 W. at 200 S. will receive INDOT funds in the amount of \$488,000.00 of which most will be used for utility relocation.

600 W. from U.S. 40 to Broken Arrow will receive INDOT funds in the amount of \$488,000.00 of which most will be used for right-of-way

Widening the 600 W. and 300 N. corridors. Section A & G right-of-way awarded two million dollars with the actual year for construction to be 2015. Joe Copeland is setting up a meeting with INDOT to see if the funds can be used before then.

McCordsville – Ron Crider spoke for the town of McCordsville regarding the maintenance of 600 W. and stated the town wants to take over the maintenance, but has questions regarding the by-pass. The current agreement can be terminated by either party at any time. The Commissioners feel there needs to be an inter-local agreement and that a meeting should be set up to begin the process. Commissioner Stevens suggested that he, Joe Copeland, Ron Crider and a Town Council Representative meet to have a discussion.

Bid Date – for sign replacement project. All paper work turned in. Bid date set for August 21, 2012 at 8:15a.m.

In The Matter of the Hancock County Health Department

Vaccine Fees – Crystal Baker appeared before the Commissioners to present the Vaxcare Self-Pay Fee Schedule for private pay vaccines. Commissioner Armstrong moved to adopt the Vaxcare Self Pay Fee Schedule as presented by the Health Department. Commissioner Towle seconded the motion. The motion carried 3-0.

In The Matter of 200 North and 400 West

Four Way Stop – Buck Creek Township Fire Chief Dave Sutherlin appeared before the Commissioners to request consideration for making the intersection at 400 W. and 200 N. a four way stop. Statistics were presented for the responses to this intersection of which most transports are level one. Chief Sutherlin feels the four way stop would reduce accidents and speeds on the County Road. Commissioner Towle stated he understands, but there are certain guidelines to be followed and that the County Highway is currently looking at this intersection. Joe Copeland feels he will have their recommendations in two weeks. There is criteria that must be met, one of which is that the design of the intersection needs to be at fault. Homeowners near the intersection appeared to state their concerns. They stated they see cars run the stop sign and drivers that do not stop or think the other car is going to stop also.

In The Matter of Planning

Ordinance No. 2012-7A – an Ordinance amending the Hancock County, Indiana Zoning Ordinance amending by rezoning the subject area from Residential (R1.0) to Planned Unit Development (PUD). A PUD gives the developer options to craft their own zoning and have mixed uses. Planning and Tech committee gave a unanimous favorable recommendation subject to conditions which the developer has complied with. Commissioner Towle moved approval of Ordinance 2012-7A An Ordinance Amending the Hancock County, Indiana Zoning Ordinance to include Winding Oak Planned Unit Development zoning. Mike Dale discussed with the Commissioners that at the meeting the Developer requested reducing the depth of two lots and increasing the depth of one lot. Commissioner Towle's motion was amended to add the reduction of depth on two lots and increased depth on one lot. Commissioner Armstrong seconded the motion. The motion carried 3-0.

Resolution 2012-7-9 – A Resolution of the Hancock County Board of Commissioners Adopting the 2012 Hancock County Comprehensive Plan Update. Planning gave a unanimous favorable recommendation on removing the trails on County Road 300 N. The Commissioners had questions regarding the zoning of property and if it will affect future zoning. Mike Dale will work with Attorney Ron Pritzke and his client regarding their questions on zoning in Maxwell. The Commissioners want to know how this matter is worked out before they approve Resolution No. 2012-7-9.

Two Acre Parcel Requirement – is currently the requirement for lots due to septic use and possible problems if necessary. There was discussion at the Planning Committee of the possibility of changing the requirement to one acre, if that would be sufficient. There would still be the requirement of a septic permit to install the septic regardless of the lot size. The Planning Committee is not in agreement with the change and would like a public hearing. At a public meeting, the public will want specifics set out as an ordinance. Mike Dale will work with the Board of Health to make changes to the Ordinance, to bring before the Commissioners.

Change Finder – Beacon has a setting that is able to identify changes on GIS and has identified approximately 1800 changes of which 205 were chosen as a sample group. 120 of those were shadows or minor changes. However, many were new structures and violated Building Ordinance set backs. The question was presented to the Commissioners, if they should go back on these changes and verify if permits were obtained. They would begin with changes such as room additions, pools and attached garages. The current policy is to charge double the fee, if built without a permit. Should this be enforced? The Commissioners feel this should be enforced and any deviation would need to be brought before the Commissioners for approval on a case by case basis. The Commissioners feel their first priority is safety.

In The Matter of Hancock County Senior Services

Second Quarter Claims – Linda Hart appeared before the Commissioners to present the second Quarter Claims to be signed by the Commissioners. Commissioner Armstrong moved approval to sign the second quarter claims for pass through funding from the Indiana Department of Transportation. Commissioner Towle seconded the motion. The motion carries 3-0.

Building Fund – Linda Hart informed the Commissioners 1.2 million has been raised and she still needs \$35,000.00. She asks if the Commissioners have considered the contribution she requested. Commissioner Stevens informed Ms. Hart that the contribution will be addressed in the Capital Improvement Budget.

In The Matter of Commissioner's Action Items

July 3, 2012 – Commissioner Towle moved to approve the minutes from the July 3, 2012 Commissioners' Meeting. Commissioner Armstrong seconded the motion. The motion carried 2-0. Commissioner Stevens Abstained

July 10, 2012 – Commissioner Towle moved approval of the minutes for the July 10, 2012 Executive Session and the Commissioners' July 10, 2012 Meeting. Commissioner Armstrong seconded the motion. The motion carried 3-0.

Claims and Payroll – Commissioner Towle moved approval of the claims and payroll as presented. Commissioner Armstrong seconded the motion. The motion carried 3-0.

2013 Commissioners Budget -Commissioner Stevens presented the 2013 Budget for:

- The County Farm
- CEDIT Fund
- The Commissioners Budget in the General Fund
- The Commissioners Capital Cumulative Development Fund

Animal Control – Commissioners are waiting on 2013 budget figures from the city of Greenfield. The County provides 60% of the Animal Control Budget.

County Farm Crop Land Lease – Changes made to the County Farm Crop Land Lease are for a four year lease and insurance coverage of one million dollars. Commissioner Armstrong moved approval to advertise the County Farm Crop Land for a four year lease period with one million dollar insurance coverage. Commissioner Towle seconded the motion. The motion carried 3-0.

County Farm Pasture Land Lease – Change made to the County Farm Pasture Land Lease are for a four year lease and insurance coverage of one million dollars. Commissioner Armstrong moved approval to advertise the County Farm Pasture Land as presented with change in insurance liability amount from \$500,000.00 to one million. Commissioner Towle seconded the motion. The motion carried 3-0.

Replace Bond – The Commissioners do not want to start the process at this time.

Surplus Sale – Nothing new

EMS for Townships – Nothing new

Jail Flood – One additional bill from the flood was sent increasing the total bill to over \$50,000.00. Attorney Ray Richardson wrote a letter to Milestone with no response. He now instructs the Commissioners they need to decide if they will sue or not. He advises the Commissioners, if they are going to sue to hire an attorney that does trials. Attorney Ray Richardson will check into a trial attorney.

Cemetery Trespassing – Vernon Township Trustee Mr. Nolte made a request to the Commissioners for an Ordinance to keep people off cemetery property from dusk to dawn. Attorney Ray Richardson states the Commissioners have no authority to address this problem, as most cemetery property is private or under the authority of the townships.

The meeting adjourned at 12:05pm.

Hancock County Commissioners

Commissioner Tom Stevens, President

Commissioner Brad Armstrong, Vice President

Commissioner Derek Towle

Attest: _____

Robin D. Lowder
Hancock County Auditor