

Hancock County Board of Commissioners Minutes

August 17, 2009

Commissioners met in regular session. Those present were Commissioner Derek Towle, Commissioner Brad Armstrong and Commissioner Tom Stevens. Auditor Robin D. Lowder was also present. Attorney Ray Richardson arrived at 8:00AM. The recording began at 7:31AM.

In The Matter Of)

Hancock County Highway)

Relocating and Replacing Old Gas Line- Joe Copeland appeared before the Commissioners to inform them about relocating and replacing the old gas line that runs through the culvert that the county is replacing on 200 South east of Morristown Pike. The owner has agreed to give the county right of way in exchange for the county relocating and replacing the old gas line. Fountaintown Gas Company has proposed to do this work for \$1716 if they encounter unforeseen issues the labor cost proposed would be at a rate of \$50 an hour and at a rate of \$75 an hour for overtime. Material cost would be addressed at the time. Commissioner Stevens made a motion to accept Fountaintown Gas Company's proposal for \$1716 with the stipulation if they encounter unforeseen issues the rate will be \$50 an hour straight time, no over time and a cap of 10 hours. There will also be a cap of \$500 for extra materials. Commissioner Armstrong seconded the motion. The motion carried 3-0.

Shell Gas Station Mt. Comfort Drive Way Request – Joesph Copeland appeared before the Commissioners to inform them Circle K the owner of the property had made a drive way request. INDOT compensated them \$479,000 to change the usage of the property from a gas station. They were to demolish the building, remove and dispose of the septic tank, cap the well, site demolition, and gas tank removal. They have not complied. They have made a request for a drive on the south side. Joe denied their request on the basis they have not complied with their agreement with INDOT. He wanted the Commissioners to be aware of the decision he had made and why. The Commissioners concurred with his decision.

Approaches On 700 West and I-70 – Joe Copeland informed the Commissioners that INDOT is replacing the deck on the overpass on 700 West over I-70. INDOT can request a change order for the federally funded project. The county would only need to pay approximately 20% of the cost to have the approaches to the overpass replaced. Commissioners Stevens made a motion to request INDOT put in for a change order to replace the approaches to the overpass. Commissioner Armstrong seconded the motion. The motion carried 3-0.

Metropolitan Planning Organization – Bill Hall appeared before the Commissioners to inform them he went to the M.P.O. meeting as Joe Copeland’s proxy. They are now going to require membership dues. It has been voluntary in the past. Hancock County has always paid our membership dues. We will continue to participate and pay our membership dues. We presently have two active stimulus projects and two reserve projects.

In The Matter Of)

Unified Group Services)

Six Month Review)

Jim Benge and Dave Scott appeared before the Commissioners to give their six month review of the county’s Medical Plan. The 2009 percentage increased, but that is due to an increase in enrollment. Commissioner Stevens voiced a concern the employee’s contribution increased substantially in 2009. He stated he was concerned if it was a trend. The Commissioners informed Mr. Benge they were interested in keeping employee cost at a minimum. The total projection for next year is \$2,518,055.

In The Matter Of)

Kids Play Children’s Theater)

Chris Schaefer appeared before the Commissioners to ask permission to use the basement of the Memorial Building as a place to rehearse and store costumes and props for her children’s theatre and other theatre groups she is involved with. The Commissioners wanted to help her group, but first asked the Auditor to check with the Greenfield Parks Department on rental charges and Joe Thayer of NASA, who stores things there sometimes, if this will be a problem for him. They told her if they were able to do this for her group after a couple of months when they saw what the cost on utilities were they would charge a minimal fee to cover any charges they might incur. They said she could check back next Monday they should have their decision.

In The Matter Of)

Sheriff's Dept.)

Surplus Vehicles)

Donnie Smith appeared before the Commissioners to inform them it was definite Hancock County did not get the Additional Officer Grant. He requested two cars become surplus vehicles. They are both high mileage vehicles. The first one is a 2005 Ford Crown Victoria with the last four VIN numbers of 7303 and the second one is a 2004 Ford Crown Victoria with the VIN numbers of 6578. Commissioner Stevens made a motion to declare both vehicles as surplus. Commissioner Armstrong seconded the motion. The motion carried 3-0.

Replacing Boiler Funds – Donnie Smith appeared before the Commissioners to inform them he appeared before the council and his money was replaced in his building maintenance fund from the Cumulative Capital fund.

Sheriff Reserve Purchases – Donnie Smith informed the Commissioners he needed to make several purchases for the Sheriff Reserve. Per Deputy Smith's request Commissioner Stevens made a motion to purchase these items not to exceed these amounts, an in car camera for \$5400, a car light bar for \$1400, a car computer for \$3000, 9 Motorola Public Safety Mikes for \$990 and 9 Motorola Radios out of the Sheriff Auxiliary fund. Commissioner Armstrong seconded the motion. The motion carried 3-0.

Fire Back Flow System – McDaniel Fire Systems had the lowest price on the back flows. Commissioner Stevens made a motion to have McDaniel Fire Systems replace the back flows per their price for \$4695. Commissioner Armstrong seconded the motion. The motion carried 3-0.

Introducing Ordinance 2009-8C Increasing The Foreclosure Administrative Fee - Commissioner Stevens introduced the 2009-8C Ordinance Increasing The Foreclosure Administrative Fee. The vote on adopting the ordinance will be next Commissioners' Meeting August 24, 2009.

In The Matter Of)

Ordinance 2009-8B Licensing Itinerant Merchants)

Ordinance 2009-8B was introduced on August 10, 2009. Commissioner Armstrong made a motion to adopt Ordinance 2009-8B Licensing Itinerant Merchants. Commissioner Stevens seconded the motion. The motion carried 3-0.

In The Matter Of)

Smoke Free Workplace Ordinance and Amended Ordinance.)

Health Department)

The Commissioners requested the presence of Pam Baker Office Manager for the Health Department and Beth Burkhardt County Health Nurse. The Commissioners informed the Health Nurse she had sent out a letter regarding collecting fines with their name that they had not authorized and did not agree with. The Commissioners wanted to go on record they did not think the original Ordinance provided for the businesses to ever be fined for what happened outside of their business. This was the reason why they did not wave the fines because they should never have been given a fine. The amendment was only to make that point perfectly clear. The Commissioners requested Beth Burkhardt not pursue the matter any further. She did not agree with the Commissioners and stated Dr. Haas said he would be in to discuss it with the Commissioners and she was not to say anything else about the issue. She said she had struck the line from the letter that it was authorized by the Commissioners. She said they authored the Ordinance and they always intended for the business to be responsible for what did happen outside their business. She said for the record she talked to Commissioner Towle and she thought he was telling her the fines had not been waved so she should pursue the fines. Commissioner Towle stated she misunderstood him. The Commissioners attorney Ray Richardson said if it was taken to court the Commissioners and he would both testify it was not their intent for the business owners to be responsible for outside their business. Commissioner Towle finished by again recommending the Health Department takes no further action on these fines.

In The Matter Of)

Drainage On Weber Road)

Winston Hammons at 798 W. Weber Rd. Greenfield In 46140 appeared before the Commissioners because he is concerned they want to extend his ditch to Franklin Street. His concern is the drain will become overloaded and change the flow of the water. The Commissioners informed him it was a drainage board issue. He agreed and said he would appear before the drainage board.

In The Matter Of)

Secured Student Henry County Youth Center)

Wayne Addison from Probation appeared before the Commissioners to inform them the Secured Student Henry County Youth Center has been \$130 a day. The charge is increasing to \$160 a day. The Commissioners suggested he check and see if he can find another organization with more reasonable charges per day. He then can report the information back to them.

In The Matter Of)

Sharp Business Systems)

Kimberly Everette and Jay Miller from Sharp Business Systems appeared before the Commissioners to present to them their systems. They stated they would come in and do a print study. Commissioner Towle suggested they talk with the County's I.T. Director Bernard Harris. Commissioner Towle explained to them they would follow his recommendation.

In The Matter Of)

Commissioners' Minutes August 10, 2009)

Commissioner Armstrong made a motion to approve the August 10, 2009 Commissioners' Minutes. Commissioner Stevens seconded the motion. The motion carried 3-0.

In The Matter Of)

Hancock County Criminal Justice Strategic Plan)

DLZ presented their Criminal Justice Strategic Plan they prepared for Hancock County. They had formerly built our Community Corrections building, our Courthouse Annex building and the Renovations of our Courthouse building. Those in attendance were the County Commissioners, various members of the County Council, the Sheriff, the Community Corrections Director, the County Engineer and various members of our law enforcement.

The recording stopped at 12:18PM.

Hancock County Commissioners

Attest: _____

Robin D. Lowder

Hancock County Auditor