

Hancock County Board of Commissioners Minutes

September 7, 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 Rosemary Melvin, Chief Deputy Auditor was also present.

Attorney Ray Richardson arrived at 7:49 am.

The recording began at 7:35 am.

In The Matter of)

Hancock County Highway)

HSIP - Engineer Joe Copeland appeared before the Commissioners to present the Application and Application Form for the HSIP funding for local sign replacement project, both the incorporated area of Hancock County, outside the Indianapolis MPO and the Anderson MPO area. Commissioner Stevens made a motion to authorize the signatures for HSIP Safety funds application, both in and outside MPAs. Commissioner Armstrong seconded the motion. The motion carried 3-0.

Contract Amendment - Engineer Joe Copeland appeared before the Commissioners to present the Contract Amendment #1 for the project at 600N and 600W. Floyd E. Burroughs and Associates changed the intersection at 600N and 600W to a roundabout, not a signal. There will also be a new intersection of old 600W to the proposed bypass section of 600W. The Commissioners asked that the change order include the \$15,000.00 reduction for the signal design.

Liquid Deicing - Engineer Joe Copeland set a bid date for liquid deicing on October 18, 2010 at 8:30am.

Guardrails - Engineer Joe Copeland presented two bids to the Commissioners for purchasing used guardrail. Quotes are from C-tech and James H. Drew's. Mr. Copeland requested purchasing all 12.5 feet and 20 rust free 25 foot pieces. Commissioner Stevens made a motion for acceptance of quotes received from James H. Drew's and C-tech regarding purchase of used guardrail. Commissioner Armstrong seconded the motion. The motion carried 3-0.

Structural Steel - Engineer Joe Copeland appeared before the Commissioners to set a quote date for structural steel for a bridge in Spring Lake. The quote date is set for September 20, 2010 at 8:30 am. Mr. Copeland will send letters out to the Companies.

Naming of Access Road - Mr. Copeland received a request from the family of Norris R. Borgman, a Vietnam veteran killed in action, to name the street off of 600W after him. The Road to the West is named West Corporate Drive; the road to the East is the road to be named Norris R. Borgman Drive. Commissioner Stevens made a motion to name the road on the East side of 600W Norris R. Borgman Drive. Commissioner Armstrong seconded the motion. The motion carried 3-0.

Chain of Command – Mr. Copeland, County Engineer, appeared before the Commissioners to present a new chain of command for the County Highway for 2011, with revised job descriptions. The change is due to Jerry Leonard retiring. Commissioner Stevens made a motion to approve the three amended job positions and the chain of command with names inserted. (see submitted chart) Commissioner Armstrong seconded the motion. The motion carried 3-0.

Variance - Joe Hollis from the County Highway department appeared before the Commissioners to request a Driveway Variance , for property owned by Donald L. and Phyllis J. Billerman, located at 4509 N 800 E. Greenfield. They are requesting a second drive giving access to the detached garage they are planning to build. The variances requested are for separation distance for second driveway and two driveways on one lot. Commissioner Stevens made a motion for approval of two variances requested. Commissioner Armstrong seconded the motion. The motion carried 3-0.

In The Matter of)

E-911 Center)

Home Depot Card - Connie Hoy, director of E-911 Center, appeared before the Commissioners to request approval of obtaining a credit card from Home Depot. Commissioner Armstrong voiced concerns and asked that guidelines be set up for use of the card. Commissioner Stevens made a motion to allow a charge card for Connie Hoy, with Home Depot, to be used in an amount not to exceed \$500.00 per month, without Commissioners approval. Commissioner Towle seconded the motion. Commissioners Towle and Stevens voted Aye and Commissioner Armstrong voted Nay. The motion carried 2-0.

911 Awareness - Connie Hoy, director of E-911 Center, appeared before the Commissioners to ask approval to solicit items from local business for when they go to schools to teach 911 awareness. Commissioner Stevens made a motion to allow the 911 center to contact business for non-monetary donation items. Commissioner Armstrong seconded the motion. The motion carried 3-0.

In The Matter of)

Planning Commission)

Ordinance 2010-9A - Mike Dale, Planning Commission Director, appeared before the Commissioners to request re-zoning for Zion Lutheran Church. The request is for zoning to be changed from Residential (R2.5) to Institutional (IN) zoning district to expand the existing school. The re-zoning will be subject to a proposed agreement limiting land use. Commissioner Stevens made a motion to approve Ordinance 2010-9A an Ordinance amending the Hancock County, Indiana Zoning Ordinance, subject to agreement limiting land use. Commissioner Armstrong seconded the motion. The motion carried 3-0.

Introduction of Ordinance 2010-9B - Original ordinance amended to remove accessory structures from home occupation standards. Commissioner Stevens introduced Ordinance No. 2010-9B, an Ordinance Removing “Accessory Structure” from Home Occupation Standards.

Introduction of Ordinance 2010-9C - The proposed ordinance defines and regulates pet grooming establishments. Commissioner Stevens introduced ordinance No. 2010-9C, an Ordinance Defining and Regulating Pet Grooming Establishment.

Introduction of Ordinance 2010-9D - Commissioner Stevens introduced Ordinance No. 2010-9D, an Ordinance Defining Adult Uses, Health Spa, Massage Parlor, Specified Anatomical Areas, Specified Sexual Activities, and Strip Club.

Introduction of Ordinance 2010-9E - Commissioner Stevens introduced Ordinance No. 2010-9E, an Ordinance Specifying Submittal Requirements For Improvement Location Permit.

In The Matter of)

Ordinance No. 2010-8C)

Payment of Fines - Several citizens appeared at the meeting to voice their concerns that the Commissioners were amending the Ordinance 1977A. They understood that the amendment would affect their rights to shoot firearms in the County. Commissioner Towle explained there was some misinformation and that the amendment is only to institute fines that can be enforced. Commissioner Stevens made a motion to approve Ordinance No. 2010-8C, an Ordinance Providing for the Payment of Fines. Commissioner Armstrong seconded the motion. Commissioner Towle stated that Section 1 Section 10.99 of Chapter 10 of Title 1 of the Hancock County Code is amended by the Ordinance- 8C. The motion carried 3-0.

In The Matter of)

Ordinance 2010-F)

Fees - Donnie Munden appeared before the Commissioners with Karen Robison from Probation to discuss enforcement of fines as set out in Ordinance 2010-9F. It was agreed upon that if the fine is not paid the individual cannot register; that is a violation of State law. Commissioner Stevens introduced Ordinance 2010-9F, an Ordinance Establishing The Sex and Violent Crime Offender Fees and Fund.

In The Matter of)

Sheriff's Department)

Prisoner Pickup - Donnie Munden appeared before the Commissioners to request approval for out of state travel to Michigan to pick up a prisoner. The Commissioners informed Major Munden that it was not necessary for approval prior to picking up a prisoner, but they would like to be aware of the travel when out of state.

Sheriff Policy - Donnie Munden appeared before the Commissioners to express concern from deputies and citizens as to why Sheriff Gray receives a County car and phone. He feels this does not help restore morale in the Sheriff's Department or public trust. Commissioner Armstrong stated that liability is an issue with Sheriff Gray. Commissioner Towle stated that the Commissioners need to hear from Sheriff Gray or his attorney as to justification of why he needs the items. Time was reserved on the Commissioner's agenda for September 20, 2010 at 9am. Attorney Ray Richardson will contact Sheriff Gray's attorney.

In The Matter of)

Board of Finance)

The Commissioners meeting was recessed for the Board of Finance meeting at 10:15am.

The Commissioners Meeting resumed at 10:20 am.

In The Matter of)

Ordinance 2010-9G)

Introduction of Ordinance 2010-9G - The Commissioners, attorney Ray Richardson and Donnie Munden discussed issues with the ordinance such as no testing available for determining if a substance is K2/Spice. Commissioner Stevens introduced Ordinance No 2010-9G, an Ordinance Prohibiting the Sale of Substances Containing Synthetic Cannabinoids.

In The Matter of)

Hancock County 4H)

Out of State Travel - Sarah Burke appeared before the Commissioners to request approval for out of state travel to Arizona for a conference in October. She will fly out on a Sunday and return on Friday. Commissioner Stevens made a motion to approve out of state travel for the 4H conference. Commissioner Armstrong seconded the motion. The motion carried 3-0.

In The Matter of)

Ordinance 1977A)

NRA - Bill Dowden, State director for legislation of NRA affiliates, appeared before the Commissioners to state that he was glad he appeared at the meeting today and now understands what was being done with Ordinance-8C. Mr Dowden informed the Commissioners that he spoke with the NRA Headquarters to inform them the article gave the wrong impression and what the Commissioners are doing is a good thing. Mr.Dowden also expressed interest in working with the Commissioners when the Ordinance 1977A on shooting firearms is amended.

In The Matter of)

Gas America Lease)

Sheriff Substation - Commissioners discussed renewal/new lease for the Sheriff sub station located at 600W and I-70. The Commissioners agreed they would need to hear from the Sheriff's Department as to the use and urgency of the substation before making a decision.

The meeting was adjourned at 11:36 am.

The recording stopped at 11:36 am.

Hancock County Commissioners

Commissioner Derek Towle, President

Commissioner Brad Armstrong, Vice President

Commissioner Tom Stevens

Attest: _____

Robin D. Lowder
Hancock County Auditor