

March 11, 2009

BE IT REMEMBERED THAT THE BOARD OF COUNTY COMMISSIONERS met in the Commissioners Courtroom, Henry County Courthouse Wednesday, March 11, 2009 at 7:00 p.m. in the City of New Castle, IN with the following members present: Kim L. Cronk, Samuel R. Beckenbaugh, Linda S. Ratcliff, Auditor and Joe Bergacs, County Attorney. Commissioner William Cronk was absent due to attending the Annual County Commissioner Road School, held at Purdue University.

President Cronk opened the meeting with the Pledge of Allegiance and a moment of silent prayer.

A motion was made by Mr. Beckenbaugh to accept the minutes as presented. The motion was seconded by President Cronk. Motion carried 2-0.

A motion was made by Mr. Beckenbaugh and seconded by President Cronk to approve payroll, timecards and deductions as presented. Motion carried 2-0.

A motion was made by Mr. Beckenbaugh and seconded by President Cronk to approve claims as presented. Motion carried 3-0.

Monthly reports were received from the Henry County Treasurer, Henry County Building Department, Henry County Planning Commission and Henry County Veterans Office. A motion was made by President Cronk and seconded by Mr. Beckenbaugh to accept the monthly reports. Motion carried 2-0.

A motion was made by Mr. Beckenbaugh and seconded by President Cronk to reopen road 250 N that had been closed previously. Mr. Beckenbaugh and President Cronk both recognized that there were legitimate concerns for keeping the road closed but felt that after talking with Sheriff Butch Baker who would increase patrols in the area and the highway department about trash dumping on the road the road should be reopened.

Terri Roberts, Zoning Administrator presented case B: 2081 PRO #373 to the Commissioners for approval. The request was to rezone approximately 100 acres from Agriculture (A-1) and General Business (GB) to General Business (GB) and Highway Business-2 (HB-2). Property is located on the southwest corner of I-70 and State Rd 3 and is in Spiceland Township.

Mr. Ron Sodrel from Crossroads Engineers, Inc. addressed the Commissioners concerning the request for the change and described the plans being made for the land in question. Plans are being made for Mr. Fuel to be the anchor in the development with restaurants and perhaps a water park in addition to a Motel and Convention Center which may be considered. A motion was made by Mr. Beckenbaugh to approve the request as presented with the stipulation that updates would be received each 60 days and the property would not just sit idle. The motion was seconded by President Cronk. Motion carried 2-0.

Gary Maitlin was present to discuss the grant being presented by Homeland Security and the need for approval on short notice. Mr. Maitlin presented the Commissioners with a synopsis that he had prepared and asked the Commissioners to consider approval. A motion was made by President Cronk and seconded by Mr. Beckenbaugh to accept the grant. Motion carried 2-0.

Mr. Maitlin also presented a memorandum of understanding with Memorial Park for the use of the Smith Building should an emergency site be needed by the Health Department for dispensing of emergency medications or other disaster related event. An agreement for facility utilization of the First Baptist Church Family Life Center was presented also. This agreement would allow the use of the Center in an emergency or disaster. A motion was made by Mr. Beckenbaugh and seconded by Mr. Cronk to sign the agreements. Motion carried 2-0.

Mr. Terry Coffman questioned the Commissioners to see what was happening to the salary they were being paid to serve on the drainage board since they had established a Citizen Drainage Board. President Cronk spoke for the Commissioners saying that he and Mr. Beckenbaugh had given up their salaries and that Commissioner William Cronk was still receiving his because he was serving on the Drainage Board. Four hundred seventy seven dollars (\$477.00) each had been budgeted for the year for the Commissioners to serve on the Drainage Board.

Mike Conn, who lives on Fairway Drive, was present to discuss the conditions of his road and the deterioration of the pavement. Mr. Conn said he had spoken to the highway department and they had made an attempt at repairs but that his road was still terrible. The Commissioners indicated that they would discuss the situation with the Highway Department.

Josh Estell from the Pfenninger Agency was present to update the Commissioners on the County's health plan. The County is self funded and this appears to be an expensive year for the County. Mr. Estell indicated that the County is about 10% above the anticipated costs for the plan this year.

Donna Tauber, representing the Henry County Cemetery Commission presented the Commissions yearly report as required. Mrs. Tauber also submitted a copy of the Cemetery Commission by-laws. Mrs. Tauber indicated that the previous Commissioners had indicated that they would put funds to support the Commission in the budget for 2009 but that it had not been done. A motion was made by President Cronk and seconded by Mr. Beckenbaugh to accept the report. Motion carried 2-0.

Linda Bir-Conn from the Henry County Animal Shelter was present to discuss the Animal Control Ordinance that had been presented to the Commissioners. President Cronk indicated that the County Attorney was looking at the ordinance and that a decision would be made at the March 25, 2009 meeting concerning the ordinance.

President Cronk indicated that he would like to establish a County Wide Ordinance Board. This would mean that all ordinances would be approved by the board before going to the Commissioners or the County Council.

President Cronk indicated that the commissioners would be restructuring the Henry County Drainage Board. President Cronk made a motion to ask the County Council to establish a part time secretarial salary pending the re-structuring of the Drainage Board. Mr. Beckenbaugh seconded the motion. Motion carried 2-0.

President Cronk made a motion to establish a Finance Committee and an Insurance Committee because the County Council had eliminated the Finance Committee and asked each Council Member to represent specific offices for the 2009 year. Mr. Beckenbaugh seconded the motion. Motion carried 2-0.

Mr. Beckenbaugh presented a report on road projects that could possibly be funded by the stimulus package. A motion was made by President Cronk and seconded by Mr. Beckenbaugh to accept the report. Motion carried 2-0.

A letter was received from Bonar Group, an engineering firm describing plans to construct an East Side Bypass from CR 200 S to Broad Street (East SR 38) in New Castle. A motion was made to accept the letter as presented by Mr. Beckenbaugh and seconded by President Cronk. Motion carried 2-0.

Councilman Jerry Manis questioned the Commissioners about whose responsibility it would be to repair damage done to County Roads should damage occur in the process of the construction of the bypass.

A contract was presented by Mr. Beckenbaugh for Internet Service at Community Corrections. The service would be provided by AT&T. The cost of the service is \$61.00 per month. A motion was made by President Cronk and seconded by Mr. Beckenbaugh to approve the contract. Motion carried 2-0.

Sheriff Butch Baker presented copies of the A.R.I.E.S. Grants accompanied by approval letters from A.R.I.E.S. and copies of check that have been deposited into the appropriate funds. Sheriff Baker indicated that he understood there would be new grant procedures and he wanted to be as compliant as possible.

President Cronk questioned whether the funds called for matches, no use of supplanted funds and whether at the end of the grants the County would be liable for fully funding the positions.

President Cronk made a motion to proceed and apply for the grants. Mr. Beckenbaugh seconded the motion. Motion carried 2-0.

President Cronk stated that because of problems with the Airport Grant and after speaking with the State Board of Accounts, he felt procedures should be changed and he

presented a document entitled: Federal, State and Local Grants Proposals and Renewals. See document below:

Federal, State and Local Grants Proposals and Renewals

Effective March 11, 2009 the following procedures will be initiated by all Henry County agencies concerning local, state and federal grants. **Any grants that have been signed between January 1, 2009 and March 1, 2009 are considered invalid without the vote of the Henry County Commissioners.**

1. All County entities, which includes Officeholders, Appointed Boards, Not for Profit organizations using the County of Henry's name as the grantee or user of (DUNS) Data Universal Numbering Systems or the Counties Tax Identification Number shall follow the following guidelines prior to applying for or renewing a federal grant:
 - A. Prior to applying for or renewing a federal, state or local grant the administrative agency must receive approval from the Henry County Commissioners in a public meeting and there shall be a vote of the majority of the Commissioners to approve the grant. No Commissioner can approve or sign a grant without having a majority approval of the Commissioners of Henry County.
 - B. Prior to approval, all Grant Administrator's must present an explanation of the total budget and how the entity will meet the cash match supplements of the grant. **Any supplanted funds must be over and above the current appropriated funds or above current funds received.**
 - C. After receiving approval to apply for the renewal the Grant Administrator must present the completed application to the Henry County Commissioners for majority approval or disapproval. The grant shall then be placed into a permanent administrative file in the Henry County Commissioners office and issued a County Control Number.
 - D. Upon the approval of the grant, a copy of the grant acceptance must be presented to the Henry County Commissioners for approval by a majority vote.
 - E. Any request for money advances or reimbursements shall be provided to the Henry County Auditor's office for approval and placed into the grant file.
 - F. All grantee's shall follow purchasing requirements adopted by the Henry County Commissioners for all purchases that exceeds an accumulative total of \$2,000.00
 - G. Every three months the Administrator of the grant shall submit in a regular County Commissioners meeting a quarterly report showing the

status of the grant which must be accepted by the majority of the Commissioners.

Kim L. Cronk

William D. Cronk

Sam Beckenbaugh

Dated: March 11, 2009

Jenny Dennis from United Way addressed the Commissioners with concerns she had with the document. Ms. Dennis was concerned that often there is such a short window of time to apply for the grants. Quite often there is only 24-48 hours to prepare and get approval and submit the grants. President Cronk indicated that he felt it was best for the Commissioners to be in control of the grant situations and that the Commissioners could always call an emergency meeting if necessary.

Mr. Beckenbaugh made a motion to approve the grant procedure document. The motion was seconded by President Cronk. Motion carried 2-0.

President Cronk stated that the new Commissioners were going to follow the law and would be reviewing and making recommendations to the County Council regarding these requests before the County Council had budget hearings. Budget hearings usually begin in August and President Cronk asked that they receive the Statements of Salaries and Wages by their last meeting of July. Linda Ratcliff, County Auditor indicated that the Commissioners could review them at any time they wished.

President Cronk indicated that a deed for property to be used by Healthy Communities had been received but that he wanted the County Attorney to look at the deed before it was recorded. Mr. Joe Bergacs, County Attorney will look at the deed and recording will be done if all is in order.

A motion to adjourn the meeting was made by Mr. Beckenbaugh and seconded by President Cronk. Motion carried 2-0.

Samuel R. Beckenbaugh

William D. Cronk

Kim L. Cronk, President

Linda S. Ratcliff, Auditor