

COMMISSIONERS MINUTES 9-15-97

THE COMMISSIONERS MET IN THE CITY COUNCIL CONFERENCE ROOM OF THE CITY MUNICIPAL BUILDING, 301 S. BRANSON STREET, MARION, INDIANA 46952 ON MONDAY, SEPTEMBER 15, 1997 AT 8:30 A.M.

IN ATTENDANCE WERE COMMISSIONERS DICK PUCKETT, DAVID GLICKFIELD AND WALT WOOD, AUDITOR JUDY CARMICHAEL, AREA PLAN DIRECTOR CLAY GILLEY, COUNCILMAN PAUL BAKER, TRACY SHIVELY, PEGGY HOLLOWAY, RHONDA MASON, JOE NOBLE AND RANDY McPIKE OF WBAT.

DICK PUCKETT CALLED THE MEETING TO ORDER AT 8:30 A.M.

WALT WOOD MADE A MOTION TO APPROVE THE CURRENT CLAIMS AND THE CURRENT PAYROLL. DAVID GLICKFIELD SECONDED THE MOTION AND THE MOTION CARRIED THREE AYES.

WALT WOOD MADE A MOTION TO APPROVE THE MAINTENANCE REPORT. DAVID GLICKFIELD SECONDED THE MOTION AND THE MOTION CARRIED THREE AYES.

HIGHWAY SUPERINTENDENT JOHN WEBSTER PRESENTED A REQUEST FOR PROPOSAL ON THE CONSTRUCTION INSPECTION OF BRIDGE #75 ON 400E BETWEEN 100 S AND STATE ROAD #18. DAVID GLICKFIELD MADE A MOTION TO ENTER INTO THE AGREEMENT. WALT WOOD SECONDED THE MOTION AND THE MOTION CARRIED THREE AYES. MR. WEBSTER ALSO REPORTED THE CLOSING OF WASHINGTON STREET IN FAIRMOUNT TO REPLACE A CONCRETE BEAM ON BRIDGE #504. HE ALSO DISCUSSED A SUIT AGAINST THE COUNTY WITH CHARGES OF A MANHOLE EXTENDING 8 TO 10 INCHES ABOVE THE ROAD SURFACE. THE MANHOLE IS LOCATED ON 38TH STREET IN THE CITY LIMITS. THE COMMISSIONERS INSTRUCTED MR. WEBSTER TO GIVE THE SUIT TO THE COUNTY ATTORNEY, GENE JOHNSON. HE REPORTED THE CLOSING OF BRIDGE ON 825E BETWEEN 750S AND STATE ROAD 26 THAT HAS A DECK HOLE BEYOND REPAIR. THIS BRIDGE WAS NOT ON THE SCHEDULE AND IS A LOW VOLUME ROAD. HE ALSO STATED THAT THE DEPARTMENT HAD JUST DISPOSED OF \$500. WORTH OF OLD TIRES. THE COMMISSIONERS ASKED JOHN TO CALL DEAN SMITH OF THE SOLID WASTE DISTRICT TO REPORT THE AMOUNT OF TIRES THE COUNTY PICKS UP.

RHONDA MASON SPOKE REQUESTING A ZONING CHANGE AT 4412 S. ADAMS STREET TO DO BUSINESS AS A SIGN MAKER. CLAY GILLEY, AREA PLAN DIRECTOR, GAVE A FAVORABLE RECOMMENDATION. RICHARD FOWLER SENT A LETTER OF OBJECTION. WALT WOOD MADE A MOTION TO APPROVE GENERAL ORDINANCE #24-1997, AN ORDINANCE TO AMEND GRANT COUNTY CODE SECTION 36-7-4-600, THE AREA WIDE ZONING ORDINANCE, WITH A COMMON ADDRESS OF 4412 S. ADAMS STREET, MARION, FROM RESIDENTIAL-1 TO GENERAL BUSINESS. DAVID GLICKFIELD SECONDED THE MOTION AND THE MOTION CARRIED THREE AYES.

TRACY SHIVELY, SPEAKING FOR HER PARENTS, JERALD AND MAJORIE MORRIS, REQUESTED A ZONING CHANGE AT 3836 S. GARTHWAITE ROAD. SHE STATED HER PARENTS WERE GOING TO USE FIVE OF THE SIX UPSTAIRS BEDROOMS FOR RETIREMENT LIVING FOR THE ELDERLY AND THE OTHER FOR AN OFFICE. THEY WILL BE PROVIDING MEALS, TRANSPORTATION, LAUNDRY SERVICES, ETC. THE STATE BOARD OF HEALTH AND FIRE MARSHALL HAS GIVEN APPROVAL. CLAY GILLEY GAVE A FAVORABLE RECOMMENDATION. WALT WOOD MADE A MOTION TO APPROVE GENERAL ORDINANCE #25, 1997, AN ORDINANCE TO AMEND GRANT COUNTY CODE SECTION 36-7-4-600, THE AREA WIDE ZONING ORDINANCE, WITH A COMMON ADDRESS OF 3836 S. GARTHWAITE FROM RESIDENTIAL-1 TO RESIDENTIAL-3. DAVID GLICKFIELD SECONDED THE MOTION AND THE MOTION CARRIED THREE AYES.

JOE NOBLE, OF COMACHO AND NOBLE, SPOKE REGARDING THE CRAW ACRES SUBDIVISION, A 5 LOT SUBDIVISION AT ST. RD 9 AND 1116 S, THE NORTHEAST QUARTER OF SECTION 1, TOWNSHIP 22 NORTH, RANGE 7 EAST IN LIBERTY TOWNSHIP. HE REQUESTED THE GENERAL VARIANCES FOR CURBS, SIDEWALKS, TREE PLANTING, RECREATION SPACE AND STREET LIGHTING. WALT WOOD MADE A MOTION TO APPROVE THE STANDARD VARIANCES. DAVID GLICKFIELD SECONDED THE MOTION AND THE MOTION CARRIED THREE AYES.

MR. & MRS. TRACEY, ON THE AGENDA TO GET SIGNATURES ON A PREVIOUSLY APPROVED PLOT DID NOT COME TO THE MEETING.

PEGGY HOLLOWAY OF 4480N 100E SPOKE ABOUT THE DITCH OR CREEK BEHIND HER HOUSE. SHE SAID WHEN SHE PURCHASED THE PROPERTY IN 1973 THE DITCH WAS CALLED THE "DICKENS DITCH". A NEIGHBOR HAS PUT STONE IN THE CREEK CHANGING THE COURSE OF IT, AND IT HAS CAUSED EROSION AROUND HER FENCE AND A SHED. SHE PRESENTED PICTURES SHOWING THE EROSION CAUSED BY THE DITCH. SHE STATED THE SURVEYORS HAD PUT STAKES ON HER PROPERTY, BUT THAT THE NEIGHBOR TAKES THEM OUT. SHE HAD BEEN TOLD TO ATTEND THE DRAINAGE BOARD MEETING AT 10:00 A.M. FOLLOWING THIS MEETING, AND THE COMMISSIONERS STATED THAT THEY WOULD TRY TO GET SOMETHING RESOLVED.

CLAY GILLEY DISCUSSED SOME CHANGES IN THE ZONING BOARD OF APPEALS AND THE AREA PLAN COMMISSION, AND EXPLAINED WHERE MEMBERS OF THESE BOARDS MUST LIVE, HOW MANY MEMBERS ARE NEEDED AND WHO APPOINTS THESE MEMBERS.

COUNCILMAN PAUL BAKER ASKED TO SPEAK WITH THE COMMISSIONERS. HE PRESENTED AND READ ALOUD A MEMO AS FOLLOWS;

SINCE BUDGET TIME I HAVE BEEN SWAMPED BY PHONE CALLS FROM TAXPAYERS,

INDUSTRY, CONSTRUCTION COMPANIES, REALTORS, FARMERS, TOWN BOARD

MEMBERS AND LAW ENFORCEMENT PERSONS.

TAXES WERE THEIR MAIN CONCERN, SAYING WE DID NOT CUT THE BUDGET

ENOUGH. I AGREE. SECONDLY, MANY DO NOT WANT OR NEED A NUISANCE

ABATEMENT OFFICER IN GRANT COUNTY.

THIS OFFICER WOULD ONLY BE ENHANCING THE PRESENT MASTER AREA PLAN, WHICH ALREADY HAS THE GRANT COUNTY MASTER PLAN WITH MANY

HIDDEN ITEMS. (I WOULD ADVISE THE COMMISSIONERS TO STUDY THIS PLAN BEFORE BOWING DOWN TO CERTAIN ELEMENTS AND A NUISANCE ABATEMENT OFFICER.) THE AREA PLAN DIRECTOR SAID THE ORDINANCE WOULD NOT CONTAIN ANYTHING THE PEOPLE DID NOT WANT.

\_\_\_\_ ANY ORDINANCE COULD BE CHANGED AND PROBABLY WOULD. THIS IS A TAX BURDEN THAT SHOULD NOT FLY.

DOG WARDEN:

JOE ISAACS DONE THE BEST AND MOST EFFICIENT WORK POSSIBLE SINCE TAKING THE JOB AWAY FROM THE HUMANE SOCIETY SEVERAL YEARS AGO WHEN THEY TOLD THE COMMISSIONERS WHAT THEY WOULD NOT DO. TAXES WILL INCREASE TO A GROUP WHO CALLS PERSONS IDIOTS, LIARS AND DOES NOT SIGN THEIR LETTERS. THE ABOVE NEEDS SOME SERIOUS THOUGHT AND ADJUSTMENT.

PAUL DISCUSSED HIS FEELINGS ABOUT THESE ITEMS SAYING "WE DON'T WANT A NUISANCE ABATEMENT OFFICER CHASING THRU THE COUNTY. WE HAVE ENOUGH GOVERNMENT. WE WANT THE COUNTRY TO STAY LIKE IT IS. WE'RE NOT GOING TO BREAK THE LAW IN ANYWAY. THIS COULD GET OUT OF CONTROL. WE COULD BE TOLD NO BURNING, NO BRUSH PILES ETC. AT CERTAIN TIMES OF THE YEAR A BARNLOT LOOKS LIKE A JUNK LOT WITH LOTS OF EQUIPMENT AND THINGS." MR. BAKER ALSO STATED THAT HE DIDN'T AGREE WITH CARL MILLER BEING PUT IN JAIL.

CLAY GILLEY TOLD MR. BAKER THAT HE HAD PLANNED TO TAKE TWO COUNCILMEN, JOE ISAACS AND DAVE GREEN, AROUND WITH HIM TO SEE SOME THINGS, AND THAT THEY WOULD TELL HIM WHETHER TO ENFORCE OR NOT TO ENFORCE.

MR. BAKER THANKED THE COMMISSIONERS FOR THEIR TIME.  
THE MEETING WAS ADJOURNED AT 9:45 A.M.