

COUNTY COMMISSIONERS
REGULAR SESSION
October 15, 2018

The Grant County Board of Commissioner's met in regular session on October 15, 2018 at 2:00 p.m. in the Grant County Complex Council Chambers at 401 South Adams Street, Marion, IN.

In attendance were Commissioners Mike Burton, Mark Bardsley and Ron Mowery. Also present were Auditor Roger Bainbridge and Financial Deputy Patti Pyle.

Commissioner Burton called the meeting to order at 2:00 p.m.

Commissioner Bardsley led in prayer.

Commissioner Mowery led the Pledge of Allegiance.

Commissioner Burton explained adjustments in the Agenda: Item #5 concerns the Moratorium on the CAFO will be moved to item #3. Item #3 Area Plan to #4.

Claims

Commissioner Bardsley made a motion that the preapprovals from last week invoice edit reports 11213, 11214, 11215 and a single preapproval of United Health Care Insurance \$19,923.26 be affirmed. Second from Commissioner Mowery; motion carried 3-0.

Commissioner Bardsley made a motion to approve the current claim invoice edit reports 11222, 11223 & 11224 as presented. Second from Commissioner Mowery; motion carried 3-0.

Minutes

Commissioner Bardsley made a motion to approve the Minutes from August 6th and September 4th as presented. Second from Commissioner Mowery; motion carried 3-0.

Payroll

Commissioner Burton verified with Auditor, Roger Bainbridge that everything is in order.

Commissioner Mowery made a motion to approve the current payroll. Support from Commissioner Bardsley; motion carried 3-0.

Communications and Board Updates (Elected Officials, Boards, Special Committees)

None

IT Department

None

Highway Department

None

Old Business

None

New Business

1. 2018 Fall Election Polling Locations-Commissioner Burton stated no changes have been reported so the locations remain the same as the Spring Election.

Commissioner Mowery made a motion to approve the polling locations. Support from Commissioner Bardsley; motion carried 3-0.

2. Ameresco-Marc Retish was not present. Commissioner Burton stated this will be covered in a future meeting.

3. Grant County Commissioners-Resolution-Moratorium on CAFO's - Commissioner Burton explained if approved will stop any future applications for CAFO's until the Commissioners have a chance to go through the current CAFO Ordinance, take input and add and or change things, then it will go to the Area Plan Commission and back to the Commissioners. Mr. Burton stated he is aware this is a big issue with a lot of concern and as they go through the process there will be meetings where they will take input and suggestions from the public and could decide to incorporate and or change things accordingly.

Commissioner Bardsley added that Mr. Burton explained that well and just reiterated that this just prohibits new CAFO's from applying and does not stop the present as there are multiple CAFO's currently being looked at in Grant County.

Commissioner Mowery stated nothing has been done in addressing CAFO's since 2006 so it is a good idea and the appropriate time for the Commissioners to do this.

Mr. Burton stated once again this doesn't affect the current application as advised by legal counsel. The current application will be before the Area Plan Commission on Monday, November 5, 2018 at 7:00 pm.

Commissioner Mowery asked that it be noted in the minutes that they have been advised by Fire Chief Williams that at the last Area Plan meeting we were in violation of the fire codes; they had to place firetrucks out on 4th Street and Adams. Chief Williams did not shut the meeting down as a curtesy to the Commissioners. Mr. Mowery explained that he had made a recommendation to the Area Plan Director and Chairman that the meetings be moved to a larger venue. Mr. Mowery added that it is still his recommendation that any future meetings be held at a larger venue.

Commissioner Burton added that when Area Plan had their meeting in September there was standing room only with several people in the lobby, someone complained about the size of the crowd and the fire department had to become involved. The Marion Fire Chief Jeff Williams notified us. On October 10, 2018, the Indiana State Fire Marshall and the local fire chief inspected the Grant County Council Chambers and according to the fire code and building code

language the Council Chambers has only one EXIT door therefore, the occupancy load capacity is at 49 people. This can be remedied by our placing a new EXIT sign at the door behind where the Board Members sit however until the details are ironed out and our Maintenance Director complies with the labeling we will abide by the 49 person limit, until the new capacity level is determined.

Commissioner Bardsley stated in light of the clarification shared he would make a motion to approve Resolution 5-2018 which is a moratorium on any future CAFO's. Second from Commissioner Mowery. Commissioner Burton added that this will take effect immediately; Motion carried 3-0.

4. Area Plan-Certification of Zone Text Amendment (CAFO), Director, Larry Strange explained this has been considered by the Area Plan Commission and has been given an unfavorable recommendation for your consideration; the change in the Ordinance is relative to section 153.530 (C) (3) Development Requirement and Standards insertion change to read 1 mile from a public or private school or an existing church.

Commissioner Bardsley explained it would be his recommendation to take this under advisement because of the entire scope of the study to be done and the current Resolution it would be better to act upon an entire package. Following discussion the Commissioners agreed no motion would be required and would take the matter under advisement.

Commissioner Burton stated he is aware that people have a lot to say about this and this is not a public hearing however if someone wants to comment regarding the moratorium or action taken today we will allow a few speakers.

Kim Marshall, 4494 E 200 S Marion-stated she was involved when the current Ordinance was written and had made copies of the minutes of the relating Commissioners and Area Plan meetings and gave them to Commissioner Burton so the Commissioners and Mr. Strange would have them to review.

Tom Lobsiger, 6607 N E 00 W Marion-asked if the petitioner asking for the CAFO due to non-compliance were to have to go back and rewrite a portion of their application would that fall under this moratorium once it is passed. Commissioner Burton stated the Commissioners will send the moratorium to Area Plan who then has the option to Reject, make changes then send it back to the Commissioners who have the final say so they will just have to wait and see. Commissioner Bardsley added that none of the Commissioners are Attorneys and would not be able to answer that question.

Nolan Holloway, 2565 Shildmyer Rd Marion-stated that at the September Area Plan meeting Bob Monroe stated there are 13 AFO's in Grant County and 5 of them are within ½ mile of a church and there have never been any complaints. Mr. Holloway said that he feels that the current Ordinance is acceptable and is one of the longest in the State of Indiana. Commissioner Burton replied that Mr. Monroe had made that statement, but they would be reviewing everything.

Rod Kelley, 5656 N 100 W Marion-stated that what Nolan said is correct, but the average size of the current in Grant County AFO/CAFO's is 2,992 animals. Nolan is proposing

9,240., which is 3 times the average and also 70% larger than any in Grant County, so feels this is a whole different ball game due to the size. Mr. Kelley also stated as far as property values go, they have spent a lot of money having an Indiana Certified Appraiser come in to see how it would affect home values and if you are a half mile down wind, it could affect property values from 60 to 90%. There is a stigma attached to a CAFO just like you may not want to live close to a windmill or something with a bad reputation. It is a supply and demand calculation, if the demand for your home goes down; your value will drop and hopes that is taken into consideration during the findings in facts.

Commissioner Burton added that the Commissioners had received an email that Delaware County is facing an issue with CAFO's and those Commissioners have or are in the process of passing a moratorium to do what we are, and he and Ron will have a chance to confer with 2 of their Commissioners on Wednesday. He also thanked those who spoke and stated there will be more opportunity as we review the CAFO Ordinance and determines what if any changes the Commissioners would like to see enacted before it goes back to the Area Plan Commission.

5. Discuss Quotes on Copier & Printer Maintenance Contracts-Commissioner Burton stated this would be tabled until the next meeting.

6. IT-Director Marcus Elliott explained he has 3 items

1. Annual Cisco SmartNet renewal-support and upgrades for server software, for the Courtroom Video Systems and Cisco Phone system.

Commissioner Bardsley made a motion to approve the Cisco SmartNet Renewal for 2019 at the cost of \$29,039.17. Second from Commissioner Mowery; motion carried 3-0.

2. Annual support for the IT Helpdesk Software-The cost is \$1,077.67 and includes upgrades and phone support and manages all tickets and inventory. Commissioner Bardsley asked some questions regarding the usage and how beneficial this program has been. Commissioner Mowery made a motion to approve as presented. Second from Commissioner Bardsley; motion carried 3-0.

3. WebEx Cisco Spark-for Courts they use it to call into the Department of Corrections the Video Conferencing Bridge allows you to cross talk between devices. The cost is \$2,808.00 and comes out of FTR-Software.

Commissioner Bardsley made a motion to approve the Bridge as presented at \$2,808.00. Second from Commissioner Mowery; motion carried 3-0.

7. Grant County Treasurer-Tiffany Griffith is requesting permission to set up the Fall Tax Payment Express Lane in the lobby area starting Monday October 29th through Wednesday November 13th which is the deadline and also open on 2 Saturdays before the deadline on November 3rd and November 10th from 10:00 am to 2:00 pm.

Commissioner Bardsley commented that this has worked out very well the last few years, and made a motion to approve the Treasurer's request to open in the downstairs lobby and on Saturdays November 3rd & 10th. Second from Commissioner Mowery; motion carried 3-0.

Treasurer Tiffany Griffith also explained she had been discussing with Tammy earlier today the parking issues and requested that an email be sent out asking employees to park in the Branson Street parking to open up this parking for the taxpayers.

The Commissioners by consensus agreed for Tammy to send out an email advising of this situation and requesting cooperation.

Public Comment

Wilma Austin, 5590 N Wabash Rd. Marion-asked if they were going to pursue future meetings regarding the CAFO would be moved to a larger rented venue?

Commissioner Burton stated according to the fire chief if we added another EXIT sign the capacity can be increased and our Maintenance Director will get that all figured out.

Commissioner Mowery stated he did not feel there would be enough time to do what needs to be done to address this short term problem and his recommendation that any future meetings involving this much emotion and people be moved to a larger venue.

Mrs. Austin stated they agree, that they have been at all the meetings in here and can barely hear what is being said, so sure people in lobby cannot hear anything which concerns her a lot.

Commissioner Burton stated the system is very old and the Commissioners have been trying to get the funding to put a new system in. She asked if this could be turned up any higher. Auditor, Roger Bainbridge added if it is turned up any more the feedback gets really bad. Commissioner Burton commented not to get any hopes up, but if they can find the funding they will be getting a new system.

Commissioner Burton stated the next meeting will be Monday, November 5th and recessed the meeting at 2:42 pm.

