

## **TIPTON COUNTY BOARD OF COMMISSIONERS' MEETING: FEBRUARY 27, 2023**

### **REGULAR SESSION**

The Tipton County Board of Commissioners met in Regular Session on Monday, February 27, 2023, at 9:00 a.m. in the 1<sup>st</sup> Floor Meeting Room, 101 E. Jefferson Street, Tipton, IN.

Present: Dennis Henderson, Nancy Cline, and Tracey Powell.

The meeting was called to order by Commissioner Henderson and a word of prayer was offered.

**Payroll Claims:** The Commissioners' Payroll claims in the amount of \$203,794.24, for payment on March 2, 2023, were submitted and approved as presented on a motion made by Commissioner Powell. The motion was seconded by Commissioner Cline, and the motion carried.

**Operating Claims:** The Commissioners' Operating claims for payment on February 27, 2023, Early Docket in the sum of \$1,330.86, was approved on motion made by Commissioner Cline. The motion was seconded by Commissioner Powell, and the motion carried. The Regular Docket in the sum of \$98,460.22, was approved on a motion made by Commissioner Powell and seconded by Commissioner Cline, and the motion carried. Claims for Big Cicero, payable on February 27, 2023, in the sum of \$5,359.30, were approved on a motion made by Commissioner Powell and seconded by Commissioner Cline. The motion carried. One claim was ratified from the prior meeting of 2-13-23, in the sum of \$155.36. The claim was ratified and approved on a motion made by Commissioner Powell and seconded by Commissioner Cline. The motion carried.

**Meeting Minutes:** Meeting Minutes from the February 6, 2023, regular meeting was approved on a motion made by Commissioner Cline and seconded by Commissioner Powell. The motion carried. Meeting minutes and special meeting minutes from the February 13, 2023, meeting was tabled on a motion made by Commissioner Cline and seconded by Commissioner Powell. The motion carried.

### **IN THE MATTER OF DEPARTMENT BUSINESS AND REPORTS:**

#### **TIPTON COUNTY SHERIFF:**

Sheriff Tebbe introduced Matt Oliver from Turning Point to discuss inmate re-entry into society. The program addresses the mindset of the individual and recidivism in order to prevent (returning to the jails and reoffending). Turning Point is a stabilization center that assists individuals with detox and support to stay clean from addictions such as alcohol, fentanyl, and other drugs. The program offers peers within the jails to provide programs for inmates while they are incarcerated and when they re-enter society to provide support services. Matt from Turning Point asked the Commissioners to support them with a total of \$30,000 contribution with \$15,000 over a two year period. This will provide Turning Point the ability to provide inmates a resource center and crisis navigation. The peer program will provide resources and thought processes for inmates to begin re-entry into society. Commissioner Powell asked if the new Senate 1 Bill would provide funds for these services in the future. Turning Point is in hopes that Howard County will also support their program along with Tipton County. Commissioner Cline asked Matt for information on the counties he is currently working with. Matt stated that he is currently working with Howard County and some with Sheriff Frawley. He would like to have a fulltime peer within the jail to work with inmates. Commissioner Cline wanted to know if Turning Point works with Community Corrections currently in collaborations to provide support. Commissioner Cline stated that Community Corrections needs to have input in how the Opioid funds are utilized. Commissioner Cline would like

time to discuss this with Community Corrections, Tracy Regnier. Commissioner Henderson asked how Turning Point works with other mental health facilities. Mark Regnier stated that Tipton County jail also provides inmate housing for other counties as well. He wanted to know if this service provides for Tipton County inmates only or for all inmates housed at the jail. Matt at Turning Point stated that Turning Point would have two FTE's at Howard County and would like to provide two FTE's in the Tipton County Jail. Turning Point would also like to bring Miami County onboard as well. Currently Matt Oliver is requesting a letter of support. At the March 13, 2023, meeting, the Commissioners would like to have Tracey Regnier attend to explain community correction role and benefits. Commissioner Powell made a motion to have Mark Regnier draft a letter of support of the Commissioners. Nancy seconded and the motion carried.

Sheriff Tebbe wanted to know about the two vehicle bids. They were received by the Auditor's office and opened by the Commissioners this date. One from Chrysler and one from Dan Young. Dan Young's vehicle bid for a Chevy Traverse was in the sum of \$45,585.25, 202. The second bid for the Chrysler Dodge Durango was in the sum of \$39,181. Commissioner Powell made a motion to allow Sheriff Tebbe to review the bids to decide which vehicle he would like to purchase. Commissioner Cline seconded the motion, and the motion carried.

#### **TIPTON COUNTY HIGHWAY:**

Bret Morris submitted the Tipton County Highway Superintendent's Progress Report. He stated that the Brine System cost will come from the Relinquishment money, Fund 4508.

Bret Morris stated that the Brine System would need to be purchased and would like to know if he could move forward with quotes from Sourcewell for this service. Delivery would be for the late fall, early winter season. The highway department needs to order brine by April in order to arrive for the season. He stated that with Sourcewell, he would be able to order exactly what is needed and the pricing is upfront.

Commissioner Cline stated that the county will be using C.R. 900 when US 31 is closed off again for construction. She had several residents asking about a four way stop to slow traffic on C.R. 900 and C.R. 300. Bret is doing some work at this intersection. Highway Engineer, Phil Beer stated that it might be a good idea to add flashers on the stop sign 900 and 300. He also suggested that a rumble strip might aid in slowing traffic in this area. Commissioner Cline would like the Highway Superintendent and Highway Engineer to look at this area and make suggestions to improve the safety of the traffic at this location. Commissioner Cline asked why the four-way stop was removed at that location. Phil Beer will look at the reason as to why this four-way stop sign was previously removed and report back to the Commissioners.

#### **COUNTY ENGINEER:**

Phil Beer stated that the 550/560 project was supposed to be funded; however, it has not been fully funded at this time. The bill will be coming in sometime in July. Phil stated that Envoy will be working with Ratio to regarding funding for Envoy. Funding will need to be addressed with the Council. Commissioner Powell wanted to know what it would take to name a bridge in the county in remembrance of Officer Calvin. Phil Beer stated that this is a simple task and only requires a resolution for the Commissioners to sign to name a bridge after an individual. This will be a bridge on a county road. Phil will get information to Mark Regnier to draft a resolution for this cause.

#### **TIPTON COUNTY BUILDING SUPERINTENDENT:**

Rich Vautaw discussed the need for thermostats in the county courthouse with the Commissioners. Apparently, the thermostats are required to be done at one time as they cannot be phased in per Rich

Vautaw and Nancy Cline. Rich stated that perhaps temperature probes may be another option. He will get more information for the Board of Commissioners. Rich Vautaw stated that the Council wanted to know if the thermostats could be phased in and if obtaining quotes may result in a better cost ratio. Commissioner Cline stated that the Council wants to break out the items included in the additional appropriation of the \$150,000. The Council wants an explanation of the itemized requests at the March 21<sup>st</sup> meeting. Commissioner Cline asked Mr. Vatauw if he was being compensated for the extra work in the Plan Commission. Mr. Vautaw stated that he had not requested additional compensation.

Auditor Pickering asked the Commissioners if they would agree to pay for the two Bicycle Project, Mark M. Holeman, Inc invoices in the sum of \$4,500 with the agreement that the Council will reimburse the Commissioners. The Commissioners agreed that they would pay for these two invoices from their EDIT Fund, providing the Council reimburses their EDIT Fund once their additional appropriations are approved. Commissioner Powell made a motion to approve the payment of \$4500 from the EDIT Plan, providing that the Council reimburses the Commissioners EDIT Plan for the payment they made for them. Commissioner Cline seconded the motion, and the motion carried.

Commissioner Cline made a motion to appoint Travis Phifer to the C.W. Mount Community Center Board. Commissioner Powell seconded the motion, and the motion carried.

### **BOYS AND GIRLS CLUB:**

Brittaney Johnson, from the Boys and Girls Club thanked the Commissioners for their support over the years. She stated that in 2023, the Boys and Girls Club is doing well, and they are reaching out to children who do not have transportation and are taking the program to them.

She also asked if the Boys and Girls Club can post banners on the front lawn of the courthouse on March 31<sup>st</sup>, and utilize the courthouse lawn at noon for childhood abuse prevention again in April. Commissioner Cline made a motion to approve the request to utilize the courthouse lawn on these dates. Commissioner Powell seconded the motion, and the motion carried.

### **FOUR COUNTY:**

Lisa Willis-Gidley of Four County submitted three claim vouchers to the Auditor's Office in submission for a request of funds from the county drug free money. The three claims were for Tri-Central School Corporation in the sum of \$1,017.98 for their grant funding for the schools D.A.R.E. Program. The second claim was for Tipton High Schools after prom in the sum of \$4,000. The third claim was for West Street Christian Church for the Agape Grant in the sum of \$12,533.33. The Commissioners tabled the request which will come back before the Commissioners on March 13<sup>th</sup> and if approved, go before the Council on March 21, 2023. Auditor Pickering will inquire as to the use of county funds and the request with the Community Corrections Director, Tracy Regnier.

### **SURPLUS INVENTORY:**

Auditor Pickering stated that she had offered surplus items to other departments for use within the county; however, there remains many old desks, etc. that need to be cleaned out of the Auditor's research room in order to be able to utilize the area for its intended purpose. All books have now been moved into the research room. She is asking for a surplus resolution to clear the room of unused contents. Attorney, Mark Regnier will draft a resolution and have Auditor Pickering attach a letter of unused surplus items to present to the Commissioners at the next regularly scheduled meeting.

Auditor Pickering requested permission from the Commissioners to enter into a lease contract with Beckley's in Kokomo for a copier in order to be able to scan required documents to the SBOA and DLGF as well as efficiently process documents in the office since the other copier did not meet these needs and

is over twelve years of age. Commissioner Powell made a motion to allow the Auditor to enter into a lease for the new Canon Copier and have President Henderson sign on behalf of the Commissioners. Commissioner Cline seconded the motion, and the motion carried.

**Moratorium for Mineral Extraction** – Ordinance No. 2023-04

Mark Regnier gave the first reading of Ordinance NO. 2023-04, as follows:

**ORDINANCE NO. 2023 - 04**

**AN ORDINANCE IMPOSING A TEMPORARY MORATORIUM ON THE  
ISSUANCE OF PERMITS FOR MINERAL EXTRACTION**

WHEREAS, the current Tipton County Zoning Ordinance does not adequately or fully address Mineral Extraction; and

WHEREAS, the Tipton County Plan Commission and the Board of Commissioners recognize the potentially significant impact and effect upon existing land uses, and upon the future development of land uses in an orderly, efficient, and desirable manner within the County; and

WHEREAS, the Tipton County Plan Commission and the Board of Commissioners recognize that it is appropriate and desirable to adopt an ordinance, or to adopt amendments to the Zoning Ordinance, which govern the usage, permissible location, installation, operation, maintenance, decommissioning, and drainage requirements for Mineral Extraction, as permitted by Indiana law; and

WHEREAS, the Board of Commissioners has requested the Tipton County Plan Commission to research, investigate and draft certain amendments to the Zoning Ordinance; and

WHEREAS, this will include the adoption of an ordinance or amendments addressing regulations for the installation and use of land for Mineral Extraction, to be presented to the Board of Commissioners for its consideration within the next six (6) months; and

WHEREAS, Tipton County Plan Commission finds that establishing clear rules governing the usage, permissible location, installation, operation, maintenance, decommissioning, and drainage requirements for Mineral Extraction is essential for the preservation and protection of the public health and safety as permitted by Indiana law; and

WHEREAS, the Tipton County Plan Commission finds that the best way to preserve the public health and safety of the citizens of Tipton County is to impose a temporary moratorium on improvement location permits for Mineral Extraction pending adoption of the proposed ordinance or amendments.

WHEREAS, the Tipton County Plan Commission finds that the moratorium is necessary to enable the Commission to prepare, adopt and recommend an ordinance or amendments governing Mineral Extraction that incorporates and considers:

- (1) the comprehensive plan;
- (2) the current conditions and the character of current structures and uses in each district;
- (3) the most desirable use for which the land in each district is adapted;
- (4) the conservation of property values throughout the jurisdiction; and
- (5) responsible development and growth.

IT IS THEREFORE ORDAINED:

1. No improvement location permits shall be issued allowing construction of any Mineral Extraction until the Plan Commission recommends and the Board of Commissioners adopts an ordinance or amendments regulating the installation of Mineral Extraction.

For the purposes of this moratorium ordinance, "Mineral Extraction" is defined as mining or quarrying and removal of earth materials. Mineral extraction also includes the storage, stockpiling, distribution, and sale of rock, sand, gravel, earth, clay and similar materials and rock crushing, screening, blending, washing, loading, and conveyor facilities."

2. This moratorium Ordinance shall expire upon adoption of an ordinance regulating or amending the installation of Mineral Extraction, or AUGUST 27, 2023, whichever first occurs.

3. This ordinance shall take effect as provided by the procedures in I.C. 36-7-4-607.

Approved, with a favorable recommendation, by a majority vote of the Tipton County Plan Commission on February 2, 2023.

This Ordinance shall be in full force and effective upon passage by the Board of Commissioners of Tipton County and its publications as provided by law.

DULY ADOPTED on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ by the Tipton County Board of Commissioners of Tipton County, Indiana.

BOARD OF COMMISSIONERS  
OF TIPTON COUNTY, INDIANA

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Dennis Henderson – President

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Nancy Cline, Vice President

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Tracey Powell, Member

ATTEST:

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Melissa Pickering – Tipton County Auditor

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law. Mark R. Regnier.

Prepared by Steve Niblick, Tipton Plan Department Executive Director  
Reviewed by Mark Regnier, Attorney for the Tipton County Board of Commissioners.

Includes the adoption of the Ordinance Temporary Moratorium of Mineral Extraction whereas, the Moratorium for Mineral Extraction, shall take effect as of and beginning 2-27-23 to begin the 6-month period. The six-month period will end on August 27, 2023. The request for this extended Moratorium was made by the Plan Commission.

Commissioner Powell made a motion to approve the first reading of 2023-04, seconded by Nancy Cline and as all are in favor, the motion carried.

A motion to suspend the rules and approve the second reading of Ordinance 2023-04, was made by Commissioner Cline. The motion was seconded by Commissioner Powell, and the motion carried.

A motion to adopt Ordinance 2023-04 was made by Commissioner Powell and seconded by Commissioner Cline. The motion carried.

Mark Regnier requested an Executive Session of the Commissioners to discuss Economic Development, on Monday, March 6, 2023, at 9:00 a.m. Mark will advertise the Executive Session.

Rich Vautaw addressed the Commissioners with an application for Central Supply by the Commissioners. The Commissioners will sign the application for Credit with Central Supply once Auditor Pickering completes the application. Commissioner Henderson will sign this application. Commissioner Cline made a motion to approve an application for Central Supply. Commissioner Powell seconded the motion, and the motion carried.

**PUBLIC COMMENT:**

BOB EDINGER: He appreciated the agenda and the information to the public. Mr. Edinger stated that the handicapped button at the courthouse entry was not working. He discussed the farmland out at the Industrial Park, and wanted to know if the farmland would be farmed this year. Mark and Commissioner Cline stated that this is in the works and will be discussed in the Executive Session. The Indiana Code will need to be addressed in the Executive Session and the use of this land. Nothing has been decided yet.

Ball State will give a presentation on March 1, 2023, at 6:00 pm, at the Foundation Building. The presentation will cover a State of Rule for Indiana, Michael Hicks and David on the Economy, Work Force.

Commissioner Cline and Henderson approved the receptacle for new printer installation from Beckley's for Auditors office.

**CLOSE PUBLIC COMMENT:**

A motion to close public comment was made by Nancy Cline and seconded by Commissioner Powell. The motion carried.

**MEETING ADJOURED:**

There being no further business, a motion to adjourn the meeting was made by Nancy Cline and seconded by Tracy Powell. The motion carried.

Approved this 27th day of February 2023.

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Dennis Henderson, President

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Nancy Cline, Vice President

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Tracey Powell, Commissioner

Attest:

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Melissa Pickering, Tipton County Auditor and  
Secretary to the Board of Commissioners

Meeting Minutes of February 27, 2023.