

## **TIPTON COUNTY BOARD OF COMMISSIONERS' MEETING: MAY 22, 2023**

### **REGULAR MEETING**

The Tipton County Board of Commissioners met in Regular Sessions on Monday, May 22, 2023, 9:00 a.m. Those in attendance were Dennis Henderson, Tracey Powell, and County Attorney, Mark Regnier. Commissioner Nancy Cline was not in attendance.

The meeting was opened with a word of prayer by Reverend, Steve Brown and the Pledge of Allegiance was led by Commissioner Henderson.

### **IN THE MATTER OF APPROVAL OF MINUTES:**

Executive Meeting Minutes of May 1, 2023 and May 8, 2023, were approved on a motion made by Commissioner Powell, and seconded by Commissioner Henderson. The motion carried.

Prior Meeting Minutes of April 24, 2023 and May 8, 2023, were tabled on a motion made by Commissioner Powell, and seconded by Commissioner Henderson. The motion carried.

### **IN THE MATTER OF CLAIMS AND REPORTS:**

The Payroll and Operating Claims were presented as follows:

**Payroll Claims:** The Commissioners' Payroll claims in the amount of \$206,166.99 (Pay 5-26-23) were approved on a motion made by Commissioner Powell and seconded by Commissioner Henderson. The motion carried.

**Operating Claims:** Operating Claims pay (5-22-23) in the amount of \$140,126.93, less one claim for Baker Tilley in the sum of \$5500, for a reduced total docket totalling \$134,626.93 were approved on a motion made by Commissioner Powell. The motion was seconded by Commissioner Henderson, and the motion carried.

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

#### **Tipton County Highway:**

Highway Superintendent, Bret Morris discussed the need for chip and seal and crack sealing roads. The asphalt portion from 500 E to 800 E is being crack and chipped sealed. Commissioner Powell commented that the GoGov website lists the coordination of roads under construction. Commissioner Powell also discussed the upcoming meeting with Enterprise and a US Coalition meeting coming soon. There is also a Pell Meeting on May 23<sup>rd</sup>.

#### **County Highway Engineer:**

Highway Engineer, Phil Beer discussed a proposal from Atlas in the amount of \$29,998.39, for ground water and methane monitoring at the landfill. This is a small increase of approximately \$800 over last years proposal. He is asking for a motion to approve the agreement and have Commissioner Henderson

sign on behalf of the Commissioners. Commissioner Powell made a motion to approve the agreement as presented. The motion was seconded by Commissioner Henderson, and the motion carried.

Phil Beer addressed the Community Crossing Grant Match 2022-02, which he states that the Council appropriated the funds that INDOT sent to the County. Co Rd 560 West will be under construction the second week of June, 2023, and will be closed between 2-3 weeks. This section of roadway will be closed and rerouted to 500 during this time.

Phil Beer also addressed the Community Crossing Grant Match 2023-1, which the Council has approved the advertising for a public hearing for the matching portion from the 4508 Fund. The bids for the work will be read on June 19<sup>th</sup> at the next regular Commissioners Meeting. Advertising will begin on May 31, 2023.

Phil Beer addressed the BOT Project for the old jail and the bid that came in over the expected bid. He stated that the developer is looking now at the Doctor's Park and is the direction in which they are shifting towards at this time. The Council has approved the advertisement of the funding for the plan of the BOT Project.

Commissioner Powell would like to consider an RFPQ to address potential developer for the BOT Project. There was discussion regarding the Doctor's Park Locations and the need to move forward with renovations. The BOT Project Meeting will be held on Tuesday, May 23<sup>rd</sup>.

#### **E-911 / Dispatch:**

911 Dispatch Director, Adam DeWitt presented the Tipton County Comprehensive Emergency Management Plan to the board. Commissioner Powell made a motion to approve the plan as submitted. Commissioner Henderson seconded the motion, and the motion carried.

#### **Maintenance Department:**

Maintenance Supervisor, Rich Vautaw addressed the Mid-state roof estimate. Attorney Mark Regnier needs to review this prior to being approved by the board.

Rich also submitted a proposed contract with Cintas. Attorney, Mark Regnier has a few concerns with the contract and would like to address item #3 in the contract before approval before the board. Mark Regnier will contact the Cintas representative, Jesse Wooley and report back to the board at the next regularly scheduled Commissioner Meeting.

#### **Auditor's Office:**

Auditor Pickering addressed the HRA Policy with the board. She will address the changes in the HRA Policy and make necessary amendments.

#### **Planning Commission:**

Planning Commission Director, Steven Niblick addressed the board with two Ordinances. He addressed Ordinance #BOCO-2023-08, where which was adopted in January of 2023. At that time, Commissioner Cline asked for amendments, making changes three changes to the Ordinance. The Plan Commission advertised on April 21<sup>st</sup> and held a public hearing on May 4<sup>th</sup> regarding the amended Solar Ordinance. The Planning Commission gave a favorable recommendation by a 7-0 vote in favor of the amended solar ordinance. Plan Commissioner, Steven Niblick read the ordinance into the record. A motion to approve the first reading of Ordinance BOCO-2023-08, was made on a motion by Commissioner Powell and seconded by Commissioner Henderson. The motion carried. A motion to suspend the rules and proceed with the second reading was made by Commissioner Powell and seconded by Commissioner Henderson.

The motion carried. A motion to adopt was made by Commissioner Powell and seconded by Commissioner Henderson. The motion carried.

Ordinance BOCO-2023-09, a Rezoning Ordinance from Agricultural and Business for the zoning location for the new Dollar General Store on approximately 2.05 acres located in Windfall, was advertised on April 21<sup>st</sup> and a public hearing held on May 4<sup>th</sup>. The Planning Commission gave a favorable vote of 7-0. The Ordinance was read into record by Steve Niblick. A motion to approve the first reading of Ordinance BOCO-2023-09, was made on a motion by Commissioner Powell and seconded by Commissioner Henderson. The motion carried. A motion to suspend the rules and proceed with the second reading was made by Commissioner Powell and seconded by Commissioner Henderson. The motion carried. A motion to adopt was made by Commissioner Powell and seconded by Commissioner Henderson. The motion carried.

### **NEW BUSINESS:**

#### **Pork Festival Sponsorship:**

Jim Heard addressed the Board of Commissioner requesting a \$7500 contribution. There was discussion regarding the Pork Festival becoming self-sufficient. Commissioner Powell would like to review the EDIT Fund for planned expenditures for non-profits before making this requested contribution and requested Jim to come before the next regular Commissioners meeting to discuss this matter.

#### **Tipton County Sheriff:**

Tipton County Sheriff, Matthew Tebbe stopped in the meeting to address the Turning Point conversation he heard while watching the virtual meeting. He already has Turning Point in his department working with inmates. There was further discussion regarding the Ordinance regarding inmate housing.

Commissioner Powell wanted to know if there are any other fees that the county collects in addition to the daily housing of inmate fees. The medical and dental of an inmate, according to Sheriff Tebbe, is included in the bill to the County whose inmates they are housing. The inmate housing money is currently going into the general fund.

Sheriff Tebbe stated that he already has a vendor for maintenance supplies who serves their needs and is not interested in utilizing CINTAS.

### **ATTORNEY COMMENTS:**

#### **ORDINANCE BOC 2023-05:**

Attorney, Mark Regnier presented ORDINANCE BOC 2023-05, An Ordinance of the Board of Commissioners Regulating Tattoo and Body Piercing Establishments.

Attorney, Mark Regnier gave a first partial reading of Ordinance BOC 2023-05. A motion to table the remaining half of the first reading was made by Commissioner Powell, seconded by Commissioner Henderson, and the motion carried. The final first reading will be done at the next regularly scheduled meeting.

#### **ORDINANCE BOC 2023-03:**

Moratorium on Mineral Extraction was discussed by Plan Commissioner, Steve Niblick. The Plan Commission will readdress this item in June. The Moratorium for mineral extraction is currently in place and awaiting the final Ordinance for Mineral Extraction.

**ORDINANCE BOC 2023-07:**

Attorney, Mark Regnier requested approval of the second reading of Ordinance BOC 2023-7, with the change in item #12, stating, “this ordinance supersedes any prior ordinance regarding virtual/electronic meetings”. A motion to approve the Ordinance as amended was made by Commissioner Powell and seconded by Commissioner Henderson. The motion carried. A motion to formerly adopt BOC 2023-7, was made by Commissioner Powell and seconded by Commissioner Henderson. The motion carried.

**COMMISSIONERS & ATTORNEY COMMENT:**

**Permanent Grant of Easement for Trail Project:**

Steve Raber addressed two Permanent Grant of Easements. This trail is also part of the Commissioners EDIT Fund Plan. These two easements are for the trail around behind the hospital and extends around the curve west of the hospital and extends close to the bridge behind Miller’s Merry Manor. There is also one behind the Oasis Church; however, may not extend this far out. The Commissioner’s contribution to this trail is currently in their EDIT Plan as a trail project. This grant is a city grant and will be going through the City; however, the easements are county property and the Commissioner’s have a current project in the EDIT Plan for a match. A motion to grant the two Permanent Grant of Easements for the trails was made by Commissioner Powell and seconded by Commissioner Henderson. The motion carried.

**INDOT Parcels/Right of Way:**

The Parcels in discussion are 80-11-07-200-004.000-001 and 80-11-07-300-008.030.001, for which there is currently \$300,000 in the EDIT Fund for consideration of purchase of these two parcels, and approximately .155 acres and 7.60 acres respectively.

A motion for Commissioner Henderson to sign the letter for INDOT was made by Commissioner Powell and seconded by Commissioner Henderson. The motion carried.

**Veridus Contract:**

Commissioner Powell addressed the Veridus contract of \$3,000 per month, stating that the contract should also include mileage. A motion to approve the electronic contract between the Commissioners and Veridus was made by Commissioner Powell and seconded by Commissioner Henderson. The motion carried. Auditor Pickering asked for a copy of the contract for the Auditor’s files. Commissioner Henderson or Powell will provide a contract to the Auditor.

**PUBLIC COMMENT:**

Stan Jones asked if the county purchased property in a location, not mentioned by coordinates. He also addressed the high-speed traffic near Division and US 31. Stan Jones wants a permanent reduce the traffic speed in his area. Stan invited the Commissioners, public and elected officials to the Memorial Day event at the Fairview Cemetery at 1:00 p.m.

**ADJOURNMENT:**

There being no further discussion, the meeting was adjourned on a motion made by Commissioner Powell. The motion was seconded by Commissioner Cline, and the motion carried.

Approved this \_\_\_\_\_, day of \_\_\_\_\_, 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 May 22, 2023.