

Tipton County Council Meeting

3-20-18

Present: Beth Roach, Jeff Hoover, Emily Wilson, Jim Leffler Jim Ashley, Dennis Henderson, Helen Tragesser

Others Present: Lou Ann Millett, Cara Kellerman, Linda Johnson, James T. Moll, Jim Mullins, Thomas Dolezal, Jan Smith, Brent Snow, Roberta Heinzman, Vicky Boyd

The meeting was opened with the Pledge of Allegiance.

Resolutions CC2018-03 and CC2018-05 Additional Appropriations

Beth Roach opened the Public Hearing for Resolutions CC2018-03 and CC2018-05 for additional appropriations.

ADDITIONAL APPROPRIATION RESOLUTION CC2018-03

Whereas, It has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget; now, therefore:

Sec. 1. Be it resolved by the County Council of Tipton County, Tipton, Indiana; that for the expenses of the taxing units listed below; the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to laws governing the same:

Fund Name:	Requested	Approved
9117 Adult Guardianship – VASIA	Amount	
21100 Office Supplies	<u>\$ 600.00</u>	\$ 600.00
20000 Supplies	\$ 600.00	
31100 Outside Professional Services	\$31,000.00	\$31,000.00
32200 Postage	\$ 500.00	\$ 500.00
32300 Travel	\$ 600.00	\$ 600.00
32302 Training	\$ 2,500.00	\$ 2,500.00
33100 Copying and Printing	\$ 600.00	\$ 600.00
38900 Other-Court Fees	\$ 3,540.00	\$ 3,540.00
39100 Dues and Fees	<u>\$ 2,000.00</u>	\$ 2,000.00
30000 Other Services & Charges	\$11,600.00	
44200 Equipment	<u>\$ 1,800.00</u>	\$ 1,800.00
40000 Capital Expenditures	<u>\$ 1,800.00</u>	
Total for Fund	\$45,000.00	

Adopted and dated this 20th day of _____, 2018

TIPTON COUNTY COUNCIL

Beth Roach

Dennis Henderson

Helen Tragesser

James F. Leffler

James D. Ashley

Jeff Hoover

Attest:

Emily Wilson
Prepared by: Mark R. Regnier
Tipton County Attorney;
GRAHAM, REGNIER, FARRER & WILSON, P.C.
120 S. West Street
Tipton, Indiana 46072

Gregg A. Townsend, Secretary and County Auditor

ADDITIONAL APPROPRIATION RESOLUTION CC2018-05

Whereas, It has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget; now, therefore:

Sec. 1. Be it resolved by the County Council of Tipton County, Tipton, Indiana; that for the expenses of the taxing units listed below; the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to laws governing the same:

Fund Name:	Requested	Approved
1000 General	Amount	
Location 003 Treasurer		
31100 Outside Professional Services	<u>\$3,000.00</u>	\$3,000.00
30000 Other Services & Charges	\$3,000.00	
Location 005 Sheriff		
32600 Cell Phones	<u>\$1,000.00</u>	\$1000.00
30000 Other Services & Charges	\$1000.00	
Total for Fund	\$4,000.00	\$4,000.00

Adopted and dated this 20th day of March, 2018

TIPTON COUNTY COUNCIL

Beth Roach

Dennis Henderson

Helen Tragesser

James F. Leffler

James D. Ashley

Jeff Hoover

Attest:

Emily Wilson
Prepared by: Mark R. Regnier
Tipton County Attorney;
GRAHAM, REGNIER, FARRER & WILSON, P.C.
120 S. West Street
Tipton, Indiana 46072

Gregg A. Townsend, Secretary and County Auditor

There were no public comments regarding Resolution CC2018-03.

Treasurer Suzanne Alexander and Assessor Shannon Cassons explained the need for \$3,000 additional appropriation to add personal property and mobile homes to the Schneider Beacon site to facilitate online payment of tax bills.

There were no public comments concerning Resolution CC2018-05.

Motion by Councilman Hoover to close the public hearing. Second by Councilwoman Tragesser. Motion carries.

Introduction of Health Educator – Brian Shortridge

Brian Shortridge, a Tipton resident since 1981, and a teacher for 34 years, was introduced as the new Health Educator. Among his duties, will be instruction in hygiene, sex education, and CPR.

Health Nurse Position and Salary

Motion by Councilman Leffler to increase the salary for Health Nurse to \$40,000 at hiring and a maximum of \$42,000, after evaluation. Seconded by Councilwoman Tragesser. Motion carries.

Area V – VASIA (Volunteer Advocate for Seniors and Incapacitated Adults) Program

Program director, Linda Johnson gave a presentation concerning the services that will be made available through the new VASIA program that is sponsored by the Indiana Supreme Court and administered by Area V.

Encore – Tipton County Council on Aging

Encore Director Cara Kellerman spoke about the benefits to senior citizens in Tipton County, such as transportation, meals, activities, and a food pantry. She stated that INDOT had awarded a small transport bus with a lift that seats 12 and has room for 2 wheelchairs. She mentioned a gift of computers from the Campbell Family Foundation that are used for scheduling. She also spoke of a program, at the Tipton County Foundation, that will match up to \$10,000.

Ordinance CC2018-03 Creating Fund 9117 Adult Guardianship – VASIA

Ordinance CC2018-03

An Ordinance to establish the Adult Guardian program VASIA (Volunteer Advocate for Senior and Incapacitated Adults) per Indiana Code 29-3-8.5-1, et. Seg.

Whereas, the Indiana Supreme Court has available a grant program, VASIA that will allow a collaborative effort between the Tipton county Superior Court, Area Five Agency on Aging and Community Services, Tipton County Commissioners and Tipton County Council to utilize the program to provide an advocate/guardian to ensure quality care and community support to seniors or incapacitated adults to allow them to lead a safe, dignified and independent life, and

Whereas, the matching grant through the Supreme Court if approved annually will provide for fifty percent of the submitted budget requiring the match in the form of other local funds as well as documentation of any in-kind donations, and

Whereas, the Area Five Agency on Aging and Community Services have been approved to provide the VASIA (Volunteers and Advocates for Seniors and Incapacitated Adults) Program to residents in Tipton County in accordance to the VASIA guidelines which follow the National Guardianship Association and the Tipton County Circuit Court, and

Whereas, on October 30, 2017 the Tipton County Commissioners unanimously

voted to support the program in the amount of \$5,000.00, therefore be it ordained

1. The Adult Guardian VASIA fund be established.
2. Area Five Agency on Aging and Community Services will provide the VASIA (Volunteers and Advocates for Seniors and Incapacitated Adults) Program to residents in Tipton County in accordance to the VASIA guidelines which follow the National Guardianship Association and the Tipton County Circuit Court.
3. Area Five Agency on Aging and Community Services will apply and secure grant funding from the Supreme Court and all local matches as required.
4. Tipton County will receive all revenues, appropriate funds and disburse Expenses in accordance to the Governmental Accounting and Uniform Compliance Guidelines. All disbursement claims shall be signed by the Circuit Court Judge and Area Five Agency on Aging and Community Services before funds are released to Area Five for expenses.

Adopted this 20th day of March, 2018

Tipton County Council

Beth Roach, President

Helen Tragesser, Vice-President

James F. Leffler

Dennis Henderson

Jeff Hoover

Emily Wilson

James D. Ashley

Attest:

Gregg A. Townsend, Secretary and County Auditor

The ordinance was read by President Roach.

Motion by Councilman Leffler to approve Ordinance CC2018-03 on first reading. Second by Councilman Hoover. Motion carries by unanimous vote.

Motion by Councilman Hoover to waive second reading and pass on first reading. Second by Councilwoman Wilson. Motion carries.

(Scrivener's Note: The number for this ordinance was changed to CC2018-03 as the number CC2018-02 was previously used for a revised salary ordinance for 2018.)

Resolution CC2018-03

Motion by Councilwoman Tragesser to approve Resolution CC2018-03. Second by Councilman Henderson. Motion carries.

Resolution CC25018-05

Motion by Councilman Leffler to approve Resolution CC2018-05. Second by Councilwoman Tragesser. Motion carries.

Real Estate and Personal Property Tax Abatements

Abatement forms for Real Estate and Personal Property will be considered at the May meeting.

Resolution CC2018-06

RESOLUTION # CC2018 – 06

A RESOLUTION AUTHORIZING TRANSFER OF FUNDS.

one appropriation category to another or from one personal services line to another;

NOW THEREFORE, BE IT RESOLVED, by the Tipton County Council, Tipton, Indiana, the following transfers are allowed:

<u>FUND-DEPARTMENT</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
Joint Dispatch	Computer Software/Hardware 1170-44300-000-0000	Office Supplies 1170-21100-000-0000	\$1,200.00
TOTAL			\$1,200.00

Approved this 20th day of March, 2018

TIPTON COUNTY COUNCIL

Beth Roach, President

Helen Tragesser, Vice-President

James D. Ashley, member

Dennis Henderson, member

Jeff Hoover, member

James F. Leffler, member

Attest:

Emily Wilson, member

Gregg A. Townsend, Tipton County Auditor

Prepared by: Mark R. Regnier

Tipton County Attorney;

GRAHAM, REGNIER, FARRER & WILSON, P.C.

120 S. West Street

Tipton, Indiana 46072

Motion by Councilman Ashley to approve Resolution CC2018-06. Second by Councilman Hoover. Motion carries.

Ordinance CC2017-03 (amended) –Second Reading

ORDINANCE NO. CC-2017-03

APPROVING TRANSFER AND ACQUISITION OF COUNTY PROPERTY

WHEREAS, the Board of Commissioners of the Tipton County, Indiana (“BOC”) and the City of Tipton, Indiana (the “City”) did previously adopt substantially identical resolutions providing for exchange of real property through the transfer by the County to the City of its interest in certain real property and the transfer by the City to the County of its interest in certain real property (hereafter the “Transfers”); and,

WHEREAS, by the adoption of identical resolutions, the BOC transferred to the City, pursuant to deed recorded on the 13th day of October, 2015, in Book 177, page 715, in the Office of the Recorder, Tipton County, Indiana, the following described real estate located in Tipton County, Indiana, to-wit:

(see Exhibit A attached)

and,

WHEREAS, by substantially similar resolutions, the City did, on the 13th day of October, 2015, at Book 177, page 720 in the Office of the Recorder, Tipton County, Indiana, transfer to the County, the following described real estate located in Tipton County, Indiana, to-wit:

(see Exhibit B attached)

and,

WHEREAS, IC 36-2-2-20 provides: The county executive may make orders concerning county property, including orders for:

(1) the sale of the county’s public buildings and the acquisition of land in the county seat on which to build new public buildings; and (2) the acquisition of land for a public square and the maintenance of that square. However, a conveyance or purchase by a county of land having a value of one thousand dollars (\$1,000) or more must be authorized by an ordinance of the county fiscal body fixing the terms and conditions of the transaction; and,

WHEREAS, the BOC proceeded in good faith on the advice of counsel in effectuating the Transfers, however litigation has been commenced in a court of law that challenges the validity of the Transfers; and,

WHEREAS, because of pending litigation, the BOC does not concede that IC 36-2-2-20 applied to the Transfers of October 13, 2015, however, the BOC did, on or about February 21, 2017, enact Ordinance Number BOC 2017-01, “AN ORDINANCE ESTABLISHING PURCHASING RULES AND POLICIES FOR TIPTON COUNTY, INDIANA”, in which the BOC adopted in general, the provisions contained in IC 36-2-2-20, and in order to avoid further costly and time consuming legal proceedings which are not in the best interests of the residents and taxpayers of the County, the BOC has requested that the Tipton County Council adopt an ordinance in accordance with IC 36-2-2-20 approving the Transfers; and,

WHEREAS, on the 17th day of July, 2017, the Tipton Utility Service Board of the City of Tipton, Indiana, (hereafter “Utility Board”) did adopt RESOLUTION 2017-08 in which the Utility Board reaffirmed its obligation to abide by the law set forth in Indiana Code Section 8-1-2-105 when dealing with all users of utility services, and the County Council now concurs and agrees with the Utility Board’s legal obligation not to unreasonably prejudice or disadvantage any such users.

NOW, THEREFORE, BE IT ORDAINED BY THE TIPTON COUNTY COUNCIL:

Section 1. The County Council, pursuant to IC 36-2-2-20 (to the extent it applies) and pursuant to BOC 2017-01, hereby approves and ratifies the Transfers set forth herein above, pursuant to which the County and City each transferred to the other, certain real property within the County.

Section 2. This ordinance shall be effective from and after passage.

Adopted this ____ day of _____, 2018, by a vote of _____ ayes and _____ nays.

TIPTON COUNTY COUNCIL:

Beth Roach, President

Helen Tragesser

Dennis Henderson

Jeff Hoover

Emily Wilson

James D. Ashley

James F. Leffler

ATTEST:

Gregg A. Townsend
Tipton County Auditor

Prepared by Mark R. Regnier, Attorney at Law

Motion by Councilwoman Wilson to adopt Ordinance CC2017-03, as amended.
Second by Councilwoman Tragesser.

Discussion ensued.

Motion carries with roll call of all "aye" votes, except Councilman Leffler, who
recused himself.

Ordinance CC2017-05 –Second Reading

ORDINANCE NO. CC2017-05

ORDINANCE OF THE TIPTON COUNTY

COUNCIL APPROVING TRANSFER OF REAL PROPERTY

WHEREAS, the Board of Commissioners of the County ("BOC") and the Tipton County
Redevelopment Commission ("RDC") have previously adopted substantially identical
resolutions pursuant to IC 36-1-11-8 providing for the transfer of two (2) parcels of real property
(the transfers are herein after collectively referred to as the "Transfers"), which real property is
described as follows:

A part of the Southwest Quarter of Section 7, Township 21 North, Range 4 East in Cicero
Township, Tipton County, Indiana, being more particularly described as follows:

Commencing at the northeast corner of said Southwest Quarter; thence South 00 degrees 49
minutes 04 seconds East (Indiana State Plane Coordinate System — East Zone) along the East
line of said Quarter a distance of 1670.65 feet to the POINT OF BEGINNING; thence continuing
South 00 degrees 49 minutes 04 seconds East along said East line a distance of 606.76 feet;
thence North 89 degrees 31 minutes 47 seconds West a distance of 214.46 feet; thence South
01 degrees 16 minutes 48 seconds East a distance of 235.35 feet to the north right-of-way line
of State Road 28 per a right-of-way and parcel plat prepared by U.S.I. Consultants on July 6,
2007; thence North 84 degrees 12 minutes 17 seconds West along said right-of-way a distance
of 58.40 feet; thence continuing along said north right-of-way line, North 89 degrees 28 minutes
18 seconds West a distance of 112.41 feet to the east right-of-way line for County Road 560
West; thence North 00 degrees 28 minutes 00 seconds East along said east line, a distance of
836.29 feet; thence South 89 degrees 32 minutes 00 seconds East a distance of 364.24 feet to
the Point of Beginning, containing 6.05 acres, more or less;

ALSO,

A part of the Northwest Quarter of Section 7, Township 21 North, Range 4 East of the Second Principal Meridian, Tipton County, Indiana, described as follows:

Commencing at the Southeast corner of said Northwest Quarter, thence South 88 degrees 20 minutes 17 seconds West (Indiana State Plane Coordinate System - East Zone) along the South line of said Northwest Quarter, a distance of 521.26 feet to the Point of Beginning; thence continuing South 88 degrees 20 minutes 17 seconds West along said South line, a distance of 101.90 feet; thence North 00 degrees 42 minutes 55 seconds West a distance of 1311.75 feet to the South line of the North Half of said Northwest Quarter; thence North 88 degrees 29 minutes 31 seconds East along said South line, a distance of 583.59 feet to the beginning of a 850.00 feet radius curve to the right, being subtended by a chord bearing of South 15 degrees 02 minutes 35 second West with a distance of 447.55 feet; thence Southwesterly along said curve a distance of 452.88 feet; thence South 30 degrees 18 minutes 25 seconds West a distance of 407.02 feet to the beginning of a 1049.86 feet radius curve to the left, being subtended by a chord bearing of South 15 degrees 23 minutes 09 second West with a distance of 504.69 feet; thence Southeasterly along said curve a distance of 546.84 feet; thence South 00 degrees 28 minutes 11 seconds West a distance of 19.14 feet to the Point of Beginning, containing 10.05 acres, more or less; and,

WHEREAS, IC 36-2-2-20 provides that the Board of Commissioners may make orders concerning county property, including orders for: (i) the sale of the County's public buildings and the acquisition of land in the County seat on which to build new public buildings; and (ii) the acquisition of land for a public square and the maintenance of that square, and requires the County Council to approve such transactions whenever the value of the real property exceeds \$1,000; and,

WHEREAS, the BOC proceeded in good faith on the advice of counsel in effectuating the Transfers, which occurred on the 20th day of July, 2016, and the 25th day of May, 2016, however, thereafter, two (2) lawsuits were filed in court that challenged the validity of the Transfers; and,

WHEREAS, regardless of whether or not IC 36-2-2-20 applied at the time of the Transfers, the BOC has in 2017, adopted a county ordinance to provide for compliance with IC 36-2-2-20 in the sale of purchase of any real property, and is requesting that the County Council adopt an ordinance in accordance with IC 36-2-2-20, ratifying the prior Transfers in order to reduce costly and time consuming legal proceedings which are not in the best interests of the residents and taxpayers of the County.

NOW, THEREFORE, BE IT ORDAINED BY THE TIPTON COUNTY COUNCIL:

Section 1. The County Council, pursuant to IC 36-2-2-20 (to the extent that it may have applied at the time of the original Transfers), hereby approves and ratifies the two (2) Transfers of real property which are described herein above, and occurred on the 20th day of July, 2016 and the 25th day of May, 2016, respectfully, wherein the BOC transferred such real estate to the RDC, a department of the County, in order to promote and encourage economic development.

Section 2. This ordinance shall be effective from and after passage.

Adopted this ____ day of _____, 2017, by a vote of _____ ayes and _____ nays.

TIPTON COUNTY COUNCIL:

Beth Roach, President

Helen Tragesser, Vice President

Dennis Henderson, Member

James D. Ashley, Member

James F. Leffler, Member

Jeff Hoover, Member

Emily Wilson, Member

ATTEST:

Gregg A. Townsend
Tipton County Auditor
Prepared by: Mark R. Regnier
Tipton County Attorney;
GRAHAM, REGNIER, FARRER & WILSON, P.C.
120 S. West Street
Tipton, Indiana 46072

Motion by Councilman Henderson to adopt Ordinance CC2017-05. Second by Councilman Hoover. Motion carries with all ayes, except that Councilman Leffler recused himself.

Minutes for February 20, 2018

Motion by Councilman Leffler to accept the minutes for February 20, 2018, as presented. Second by Councilwoman Wilson. Motion carries.

State Board of Accounts – Field exams for 2015, 2016, 2017

The State Board of Accounts is currently in the process of field exams for calendar years 2015, 2016, and 2017. They were asked to come to Tipton County so that the field exams could be used to achieve a more favorable rating, from Standard and Poor's, for the jail bond.

Acknowledge Transfer of Funds for Correction of 2017 Live Stream payment.

Motion by Councilwoman Tragesser to accept transfer of \$150 from Dues (1000.39100.000.0061), \$75. from Travel Conference and Registration (1000.32300.000.0061), \$4,500 from Legal Counsel (1000.31102.000.0061). \$1,500 from Outside Professional Services(1000.31100.000.0061), and \$20.51 from Office Supplies (1000.21100.000.0061), totaling \$6,245.51, to Equipment

(1000.44200.000.0061). This was necessary in order to reimburse Fund 9200 Special Legislation – Justice Center for a claim that should have been authorized out of the General account. Second by Councilman Henderson. Motion carries.

Committee Reports:

Councilman Hoover reported that Community Corrections met yesterday and spoke of some of the challenges currently being faced.

Councilman Ashley reported that the Jail Technical Review Committee had met three times, twice with bidders. There will be a third interview with bidders at the end of the month for selection.

Board of Commissioner President Mullins reported that the State Legislature had passed legislation that allows the Local Income Tax Special Legislation for the Justice Center (Fund 9200) to also be used for jail operational costs. He stated that the 20 year clock starts at the issuance of bonds for the life of the bonds.

Councilman Leffler reported that stone had been added to the lot at the Solid Waste facility and that it is looking nice.

Councilwoman Wilson reported that a plan commission committee had met on by-laws revisions and that it will be proposing amendments concerning attendance and procedures.

Council Comments

(The following is a transcription of the balance of the meeting, ordered and paid for by Auditor Townsend out of his personal funds and not at county expense.)

Jeff Hoover: I've received a lot of phone calls, a lot of emails, and a lot of text messages on a situation that's going on in other counties, and that is of our county auditor going around saying some things that about our community and wind development.

Gregg Townsend: Mm-hmm (affirmative).

Jeff Hoover: Gregg, I need to ask you that, there was a billboard that went up in Montgomery County-

Gregg Townsend: Yes.

Jeff Hoover: ... on highway 74-

Gregg Townsend: Yes.

Jeff Hoover: ... that had your image on it.

Gregg Townsend: Mm-hmm (affirmative).

Jeff Hoover: And, it identifies you as the Tipton County auditor-

Gregg Townsend: Yes.

Jeff Hoover: ... and, I guess, my first question is, are you being paid by anyone-

Gregg Townsend: No.

Jeff Hoover: ... for this activity?

Gregg Townsend: Absolutely not.

Jeff Hoover: Okay. Fair enough.

Jeff Hoover: And, my next question is, who authorized you to represent Tipton County in this matter?

Gregg Townsend: I'm an elected official. They identified me by my title.

Jeff Hoover: But, you're using your title as an elected official to represent Tipton County. And, I'm gonna tell you, if we're going into general statements here, which most of this stuff in here are general statements that you've said-

Gregg Townsend: Mm-hmm (affirmative).

Jeff Hoover: That a majority of this county does not support wind energy. Now, in this billboard, you said, I guess ... This quote on this billboard. Did you say that quote?

Gregg Townsend: Yes.

Jeff Hoover: Okay. So, you're saying our community supports wind energy?

Gregg Townsend: They have.

Jeff Hoover: You have data to back that up?

Gregg Townsend: Well, I would say that if you look at those who supported the first project, and those who actually signed leases and were prepared to have wind energy on their properties, that's-

Jeff Hoover: Would you say that's a majority of the population?

Gregg Townsend: Certainly, I would say that you have evidence that there was certainly support of that project throughout the whole northern part of the county. It was killed-

Beth Roach: [crosstalk 00:02:24]

Gregg Townsend: ... by efforts of the anti-wind people, and by organizing rooms full of people with the intention of presenting the visual that there was no other opinion but theirs. I-

Jeff Hoover: So, you're saying everybody had an opportunity to present their case in public, and to the planning commission-

Gregg Townsend: They did, and many of those hearings were held at times when farmers were in their fields, could not attend.

Jeff Hoover: By calling over half the population a flash mob, do you really want to say that as an elected official?

Gregg Townsend: The impression that I wanted to give was using an expression similar to those that, if you have watched on the-

Beth Roach: [crosstalk 00:03:44]

Gregg Townsend: ... internet, a flash mob in the sense that people were organized to attend a specific time and place-

Jeff Hoover: So, people that are looking to protect their health and safety, and their property values, you're calling that a mob?

Dennis Henderson: What does this have to do with the county council?

Gregg Townsend: I'm not calling them a mob, I said they flash mobbed.

Dennis Henderson: Gregg Townsend is our fiscal officer of the county.

Gregg Townsend: Yes. But, it's not what I-

Dennis Henderson: It's not a council issue.

Jeff Hoover: [crosstalk 00:04:13]

Gregg Townsend: I was asked-

Dennis Henderson: What he does-

Gregg Townsend: I was asked to testify before the legislature summer committee on wind energy about the benefits that Tipton County had received. I went through our ledgers, I presented exactly the amount of money that was received by the county in taxes. I presented the approximately 25 linear miles of roads that were reconstructed with concrete reinforced road work. I presented other details that were directly from our ledgers, supported by facts and figures.

Jeff Hoover: Right. You presented the figures-

Gregg Townsend: Yes.

Jeff Hoover: ... you presented half the story. So-

Beth Roach: But-

Jeff Hoover: So, you said we have received economic development funds of \$1.2 million with no strings attached.

Gregg Townsend: Yes.

Jeff Hoover: Okay.

Gregg Townsend: And, the county council appropriated much of that money-

Jeff Hoover: The strings attached to that, Gregg, are the agreement that the county executed with the developer.

Gregg Townsend: [Theon 00:05:14], yes.

Jeff Hoover: And, I'll read from an agreement-

Gregg Townsend: Mm-hmm (affirmative).

Jeff Hoover: ... a signed agreement, that said the condition, the reason this money was there, is because they are admitting that there will be no economic development in the project area. You want to read ... I'll read this to you.

Gregg Townsend: Mm-hmm (affirmative).

Jeff Hoover: It says, "The area which could limit certain kinds of investment in, and development of portions of approximately 25,000 acres of real estate in the county for other commercial purposes that also can create significant new jobs in the county. Assistance provided by the county, and the anticipated restriction of certain other potential new commercial development, and employment."

Jeff Hoover: That sounds, to me, like that's a payoff of detrimental development to that portion of the county. So, if we take \$1.2-million, and divide by 25,000 acres, we come with a total of \$48 per acre.

Gregg Townsend: Mm-hmm (affirmative).

Jeff Hoover: Okay? For the life of the project.

Gregg Townsend: Right.

Jeff Hoover: Is that a good bang for Tipton County's bucks?

Gregg Townsend: If you talk-

Jeff Hoover: As a fiscal officer, I don't think so.

Gregg Townsend: If you talk to attorneys-

Jeff Hoover: You have a company that [crosstalk 00:06:18], that's paying taxes in the community, at \$61,000 a year-

Gregg Townsend: Mm-hmm (affirmative).

Jeff Hoover: And, we're only on 6.11 acres, that's \$10,017 a year, per acre, that Bottcher 00:06:30] putting in to this community.

Gregg Townsend: Mm-hmm (affirmative).

Jeff Hoover: So, is that really no strings attached? I don't think so.

Gregg Townsend: Well ...

Jeff Hoover: Basically, on this sign-

Gregg Townsend: Mm-hmm (affirmative).

Jeff Hoover: There's no data, nothing hard-

Gregg Townsend: No, because it's a drive-by billboard. One billboard.

Jeff Hoover: But, your quote, there's no data to back up your quote.

Gregg Townsend: No. No, that was presented to the legislature, and to-

Jeff Hoover: But, there's no data to back up his quote.

Jeff Hoover: The quote is, "Our community supports wind energy, and would like to have more."

Gregg Townsend: Mm-hmm (affirmative).

Jeff Hoover: But, is there any data to back up that quote? Are you aware ... Now, I'm not saying that Tipton is Clinton County-

Gregg Townsend: No.

Jeff Hoover: ... Clinton County did a survey-

Gregg Townsend: Mm-hmm (affirmative).

Jeff Hoover: And, out of the respondents of that survey, 90% of the respondents says they do not want wind energy in the community. 90%. I would say Tipton's, probably, about 80%.

Gregg Townsend: I ... That's your opinion.

Beth Roach: Hey. If I can intervene here. Helen, did you have something you wanted to add?

Helen Tragesser: Yes, I do want to say, because I think, when we're talking wind energy, that we have forgotten how much people spoke against it. And, the ordinances that our planning commission, who is a county board, and a county department, have put in place to say we do or do not want wind energy.

Gregg Townsend: Mm-hmm (affirmative).

Helen Tragesser: So, I think your statement is also a false statement, because our community does not support wind energy. Now, something else, as an elected official ... If I was auditor, I would not put myself on the line saying this community supports something that I think we can prove they don't support.

Helen Tragesser: So, I think, as an elected official, you probably should be careful how many more times you say that.

Jeff Hoover: And, I could also say, based on the past election results, I would say the two boards, which is the commissioner board, and this council, as I've looked through who's on the council, and I looked at who's on the commissioner board ... I would say, those two boards would probably not entertain any more wind energy projects.

Jeff Hoover: Now, that may change through next election. I may be wrong. But, I'm gonna tell you, this board, if I look up and down this board, a majority of us would probably not entertain negotiations with wind energies companies.

Gregg Townsend: Mm-hmm (affirmative).

Jeff Hoover: So, and, I'm gonna tell you that I was probably elected based on my activity in the wind energies system. I spent no community funds, but I was elected anyway, probably because of my stance and my activity in that field.

Gregg Townsend: Mm-hmm (affirmative).

Helen Tragesser: Something else I would like to bring up-

Jim Leffler: I don't know why, Gregg, you're bringing this up, because what you're actually doing is dividing the county, again. You're dividing the county, again, wind, no wind. And, I don't think that's a position you should be taking as an official.

Emily Wilson: Okay.

Dennis Henderson: This is bull-

Jim Leffler: It really upsets me, because-

Beth Roach: Let's move on. Let's move on, and I will talk with Commissioner Mullins, and maybe we can have a joint meeting on this and discuss. And, if there needs to be resolution, in which the council and the commissioners take, not that we're for or against, but we are not promoting this activity that Gregg's doing, I think that would be the mode.

Gregg Townsend: Does that limit the actions, then, of council members who have gone to other counties and participated in the anti-wind activities?

Jeff Hoover: Who's done that, as a councilman?

Jim Leffler: What's that got to do with Tipton? Why are we talking about other counties?[crosstalk 00:11:03]

Helen Tragesser: Same thing.

Jeff Hoover: No, I want to know what councilman has went to other counties and identified themselves as a councilman?

Gregg Townsend: I don't know how you've identified yourselves, but I do know that there's been significant activity in other counties-

Jeff Hoover: You're making another big statement.

Gregg Townsend: Right.

Jeff Hoover: Who has identified themselves as a councilman?

Gregg Townsend: I don't attend those meet-

Jeff Hoover: [crosstalk 00:11:03]

Gregg Townsend: I have not attended those meetings.

Jeff Hoover: I could tell you-

Gregg Townsend: I don't know.

Jeff Hoover: I've written one letter, okay, to Clinton County, as a councilperson-

Gregg Townsend: Mm-hmm (affirmative).

Jeff Hoover: Requesting that they give us the same consideration of a one-mile setback, from county line, as Tipton gave our neighboring counties. That's the only time that I have ever identified myself to another county as a county councilperson.

Gregg Townsend: Mm-hmm (affirmative).

Emily Wilson: And, I did the same, because I own farmland within one mile of Clinton County. And, the erection of something on the county line would impact the farm ground, in my home, that my niece and nephew live in.

Gregg Townsend: Okay.

Emily Wilson: So, yes, I did that. But, I also know that, in my position in my job, that I'm being contacted by agencies and people that mention how they're distributing statements you've made in meetings to promote wind. You are, basically, working as their registered agent.

Helen Tragesser: And, I think, another very, very important thing, in this situation, is ... I read a report from the state telling us how many reports our auditor's office does not present to the state on time. And, I think we need to be doing our job, first, and then spending our time on extracurricular activities, second.

Beth Roach: Okay. Yep. We're gonna go ahead and move on in the agenda.

Beth Roach: We have public comments.

Brent Snow: Yes. Brent Snow, and a member of this community, I want to go on record as saying Gregg Townsend does not support my idea. I am anti-wind. So, I want to make sure that, when he makes a broad statement like that, that it doesn't go ... I want that on the record.

Beth Roach: Any other comments?

Jeff Hoover: I understand that one.

Roberta Heinzman: Hi, Roberta Heinzman, Tipton. I went to say, I don't mind any of you speaking, personally, about anything. And, that includes you, Gregg.

Gregg Townsend: Mm-hmm (affirmative).

Roberta Heinzman: I was upset, as many of the other people here, when I read certain documents, and someone brought the sign to my attention. I have no malice on anybody that speaks personally. But, I think every elected official should tread carefully, and think about their community before using their title, regardless if they're helping friends or family, which I'm not saying you're not.

Gregg Townsend: Mm-hmm (affirmative).

Roberta Heinzman: Or, other entities. Thank you.

Jim Mullins: Jim Mullins, again. And, since the subject came up, I just want to make this point. I was ...

Jim Mullins: It would be an understatement to say that I was upset when I started receiving phone calls about newspaper articles, and a picture of the sign on 74. And, the reason I was so upset, Gregg, is not that you don't have a right as an individual to have an opinion, you do. As an individual.

Gregg Townsend: Right.

Jim Mullins: When it comes to making statements representing the position of this county, the county executives, which are the commissioners, are the only people, in my estimation, that have a right to make public official positions regarding the county, and the county's positions in matter.

Gregg Townsend: Okay.

Jim Mullins: We are the county executives.

Jim Leffler: Yes, sir.

Jim Mullins: And, that falls into our bailiwick, and you should never have allowed yourself to be put in that position. And, I think it would only be appropriate that you ask for that sign to be removed, and that you make a retraction to those newspapers, stating that you did not have the authority to speak on behalf of Tipton County.

Jim Leffler: Thank you, Jim Mullins.

Jeff Hoover: Thank you, Jim Mullins.

Beth Roach: Any other comments? Now, I'll call for a motion to adjourn.

Jeff Hoover: So moved.

Emily Wilson: Second.

Dennis Henderson: Okay. Yes.

Approved this ____ day of May, 2018

Beth Roach, President

Helen Tragesser, Vice President

Dennis Henderson, member

Jeff Hoover, member

James F. Leffler, member

James D. Ashley, member

Emily Wilson, member

Attest:

Gregg A. Townsend, Tipton County Auditor
Secretary to the Tipton County Council

Submitted by Gregg A. Townsend