

DELAWARE COUNTY COMMISSIONERS MEETING

Monday, January 3, 2022 @ 9:02 A.M.

Commissioners' Courtroom

100 W. Main St. Room 309A

CALL TO ORDER

PLEDGE TO FLAG

WELCOME

Comments may be made to the Commissioners via their email at commissioners@co.delaware.in.us

ROLL CALL

Mr. Shannon Henry

Mr. James King

Ms. Sherry Riggan

Mr. John Brooke, County Attorney

Mr. Steven G Craycraft, Auditor

Mr. John Brooke, County Attorney, asked for nominations for President of Commissioners for 2022.

MOTION: Commissioner King made a motion to nominate Ms. Sherry Riggan as 2022 President.

SECOND: Commissioner Henry

MOTION: Commissioner Henry made a nomination to close nominations.

SECOND: Commissioner King

YEAS: Commissioner King, Commissioner Henry, President Riggan

Mr. Brooke asked for nominations for Vice President of Commissioners for 2022.

MOTION: Commissioner King made a motion to nominate Mr. Shannon Henry for Vice President of Commissioners for 2022.

SECOND: Commissioner Riggan

YEAS: Commissioner King, Commissioner Henry, President Riggan

President Riggan asked that we all pause to reflect upon the things that we are thankful for.

ANNUAL APPOINTMENTS FOR 2022

Mr. Brooke read aloud 2022 Commissioner Appointments.

MOTION: Commissioner Henry made a motion to approve the annual appointments for 2022.

SECOND: Commissioner King

YEAS: Commissioner King, Commissioner Henry, President Riggan

2022 Commissioner Appointments

Annual Appointments

Name of Office	Term Length	Name of Person
Commissioners Office Manager	1 year	Jeni Honeycutt
County Attorney	1 year	John Brooke
County Highway Dept.	1 year	
County Highway Engineering and Projects Administrator	1 year	Angela Moyer
County Emergency Medical Services	1 year	Mike Ashley
County Emergency Communications Center	1 year	Bernard "Fred" Cummings
Emergency Management Agency Director	1 year	John Couthino
County Human Resources Director	1 year	Pam McCammon
County Facilities Manager	1 year	Steve Foster
Drainage Board Attorney	1 year	Brandon Murphy
Veteran's Affairs Office	1 year	Tommy Goul
Weights and Measures Director	1 year	Jeff Brandon
County Council Finance Committee	1 year	Jeni Honeycutt

Appointments for Term of Office

Name of Office	Term Length	Name of Person
Delaware County Alcohol Tobacco Board	1 year	Tom Simpson
Community Corrections Board	1 year	Jodi Cole
	1 year	Hon. Kim Dowling
	1 year	Jeff Hansard
	1 year	Lyndsey Wilmes
	1 year	Doris Griandos-Taylor
	1 year	Sherry Riggan
	1 year	Amanda Dunnuck
	1 year	Carol Ammon
Community Revitalization Economic Development Commission (CREED)	1 year	Dan Allen

	1 year	James King
	1 year	Angie Moyer
	1 year	Jeff Rodeffer
	1 year	Doug White
Convention and Tourism Board	2 years	Victor Whitehead
	2 years	VACANT
	1 year	Marta Moody
Fairgrounds Board	3 years	Lenen Nicola
	3 years	Julie Eskew
	3 years	Mark Pitzer
	3 years	Jeff Smoot
ICAP	1 year	Sherry Riggin
	1 year	Mike Downham
Plan Commission	1 year	Shannon Henry
Board of Zoning Appeals	4 years	Leslie Mathewson
	4 years	Mike Jones
Redevelopment Commission	1 year	James King
	1 year	Angie Moyer
	1 year	Kerry Wiggerly
	1 year	Bryce Conyers
	1 year	John Adams, Del. Comm School Board
Storm Water Utility Board	1 year	James King
	1 year	Sherry Riggin
	1 year	Shannon Henry
	1 year	Tom Borchers
Drainage Board	1 year	Shannon Henry
	1 year	Jamie Swoboda
	1 year	John Landers
	1 year	Bill Whitehead
	1 year	Richard McIntire

APPROVAL OF MINUTES

MOTION: Commissioner King made a motion to approve Commissioners December 20 and Commissioners Special December 17, 2021 minutes.

SECOND: Commissioner Henry

YEAS: Commissioner Henry, Commissioner Riggan, President King

PRESENTATIONS

Mr. Jeff Hansard, Chief Probation Officer, congratulated President Riggan and Vice President Henry for their appointment for 2022. Mr Hansard also congratulated Commissioner King and Commissioner Henry with their recent retirements.

Mr. Hansard presented the proposal with Precision Kiosk Technologies AB Kiosk Automated Monitoring Solution (Draft). This proposal is to check in probation offenders. This is an automated system that will be installed in the public access area of the Justice Center and check in with fingerprint/picture and a series of questions. This is for low risk offenders. The proposal is for \$16,000 per year. Grant funding will pay for the service.

MOTION: Commissioner Henry made a motion to approve the proposal with Precision Kiosk Technologies.

SECOND: Commissioner King

YEAS: Commissioner Henry, Commissioner Riggan, President King

Mr. Brooke reviewed the contract.



AB Kiosk Automated Monitoring Solution Draft Customer Proposal

Signatures

Precision Kiosk Technologies

Name: Mr. Patrick McKinney
Title: General Manager
Signature:
Date:

Customer

Name: Mr. Jeff Hansard
Title: Chief Probation Officer
Signature:
Date: 01 - 03 - 2022

Shannon Henry
Shannon Henry
James King
James King

RESOLUTIONS FOR APPROVAL
BEING A RESOLUTION OF APPROVAL FOR TOGETHERDM–THE NEW MUNCIE-DELAWARE COUNTY
COMPREHENSIVE PLAN AND STRATEGIC INVESTMENT PLANS FOR MUNCIE AND DELAWARE COUNTY
RESOLUTION NO. 2022–001

Ms. Marta Moody, Director of Delaware Muncie Metropolitan Plan Commission, said the final public hearing for the Comprehensive Plan was December 9, 2021. TogetherDM was approved and favorably recommended by Plan Commission.

Mr. Thomas Eddington, CZB, presented the Comprehensive Plan for Delaware-Muncie TogetherDM. Click on link to view details of presentation.

<https://www.togetherdm.com/library>

MOTION: Commissioner Henry made a motion to approve Resolution 2022-001, Approval for TogetherDM, Muncie-Delaware County Comprehensive Plan and Strategic Investment Plans for Muncie and Delaware County.

SECOND: Commissioner King

YEAS: Commissioner King, Commissioner Henry, President Riggins

President Riggins thanked all volunteers for helping with the Comprehensive Plan for Delaware County -Muncie

Ms. Moody said Comprehensive Plan for Delaware-Muncie TogetherDM will be presented at the Muncie City Council meeting Monday evening, January 10, 2022.

An audience member asked about the survey and if anyone attended the Plan Commission meeting.

President Riggins asked that he be seated.

ORIGINAL

RESOLUTION NO. 2022-001

**BEING A RESOLUTION OF APPROVAL FOR TogetherDM - THE NEW
MUNCIE-DELAWARE COUNTY COMPREHENSIVE PLAN
AND STRATEGIC INVESTMENT PLANS FOR MUNCIE AND DELAWARE COUNTY**

WHEREAS, state law authorizes the preparation of a long-range comprehensive plan and the current plan was adopted in 2000; and

WHEREAS, there is a need to prepare a new long-range comprehensive plan for Delaware County and the City of Muncie for the promotion of public health, safety, morals, convenience, order, and general welfare and for the sake of efficiency and economy in the process of development; and

WHEREAS, the new Muncie-Delaware County Comprehensive Plan has been prepared for the Delaware-Muncie Metropolitan Plan Commission containing objectives for future development, policies for land use development, and policies for the development of public ways, places, lands, structures and utilities for the Muncie-Delaware County community; and

WHEREAS, the Comprehensive Plan represents a general conceptual plan that identifies the future structural and physical development objectives of Muncie and Delaware County in a way that provides a strong framework for resilience and protects and enhances the best features of the city and county over a twenty-year time period while recognizing the areas in significant need for improvement; and

WHEREAS, the Comprehensive Plan, and its development process, has undergone significant citizen participation and public review, notice has been given as required by law, and responsive modifications have been included herein.

WHEREAS, the Delaware-Muncie Metropolitan Plan Commission hereby favorably recommends by unanimous vote and forwards the TogetherDM document to the Board of Commissioners of Delaware County, Indiana, for adoption.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Delaware County, Indiana, as follows:

Section 1. That the Comprehensive Plan shall be known as TogetherDM.

Section 2. That TogetherDM, as attached, is hereby approved as the comprehensive plan for Delaware County, Indiana.

Section 3. That this resolution shall be considered in full force and effect upon adoption.

This resolution is hereby adopted this 3 day of January, 2022.

**BOARD OF COMMISSIONERS
DELAWARE COUNTY, INDIANA**


Sherry Riffin


James King


Shannon Henfy

ATTEST:


Steven G. Craycraft
Delaware County Auditor

DEPARTMENT HEADS AND ELECTED OFFICIALS

President Riggin said Delaware County Highways has paved 74 lane miles in 2021.

WEEKLY, MONTHLY AND QUARTERLY REPORTS

PAYMENTS OF CLAIMS

MOTION: Commissioner King made a motion to approve claims in the amount of \$1,419,444.50.

SECOND: Commissioner Henry

YEAS: Commissioner King, Commissioner Henry, President Riggin

PUBLIC COMMENTS, QUESTIONS, OTHER BUSINESS & DISCUSSION

Mr. Jason Kuchmay, Snyder Morgan Federoff & Kuchmay, LLP, Representative of Washington Township landowners said recently landowners discovered they may have an industrial solar farm in their backyards.

Mr. Kuchmay provided concerns regarding filings, amendments, farm ground values, solar installations, solar development, and property value guarantee, etc. Research and outreach interests regarding toxic waste, protection of residents, what the analysis concluded, the loss of agricultural sales by selling less seed and fertilizer. Loss jobs within the community and Mr. Kuchmay said recycling panels is very cost prohibitive. Panels are considered toxic, an estimate by the international renewable energy agency was presented to Commissioners. Solar panel disposal in regular landfills is not recommended in case the modules break and toxic materials leach into the soil. The developer that gets the approval may not be the owner once the end of the project takes place. A decommissioning plan is addressed to an extent in the existing plan but it needs to be strengthened. The ordinance requires a surety for the estimated cost in 2021 but could not be sufficient to cover the actual cost 30 years down the road.

Several residents within Washington Township spoke.

To listen to the speakers <https://www.youtube.com/watch?v=S0HQ9UBf1vg>

MOTION: Commissioner Henry made a motion to send the Solar Energy ordinance back to the Plan Commission. On page 3, section "3" on the maintenance plan it should read any damaged panels which release any substance in the county, Plan Commission and Board of Health shall be notified. A mitigation plan it to be submitted to the county and the Health Board with possible testing to nearby wells. On section "c", there's a minimum of 50 ft. setback including a screen buffer. Commissioner Henry requested that this be switched to 100 ft. setback from adjacent property owners. Section "f" of fencing is needed regarding large game and wooded areas. As of now, Delaware County allows 10% of the fence to be distributed along each section for small and medium wildlife, however Commissioner Henry requested that something be added regarding large game, preferably deer.

SECOND: Commissioner King

YEAS: Commissioner King, Commissioner Henry, President Riggin

Ms. Moody noted that in order for Plan Commissioner to start the process to consider an amendment a Public Notice would take place February 3, 2022. On February 22, 2022 it would come back before the Commissioners. Ms. Moody said she could be receiving an application from Invenergy yet in January 2022.

MOTION: Commissioner Henry recommended that a moratorium take place until February 22, 2022 and be effective immediately. This would allow the corrections to be made before any application is received.

SECOND: Commissioner King

YEAS: Commissioner King, Commissioner Henry, President Riffin

Delaware County website will post regularly when the Public Hearings and meetings will take place. The auditorium at Justice Center will be considered.

The Commissioners January 18, 2022 meeting will be moved to January 24, 2022.

MOTION: Commissioner Henry made a motion to move the Commissioners meeting from January 18, 2022 to January 24, 2022.

SECOND: Commissioner King

YEAS: Commissioner King, Commissioner Henry, President Riffin

Mr. Todd Smekens asked for details of the moratorium.

Mr. Brooks said this would be for receiving any applications for solar farms.

Mr. Smekens asked how this would effect the Comprehensive Plan DM.

Mr. Brooke and Commissioner Henry both said the strategic plan does not involve Solar.

The Comprehensive Plan will be available on the county website.

A citizen asked that the setback be further back.

Meeting is available at <https://www.youtube.com/watch?v=S0HQ9UBf1vg>

RECESS

MOTION: Commissioner King made a motion to recess.

SECOND: Commissioner Henry

YEAS: Commissioner King, Commissioner Henry, President Riffin

Ms. Pam McCammon, Director of Human Resources provided the speakers.

Attorneys for Farmers
Against Solar Farms

For Solar Farms

Kyle Mealy
Wayne Vest -
Eric Landess
Kathryn Kieky / Jervis
Bryan Richards
Jason White
Jackie Sheets
Harold King
Mike Kelly

Jan 24 - next Comm. mtg.

Send back to planning commissioners.

Feb 3 meeting - planning comm. mtg - 6:00pm.

Feb 22, Comm. mtg.

Commissions Meeting JAN. 3, 2022

SIGN-UP SHEET FOR PUBLIC COMMENTS

(3 minutes per speaker)

	SPEAKERS NAME	ADDRESS
	Please Print	
1.	* Jason Ruchmay	4211 Clubview Dr Fort Wayne (260) 312-1233 jmrk@smfkia.com
2.	Reese Collins ✓	6810 WCR 850 N GASTON IN
3.	Wes-Dei Mule Mealy Superintendent	10290 W CR 600W Gast, IN
4.		
5.	Catherine Kirtley	11330 W CR 1000N Gaston
6.	Frank Linder ↑	16671 N CR 600 WEST
7.	Ryan Richards ✓	10191 W 1200N GASTON IN 47342
8.	Jason White	10191 W 1200N Gaston
9.	Wayne West	18350 N Co Rd 600W
10.	Jacque Sheets ✓	9409E-1200S. GASTON
11.	Harold King ✓	13370 N 850 W Gaston
12.	Don Morris ✓	1909 S Rosemont
13.	MIKE Kelly ✓	19090 Jonesboro RD GASTON

President Ms. Sherry Riffin

Vice President Mr. Shannon Henry

Member Mr. James King

Auditor Mr. Steven Craycraft