

July 18, 2023

Council Chambers
Vigo County Government Center
Terre Haute, Indiana

Roll Call:

Present: Mike Morris, Chris Switzer and Mark Clinkenbeard

Others Present: County Attorney Terry Modesitt, Tammy York-Allen, Diana Winsted-Smith, Chris Eldridge, , Tim Cunningham, Kevin Gardner, Joey Lehman, Kara Wright, Jordynne Shelton, Chrissy Patterson, Valerie Stapleton, Norm Loudermilk, Bill Watson, Joni Wise, Tony Cassiseah, and several members of the public.

Pledge of Allegiance.

Mike Morris called the meeting to order and led the Pledge of Allegiance.

Review of Minutes/Claims. Auditor James Bramble presented the Board with meeting minutes for July 11, 2023, and meeting minutes for the rezoning meeting held July 11, 2023, for approval. Chris Switzer made a motion to approve both sets of minutes for July 11, 2023. Mark Clinkenbeard seconded the motion. Upon a voice vote of 3-0, the motion unanimously passed.

Mr. Bramble then presented the Board with expenditures for the period of July 8, 2023 through July 14, 2023 in the amount of \$7,118,694.50. Mark Clinkenbeard made a motion to approve the July 8, 2023 through July 14, 2023 claims in the amount of \$7,118,694.50. Chris Switzer seconded the motion. Upon a voice vote of 3-0, the motion unanimously passed.

Redaction Services & Support Agreement Renewal – Diana Winsted-Smith. Diana Winstead-Smith said this is a continuation of the current agreement. It has to be renewed every 4 years and 2019 was the last time it was approved. Mark Clinkenbeard made a motion to approve renewal of the agreement. Chris Switzer seconded the motion. Upon a voice vote of 3-0, the motion unanimously passed.

Public Comments. James Kmetz had previously asked for a zoning matter regarding a couple of in-home daycares in his neighborhood to be checked and wanted to know if there was any update. Chris Switzer said he had received an update from Jared Bayler of Area Plan saying: "Our office has completed the follow up you requested on 2119 East Eaton Drive in response to your request of zoning compliance with regard to the above-described property in Vigo County. The Unified Zoning Ordinance for Vigo County provides a list of permitted uses for R-1, more specifically child care at home as used as a primary residence of the person who operates the child care at home is a permitted use by right. Not on file are any special permits, variances, resolutions or planned unit development restrictions. No site plan exists in our records. The daycare opened in 1988. The current use is considered conforming in some aspects and also enjoys a legal non-conforming status as the use has been a continuous and lawful land use having commenced prior to the time of adoption, revision, or amendment of the zoning ordinance. He has been assured by the proprietor of the establishment that the state license is valid and current. He has asked and been granted permission for any follow-up questions the Commissioners might have." Mr. Kmetz had also asked about 2101 East Eaton that was just built 1-2 years ago and was being used solely as a day care and that no one lived in the modular. Mr. Switzer said he had not looked into that address but that he would look into it as well.

Debbie Hadley asked the Commissioners to consider whether they should renew the County's contract with Trans Care or not. She stated that Trans Care does not participate with the largest insurance carrier (Anthem). She compared an identical invoice from Trans Care with one from the Fire Department and the bill from Trans Care was over 1,500 times higher than the one from the Fire Department for the exact same

service. She felt that Trans Care should be required to honor Anthem Insurance in order for them to be renewed; otherwise it is a huge disservice to county residents to be forced to pay exorbitant bills that will not be covered by insurance.

Comments or other business from Commissioners or other Elected Officials. Mark Clinkenbeard said that painting of the Community Corrections building should start tomorrow and they hoped to get the parking lot sealed next month. Chris Switzer said Commissioner Clinkenbeard had worked with Bob Thompson for permission for county employees or people working at or coming to Community Corrections to use his lot for parking during this period. People using the lot are asked to pick up their trash and take care of the lot during this time. He also noted that paint overspray goes everywhere so you are parking at your own risk.

Kevin Gardner, County Assessor, had a letter of authorization from the County camera provider, which is ProVal (Aumentum Technologies). The County is required to supply a copy of the legal property record card on the website, which has been attached to Beacon. This has to be done every year at a cost of about \$3,000. He does have the money in his budget but he was unsure who needed to sign the Letter of Authorization. County Attorney Terry Modesitt said it should be the Commissioners who signed the letter. It was decided to add this to today's agenda. Chris Switzer made a motion to approve the Letter of Authorization. Mark Clinkenbeard seconded the motion. Upon a voice vote of 3-0, the motion was unanimously passed.

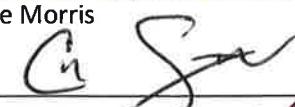
Brent McPike asked about the possibility of establishment of some temporary shelter space for stray dogs since the Humane Shelter is full. He was bitten by a dog a couple of weeks ago. He wondered if additional shelter space could be added for additional stray animals. Mike Morris said that the Shelter was a private, non-profit entity and not a County or City entity. Mr. Morris said there is a plan for expanding the Shelter and also the spay/neuter program as well to help with the control of animal population. The County and the City will be committing money in the near future to the Shelter for an expansion to help meet the needs of the community.

Richard Sutliff of 10137 East Toney Avenue discussed the Aisling Hobby Farm located next door to him at 1010 East Toney Avenue. Mr. Sutliff discussed the operation of this hobby farm at length and questioned whether this was operating correctly under the definition of a hobby farm. Mark Clinkenbeard said he had viewed the property and talked with County Attorney Terry Modesitt about the situation. Although a resolution had been passed approving operation as a hobby farm, the property was also zoned as agricultural and it had been decided to consult outside counsel to determine whether the Ordinance/Resolution or the zoning governs. Mr. Modesitt indicated he had contacted the Taft Law Firm for an opinion on this matter, along with other offices in order to make the proper determination and avoid any legal conflict. Discussion continued. Mr. Modesitt said that it would not be proper to express any opinions on this matter at this point and research will continue.

The meeting recessed at 9:40 a.m.

Attest:


James Bramble, Auditor


Mike Morris

Chris Switzer

Mark Clinkenbeard