

## **COMMISSIONERS' MEETING**

**June 30, 2014**

The Bartholomew County Commissioners met in regular session on June 30, 2014 in the Governmental Office Building, 440 Third Street, Columbus, Indiana. Commissioner Rick Flohr called the meeting to order at 10:00 a.m. Commissioner Larry Kleinhenz, County Attorney J. Grant Tucker and County Auditor Barbara Hackman were in attendance. Chairman Carl Lienhoop was absent due to a funeral.

Commissioner Flohr gave the Invocation and led the Pledge of Allegiance.

The first item on the agenda was the approval of the June 23, 2014 Meeting Minutes. Commissioner Kleinhenz made a motion to approve the minutes, seconded by Commissioner Flohr, and the motion passed unanimously.

Next was the approval of claims. Commissioner Flohr made a motion to approve the claims. Commissioner Kleinhenz seconded the motion which passed unanimously.

The next item was the weekly permit report. Chairman Flohr read the New Permit Report dated 6/23/14 to 6/27/14. Forty-one (41) permits had been issued with a fee amount of \$5,361 and an estimated construction cost of \$4,297,550.

County Engineer Danny Hollander gave the County Highway Weekly Crew Report which included the following work: put up signs; patched roads; mowed in Columbus, Flatrock, Wayne, Sandcreek, Jackson and Ohio Townships; did chip and seal in Sandcreek and Wayne Townships; worked on 325W; dug out soft spots on 750S and 650E; replaced pipe on 900E; fixed ditch area on Legal Tender; and hauled concrete from the courthouse.

Next, Solid Waste Management Education Coordinator Heather Siesel presented the Recycling Center Volumes through May, 2014. Residential recycling activity at the recycling center is greatest on Saturdays. Highest volume of recycled materials in the commercial sector continues to be cardboard and standard office white paper. Also notable, was the increase in colored glass (green/brown) volumes for May. The Satellite

Recycling Program remains effective at Harrison, Petersville, Kroger and Hope locations. The Landfill Reuse Center volumes are up roughly 2,000 pounds over last year's volumes. Ms. Siesel was pleased with the fairly new program of collecting smoke detectors since they contain hazardous chemicals that can be diverted from the landfill. The Tox-Away-Wednesday totals are strong for the year. The commercial cardboard numbers are steady and increases are expected with the addition of a second truck in a month or so.

Ms. Siesel also submitted a 2013-2014 School-Year Education Log documenting educational presentations given at every after-school program at the elementary and middle schools and in-classroom presentations at all BSCS elementary schools reaching 7,243 students and 2,641 adults. Also, the Solid Waste Management District/Recycling Center will be a presence at the Bartholomew County Fair promoting its programs, and highlighting its relatively new program of electronics recycling.

For the next agenda item, County Auditor Barbara Hackman presented a contract with Cender & Company, LLC ("Cender") for financial advisory consulting services to assist the Auditor's Office with the completion of the March 1, 2014 County Auditor's Certificate of Adjustment to the Based Assessed Valuations of TIF Districts (TIF Neutralization Worksheets). TIF Neutralization Worksheets have to be completed prior to certifying assessed values pursuant to Indiana Code 36-7-14-39(h). The Auditor's Office has contracted with Cender for the last two years for this service and the expense is a budgeted item. Professional consulting services shall not exceed \$3,000 and incidental costs shall not exceed \$500 without specific written consent of the county. Commissioner Kleinhenz made a motion to accept the contract with Cender & Company, LLC for services related to the preparation of TIF Neutralization Worksheets for the 2014 Pay 2015 tax year. Commissioner Flohr seconded the motion that passed unanimously.

Next agenda item was the monthly Animal Control Report for May, 2014. Commissioner Kleinhenz read the report as follows: there was a total of 131 cases, 48 animals were picked up, 82 audits, 6 violations, 2 fines, 4 bite cases, 10 door hangers

placed, 9 reclaimed animals and 6 traps loaned to the public. The two vans traveled a total of 3,572 miles. Commissioner Kleinhenz made a motion to accept the May Animal Control Report as submitted. Commissioner Flohr seconded the motion which passed unanimously.

For the first miscellaneous item Jim Hartsook requested signing a letter of intent in lieu of contracts recently received, but pending legal review. The letter of intent is to assure Windstream/Mitel that Bartholomew County will submit necessary documents by the July 7, 2014 deadline or the quoted pricing would no longer be valid. Commissioner Flohr made a motion to accept and sign the letter of intent with Windstream Communications. Commissioner Kleinhenz seconded the motion that passed unanimously.

Next was the consideration of two (2) Sculpture Biennial Property Use Agreements between Bartholomew County Commissioners, the Columbus Area Arts Council and artists Richard Herzog and Eric Stephenson allowing placement of artwork on county property for a term of at least 24 months. Mr. Herzog's artwork "It's All About Electricity" is to be displayed on the west courthouse lawn. Mr. Stephenson's artwork "Emergence II" will also be displayed on the west courthouse lawn. Commissioner Kleinhenz made a motion to enter into the Sculpture Biennial Property Use Agreements with Richard Herzog and Eric Stephenson, individually. Commissioner Flohr seconded the motion which passed unanimously.

Mike Lykins, audience member, wanted to thank the County Highway Department for chip and sealing 600S and for taking care of the large sycamore tree before the chip and seal.

Lastly, Kris Medic, Purdue Extension Educator, gave a status update on the development of the Bartholomew County CAFO Regulation Study Committee including its scope, the membership selection process, and proposed meetings/topics with the presentation inserted here:



## Bartholomew County CAFO Regulation Study Committee

### Membership and Process Outline

#### Study Committee – Purpose Statement & Scope of Work:

The Bartholomew County CAFO Regulation Study Committee shall be charged with reviewing, evaluating, and making recommendations for possible revisions to the standards within the Bartholomew County Zoning Ordinance.

The committee will consider these standards in the context of past, current and possible future livestock practices, IDEM regulations, scientific guidance, examples from other communities, natural resource protection, infrastructure considerations, off-site impacts, and public comment. The committee will identify policies for regulating future location of CAFOs that are most appropriate for Bartholomew County. The committee will make recommendations to the Bartholomew County Plan Commission and the Bartholomew County Commissioners.

The committee will focus exclusively on identifying the regulations that are most appropriate for future CAFO/CFO location. The committee's scope of work does not include the review of any specific past, present, or future CAFO application, nor will the committee's scope cover issues not addressed by zoning regulation, such as animal welfare or manure application to cropland.

#### Study Committee – Membership:

- a member of the Bartholomew County Board of Commissioners
- 3 members of the Bartholomew County Plan Commission
- a representative of the Bartholomew County Health Department
- a representative of the Bartholomew County Soil and Water Conservation District
- a representative of the Bartholomew County Surveyor's Office / County Drainage Board
- a representative of Bartholomew County Farm Bureau
- 5 to 7 members of the public who, taken together, offer the following points-of-view / experience:
  - a. Property owners with existing homes and/or businesses near a CAFO.
  - b. An operator of an existing CAFO.
  - c. Members of the general public who are interested in the topic but who do not have homes and/or businesses near a CAFO.

- d. Individuals with a working knowledge of agricultural operations.
- e. Individuals with a working knowledge of natural resource protection.

#### **Study Committee - Notes:**

- Staff support will be provided by the County Commissioners and Purdue Extension Bartholomew County.
- Committee Chair will be Purdue Extension Bartholomew County Agriculture/Natural Resources Educator Kris Medic; Secretary shall be determined.
- All meetings will be open to the public.
- All meetings will be held at locations with adequate space and facilities to accommodate the committee members as well as a public audience. Adequate accommodations include ample seating, proven sound equipment, and easily viewed audio-visual elements.
- All meetings will reserve time for public comment and questions in writing relative to the subject matter on the day's agenda. The Chair will seek to avoid duplication, redundancy, and lines of discussion that are not productive or relevant.
- Minutes will be kept of all meetings, and distributed as appropriate.
- The Board of Commissioners will maintain an awareness of the current local elections and candidates, seeking to avoid including persons on the study committee that could be perceived as acting in their own self-interest or for the political gain or loss of any particular candidate.

#### **Study Committee – Public Member Criteria:**

1. **Consistency** Members should demonstrate an ability and willingness to participate for the entire duration of the project (about 9 months beginning in August 2014).
2. **Active Participation** Members should be willing and able to attend and participate in meetings lasting up to 2 hours, 1 to 2 evenings per month, for approximately 9 months. Participation means actively listening to technical presentations and public comments, formulating and asking thoughtful questions, reviewing reading material before each meeting, respectfully expressing their own thoughts and opinions, and respecting the opinions of others.
3. **Open-mindedness** Members should be willing to set aside existing perceptions and opinions and thoughtfully consider the information provided to the committee.
4. **Consensus-Building** Members should be willing to work toward consensus on outcomes that have the potential to serve the best interests of Bartholomew County as a whole, but that might not satisfy all of their own individual preferences.
5. **Geographic Representation** Members should be representative of a cross-section of Bartholomew County, including urban and rural areas.
6. **Point-of-View** The membership of the study committee should provide a diverse, yet balanced point-of-view. It is recognized that some committee members may fill multiple roles.

**Process Outline – Committee Meetings / Public Input Events:**

<p><b>Meeting 1: Study Committee Organization/Overview of Existing County Regulations</b></p> <p>Tasks: Introduction of Committee Members to Each Other Discussion of Committee Role and Purpose Discussion of Committee Procedures Review of Existing County Regulations &amp; Processes Overview of Likely Options and Alternatives</p> <p>Presenting: Jeff Bergman, Director of Columbus/Bartholomew Planning Department</p>
<p><b>Meeting 2: How We Got Here: Historical and Current Livestock Methods, &amp; Possible Future Developments</b></p> <p>Tasks: Understand the current state of practice in context with historical methods.</p> <p>Presenting: Matt John, Agriculture Program Chair, Ivy Tech Community College</p>
<p><b>Meeting #3: The State of CAFO Regulation</b></p> <p>Tasks: Understand the state-level regulatory environment in which CAFOs are developed, operated, and regulated at the local level.</p> <p>Presenting: IDEM representative, others to be determined.</p>
<p><b>Meeting #4: Field Trip</b></p> <p>Tasks: Visit an operating CAFO. Get a sense of the neighborhood issues and what it's like inside. Review the operation with the operator; ask questions.</p> <p>The committee will be hosted by a nearby CAFO operation.</p>
<p><b>Meeting #5: CAFOs and Groundwater</b></p> <p>Tasks: Understand how groundwater extraction by CAFOs can affect supply. Understand the potential impact of CAFO operations on groundwater quality.</p> <p>Presenting: Keith Reeves, Director, Columbus City Utilities IDNR representative to be determined.</p>
<p><b>Meeting #6: CAFOs and Surface Water</b></p> <p>Tasks: Understand the potential impact of a CAFO operation on surface water quality. Consider the potential impacts of a CAFO in the event of a flood.</p> <p>Presenting: Jane Frankenberger, Purdue University Department of Agricultural and Biological Engineering Others to be determined.</p>

<b>Meeting #7: CAFOs and the Neighbors</b>	
Tasks:	Understand potential downstream, downwind, and visual impacts of a CAFO, including – but not limited to - emissions, unabsorbed antibiotics, noise, pathogens, odor, carcass disposal, and effect on property values.
Presenting:	Paul Ebner, Purdue University Department of Animal Science Others to be determined.
<b>Meeting #8: CAFOs and Infrastructure</b>	
Tasks:	Understand the impact of a CAFO on local roads; traffic issues. Understand local issues related to energy distribution and use for CAFOs. Understand potential spill issues, including cost and public safety, when manure is transported.
Presenting:	Danny Hollander, Bartholomew County Engineer Local Emergency Services representative Others to be determined.
<b>Meeting #9: Discussion of Zoning Best Practices Regarding CAFOs</b>	
Tasks:	Review examples of zoning regulation in other communities. Review case studies from other communities.
Presenting:	To be determined. Jeff Bergman as resource.
<b>Meeting #10: Discussion of Options and Recommendations</b>	
Tasks:	Review Input from Prior Committee Meetings Review Public Comments and Input Detail Regulatory Options Creation of Draft Committee Recommendations
Resource:	Jeff Bergman, Director of Columbus/Bartholomew Planning Department
<b>Meeting #11: Draft Committee Recommendations, continued</b>	
Tasks:	Creation of Final Committee Recommendations
Resource:	Jeff Bergman, Director of Columbus/Bartholomew Planning Department

**Public Open House / Comment Session** – Public Comment on Draft Recommendations  
(including maps showing properties affected by any proposed regulatory changes)

**Plan Commission Meeting**  
Present Final Committee Recommendations

Individuals seeking to serve on the committee are asked to submit a one-page letter of application no later than August 1, 2014 describing their interest, qualifications, and point of view to Extension Educator Kris Medic, Purdue Extension, 1971 State Street, Columbus IN, 47201, by phone at 812-379-1665, or via email at [krismedic@purdue.edu](mailto:krismedic@purdue.edu). Additional information will be posted on the county's website, [www.bartholomew.in.gov](http://www.bartholomew.in.gov) under Purdue Extension. Purdue Extension Committee member selections will be announced at the August 11, 2014 County Commissioners Meeting.

County offices will be closed on Friday, July 4, 2014 in observance of Independence Day.

There being no other business the meeting was adjourned by Commissioner Flohr at 10:50 a.m. The next Commissioners' Meeting will be held on Monday, July 7, 2014 at 10:00 a.m. in the Commissioners' Chambers.

BARTHOLOMEW COUNTY  
COMMISSIONERS

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CARL H. LIENHOOP, CHAIRMAN

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LARRY S. KLEINHENZ, MEMBER

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RICHARD A. FLOHR, MEMBER

ATTEST:

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BARBARA J. HACKMAN