

BE IT REMEMBERED THE BOARD OF COUNTY COMMISSIONERS met in the Henry County Courthouse Circuit Courtroom, on Wednesday, April 26, 2017, at 6:00 P.M., with the following members present: Butch Baker, Kim Cronk, Ed Yanos, Patricia A. French, Auditor, and Joel Harvey County Attorney.

The meeting was opened with the Pledge to the Flag, followed with silent prayer.

A motion was made by Mr. Cronk and seconded by Mr. Yanos to approve the minutes as presented. Motion carried 3-0.

A motion was made by Mr. Yanos and seconded by Mr. Cronk to approve the payroll as presented. Motion carried 3-0.

A motion was made by Mr. Cronk and seconded by Mr. Yanos to approve the claims as presented. Motion carried 3-0.

A motion was made by Mr. Yanos and seconded by Mr. Cronk to accept the reports as presented: First Merchants Statement for 1<sup>st</sup> Quarter for Henry County Food and Beverage Tax Revenue Bonds for 2012 and 2015, Henry County/Blountsville/Stoney Creek Volunteer Fire Station Project, Henry County Treasurer's Monthly Report for March, Letter dated April 13, 2017 by Commissioners and sent to the Henry County Planning Commission to review in its entirety, the Henry County Wind Energy Conversion System Ordinance.

Mr. Baker made the attached announcement:

"During the last several meetings, members of the crowd have yelled out comments without being recognized by the Board or yelled to the Board in an effort to be recognized. These types of actions have caused various distractions, allowing for topics to be taken into another direction, causing the meetings to become disorganized and unnecessarily contentious.

The meetings of this Board are open to the public. It is not a town hall forum. The Board will call on those persons necessary to conduct its business, **but will not invite or entertain comment from members of the public that are not on the Itinerary.** If the law requires a public hearing on an issue, the Board will conduct a hearing on that issue and allow a reasonable period of time for comment related to the issue that is the subject of the hearing. **The majority of our meetings do not have issues that require public hearing.**

At the conclusion of the Board's business and prior to Adjournment the Commissioners will ask for public input at which time we would ask that you state your name and topic that you wish to address. The Public Comments time not to exceed fifteen minutes.

If you have a question for the Board, you may speak with one of the members after the meeting or preferably, schedule a time to meet with one of us in our office. We also read the e-mails and letters that you send.

**If you have difficulty hearing, please move to the front of the room. "**

A motion was made by Mr. Cronk and seconded by Mr. Yanos to approve the Interlocal Cooperation Agreement between Henry County and City of New Castle regarding Pictometry. The City will be paying in 3 annual payments. Motion carried 3-0.

A motion was made by Mr. Yanos and seconded by Mr. Cronk to approve the zoning change for Case B: 2209 Proposal #436 Hart Sons Realty, also known as Walnut Ridge. This request is to rezone approximately 11.19 acres from Local Business to Highway Business for the purpose of conducting Recreational Vehicle Sales and Service. Motion carried 3-0.

A motion was made by Mr. Yanos and seconded by Mr. Cronk to approve the zoning change for Case B: 2213 Proposal #437 American Healthcare, also known as Bethany Cares. This request is to rezone from General Business to Residential 3 for the purpose of constructing a 130,000 sq. ft., 90 unit senior living facility. Motion carried 3-0.

A motion was made by Mr. Cronk and seconded by Mr. Yanos to approve the Food and Beverage request for Memorial Park in the amount of \$35,000.00 for the final invoice for all work completed by Steelcore Construction. Motion carried 3-0.

A motion was made by Mr. Yanos and seconded by Mr. Cronk to approve the Food and Beverage request for GW Pierce Parkway in the amount of \$88,100.00 made payable to Pritchett's Backhoe Service, LLC for Buck Creek drainage work that is complete. Motion carried 3-0.

A motion was made by Mr. Cronk and seconded by Mr. Yanos to approve the Food and Beverage request for Planning Commission in the amount of \$3,266.37 made payable to American Structure Point. Motion carried 3-0.

A motion was made by Mr. Cronk and seconded by Mr. Yanos to approve the affidavit for payment for the YMCA in the amount of \$100,000.00 made payable to Citizens State Bank. This request was approved during the March 22<sup>nd</sup> Council Meeting. Motion carried 3-0.

A motion was made by Mr. Cronk and seconded by Mr. Yanos to approve the affidavit for payment for Babe Ruth Girls Softball in the amount of \$3,800.00 made payable to Aaron Cole of Colstruction. This request was approved during the April 12<sup>th</sup> Commissioner Meeting. Motion carried 3-0.

A motion was made by Mr. Cronk and seconded by Mr. Yanos to approve the affidavit for payment for Henry County Memorial Park in the amount of \$1,504.00 made payable to Lynn Perdue Professional Home Services. This request was approved during the March 22<sup>nd</sup> Commissioner meeting. Motion carried 3-0.

A motion was made by Mr. Cronk and seconded by Mr. Yanos to approve the affidavit for payment for City of New Castle Park Board in the amount of \$37,500.00 made payable to Hunger Skateparks LLC. Motion carried 3-0.

A motion was made by Mr. Cronk and seconded by Mr. Yanos to approve the Henry County Junior Leaders 4-H Club to mulch around the courthouse. Motion carried 3-0.

A motion was made by Mr. Cronk and seconded by Mr. Yanos to sign a replacement contract with INDOT for Bridge 3, subject to legal review. Motion carried 3-0.

A motion was made by Mr. Cronk and seconded by Mr. Yanos to place a memorial bench for JoAnn King on the courthouse lawn. Motion carried 3-0.

A motion was made by Mr. Yanos and seconded by Mr. Cronk to approve Micronutrients Tax Increment Economic Development Commission Bonds subject to legal review. Motion carried 3-0.

A motion was made by Mr. Cronk and seconded by Mr. Yanos for Brooks Drive Extension Grant for \$200,000.00 from Industrial Development Grant Fund administered by the Indiana Economic Development Corporation, subject to approval from State Board of Accounts. Motion carried 3-0.

A motion was made by Mr. Yanos and seconded by Mr. Cronk to approve the resolution approving statement of benefits to real and personal property for an area previously designated as an economic revitalization area for Micronutrients. Motion carried 3-0.

## **BOARD OF COMMISSIONERS OF THE COUNTY OF HENRY, INDIANA**

### **RESOLUTION NO. 2017-04-26-08**

#### **RESOLUTION APPROVING STATEMENTS OF BENEFITS RELATING TO REAL AND PERSONAL PROPERTY FOR AN AREA PREVIOUSLY DESIGNATED AS AN ECONOMIC REVITALIZATION AREA AND ALSO WITHIN AN ALLOCATION AREA**

WHEREAS, Micronutrients USA LLC (the “Company”) is pursuing the construction of a new manufacturing facility in Henry County, Indiana (the “Project”); and

WHEREAS, the Company has requested the County Council of Henry County, Indiana (the “Council”) approve a ten-year real property tax deduction period and a ten-year personal property tax deduction schedule for the Project; and

WHEREAS, the site of the Project previously has been designated an economic revitalization area (an “ERA”) for purposes of permitting such deductions; and

WHEREAS, the ERA is located in an allocation area (as defined in IC 36-7-14-39) previously approved by the Board of Commissioners of Henry County (this “Board”); and

WHEREAS, the Company has advised the Council that the Project will involve significant investment in real property redevelopment or rehabilitation and new manufacturing equipment on the Real Property; and

WHEREAS, IPC submitted to the Council a form SB-1/Real Property Statement of Benefits and a form SB-1/PP Statement of Benefits in connection with the Project, and provided all information and documentation necessary for the Council to make an informed decision (collectively, the “Statements”); and

WHEREAS, Indiana Code § 6-1.1-12.1-2(k) requires that a statement of benefits for a property tax deduction for a proposed redevelopment in an ERA that is located in an allocation area must be approved by the legislative body (this Board) that approved the designation of the allocation area.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF HENRY, INDIANA THAT:

Section 1. The Board has considered the evidence presented and now finds and determines that it will be of public utility and benefit to approve the Statements. The Board hereby approves, ratifies, and confirms the Statements.

Section 2. This Resolution shall take effect immediately upon adoption by the Board

A motion was made by Mr. Cronk and seconded by Mr. Yanos to accept the recommendation from Pritchett's Backhoe Service to rectify the drainage problem at the Memorial Park near the Saddle Club in the amount of \$4,857.00. Motion carried 2-0, with Mr. Baker abstaining.

A motion was made by Mr. Cronk and seconded by Mr. Yanos to approve the contract between VTF Excavating and the County for Brooks Drive Extension, which had been reviewed by legal counsel. Motion carried 3-0.

A motion was made by Mr. Cronk and seconded by Mr. Yanos to accept the Congressional School Principal fund to be sent to the state in the amount of \$21,969.48, subject to legal review. Motion carried 3-0.

There was public input from the following people: Gary Rodgers, Susan Huhn, and Judy Walker.

A motion was made by Mr. Yanos and seconded by Mr. Cronk to adjourn the meeting. Motion carried 3-0.

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Butch Baker, President

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Kim Cronk, Vice President

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Ed Yanos

Attested by: \_\_\_\_\_  
Patricia A. French, Auditor