

BE IT REMEMBERED THE HENRY COUNTY COUNCIL OF HENRY COUNTY, INDIANA, met at the Henry County Courthouse Circuit Courtroom, in the City of New Castle, Indiana on May 27, 2021 at 6:00 p.m. with the following members present: Betsy Mills, Chad Malicoat, Clay Morgan, Harold Gray, Harold Griffin, Peggy Stefandel, Susan Huhn, Debra Walker, Henry County Auditor, and Attorney Joel Harvey.

The meeting was opened with Prayer by Clay Morgan and the Pledge let by Betsy Mills.

A motion was made by Harold Griffin and seconded by Clay Morgan to approve the April 9, 2021 and April 22, 2021 minutes. Motion carried unanimously.

Corey Murphy gave an update on EDC Projects going on at this time.

A motion was made by Chad Malicoat and seconded by Betsy Mills to schedule a Special Meeting June 14, 2021 at 2:00 p.m. to hold a Public Hearing for a tax abatement request from TS Tech. Motion carried unanimously.

Chad Malicoat gave an update on the RDC.

A motion was made by Kenon Gray and seconded by Betsy Mills to approve Resolution 2021-05-27-04, A Resolution Adopting a Policy for Participating in Meetings by Electric Means. Motion carried unanimously.

**RESOLUTION NO. 2021-05-27-04**

**A RESOLUTION ADOPTING A POLICY FOR PARTICIPATING  
IN MEETINGS BY ELECTRONIC MEANS**

WHEREAS, the Indiana General Assembly has modified Indiana Code §5-14-1.5-3.5 to permit members of a governing body of a public agency of a political subdivision to attend meetings by electronic means of communication, provided that the governing body adopts rules for the participation of members in a meeting by electronic means of communication; and,

WHEREAS, the Henry County Council (“Council”) wishes to adopt a policy regarding the participation of its members in meetings by electronic means of communication.

NOW THEREFORE BE IT RESOLVED:

1. A member of the Council may participate in a meeting by electronic means of communication, subject to the following:
  - A. The electronic means of communication must allow:
    - i. All participating members of the Council to simultaneously communicate with each other;
    - ii. The public to simultaneously observe the member attending by electronic means; and,
    - iii. The member participating by electronic means to be seen and heard by other members of the Council and the public.
  - B. No more than three (3) members may attend any meeting by electronic means of communication.
  - C. All votes taking during any meeting in which a member attends by electronic means of communication shall be taken by roll call.

D. Except in the case of a meeting to deal with an emergency as permitted under Indiana Code §5-14-1.5-5(d), a member who plans to attend a meeting by electronic means of communication shall notify the Council president no later than forty-eight (48) hours prior to the start of any meeting.

E. A member may not participate in a meeting if the Council is attempting to take final action to:

- i. Adopt a budget;
- ii. Make a reduction in personnel;
- iii. Initiate a referendum;
- iv. Establish or increase a fee; or
- v. Establish, raise or renew a tax.

F. A member may not attend more than fifty percent (50%) of the Council's meetings in a calendar year by means of electronic communication and may not attend more than two (2) consecutive meetings by means of electronic communication, unless the member needs to attend by means of electronic communication due to:

- i. Military service;
- ii. Illness or other medical condition;
- iii. Death of a relative; or,
- iv. An emergency involving actual or threatened injury to persons or property.

2. Minutes of a meeting held by electronic means shall be prepared and contain the information required by Indiana Code §5-14-1.5-3.5(e).

**REPEALER:** All resolutions or parts of resolutions in conflict herewith are hereby repealed.

**SEVERABILITY:** Any provision herein contained which is found by a court of competent jurisdiction to be unlawful or which by operation shall be inapplicable, shall be deemed omitted but the rest and remainder of this resolution, to the extent feasible, shall remain in full force and effect.

**EFFECTIVE DATE:** This resolution shall become effective upon adoption by the Henry County Council and shall remain in effect until modified by the Henry County Council or otherwise rendered ineffective by legislative enactment of the Indiana General Assembly.

ALL OF WHICH IS RESOLVED this 27th day of May, 2021.

HENRY COUNTY COUNCIL

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ATTEST:

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Debra G. Walker, Henry County Auditor

Kenon Gray gave an update on JCAP, ARP, Health Department and Insurance.

A motion was made by Clay Morgan and seconded by Harold Griffin to approve the following transfer for Memorial Park:

    \$4,195.88 from General Labor to Secretary

    \$100.00 from Janitor Supplies to Feed

Motion carried unanimously.

A motion was made by Kenon Gray and seconded by Clay Morgan to approve the Additional Appropriation for Local Road & Street, Equipment for \$200,000.00. Motion carried unanimously.

A motion was made by Clay Morgan and seconded by Chad Malicoat to approve the Additional Appropriation for E911 Fund, Maintenance for \$33,000.000. Motion carried unanimously.

A made by Harold Griffin and seconded by Chad Malicoat to approve the tax abatements for Boars Head. Motion carried unanimously.

    Boars Head Personal Property Compliance Statement

    Boars Head CF-1 & Personal Property Tax filing

    Boars Head CF-1 Compliance with Statement of Benefits – Personal Property

    Boars Head Provisions Co., CF-1 Real Estate and CF-1 Personal Property

    Frank Brunckhorst Co., LLC CF-1 Personal Property, compliance with Statement of

    Benefits Personal Property

Frank Brunckhorst Co., LLC CF-1 and Personal Property Tax Filings.

A motion was made by Chad Malicoat and seconded by Betsy Mills to approve the TS Tech CF-1 Personal Property forms. Motion carried unanimously.

A motion was made by Chad Malicoat and seconded by Kenon Gray to approve Crazy Horse Hops, LC CF-1 Real Estate and Personal Property. Motion carried unanimously.

A motion was made by Kenon Gray and seconded by Betsy Mills to appoint Tammy Matney as the Republican representative for the Food & Beverage Advisory Committee. Motion carried unanimously.

Two candidates filed for the Democrat appointment on the Food and Beverage Advisory Committee: Don Davis and Darrin Jacobs.

A motion was made by Clay Morgan and seconded by Betsy Mills to appoint Darrin Jacobs as the Democrat Appointment. Clay Morgan Rescinded his motion.

A vote was taken by roll call for the Democrat representative on the Food & Beverage Advisory Board:

Clay Morgan	Darrin Jacobs
Peggy Stefandel	Don Davis
Harold Griffin	Don Davis
Susan Huhn	Don Davis
Betsy Mills	Darrin Jacobs
Kenon Gray	Don Davis
Chad Malicoat	Don Davis

By a vote of 5 to 2 Don Davis will be the Democrat Representative for the Food & Beverage Advisory Board.

Chad Malicoat suggested to utilize \$1.2 M of the Food & Beverage for the Advisory Board for projects. Clay Morgan made the suggestion to hold the money for a few years and let it build so they can fund more projects. Corey Murphy suggested having a work session so that they can work out a plan before they start taking applications.

Chad Malicoat made a motion and seconded by Betsy Mills to appoint Corey Murphy to organize the Food & Beverage Committee to set up work sessions. Motion carried unanimously.

A motion was made by Kenon Gray and seconded by Kenon Gray to adjourn. Motion carried unanimously.

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Susan Huhn, President

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Harold Griffin

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Kenon Gray

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Chad Malicoat

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Peggy Stefandel

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Clay Morgan

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Betsy Mills

ATTESTED:

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Debra G. Walker, Henry County Auditor