

THE SHELBY COUNTY COMMISSIONERS MET ON MONDAY OCTOBER 19, 2020, AT 8:00 A.M. PRESENT WERE COMMISSIONERS NIGH, PARKER, ROSS, COUNTY ATTORNEY AND COUNTY AUDITOR

**MINUTES:**

MOTION TO TABLE THE MINUTES FROM OCTOBER 13, 2020 WAS MADE BY ROSS, SECONDED BY PARKER, APPROVED 3-0

**BID OPENING / MAGISTRATE COURT:**

THE COMMISSIONERS RECEIVED TWO BIDS FOR THE MAGISTRATE:

SUPERIOR CONTRACTORS: \$96,500.00

RUNNEBOHM CONSTRUCTION: \$128,590.00 PLUS \$2,030.00 SPRINKLERS

AFTER REVIEW FROM SPACE & SITES THE MOTION TO APPROVE SUPERIOR CONTRACTORS WITH A BID OF \$96,500.00 WAS MADE BY PARKER, SECONDED BY ROSS, APPROVED 3-0

**REDEVELOPMENT COMMISSION APPOINTMENTS:**

THE COMMISSIONERS NEEDED TO APPOINT 3 VOTING MEMBERS AND 1 NON-VOTING MEMBER TO THE REDEVELOPMENT COMMISSION: MOTION TO APPROVE TIM BARRICK, CHRIS GOUL & PAUL NOLTING AS VOTING MEMBERS AND CHRIS HOKE AS A NON VOTING MEMBER WAS MADE BY ROSS, SECONDED BY PARKER, APPROVED 3-0

**2021 HOLIDAY SCHEDULE:**

MOTION TO APPROVE THE 2021 HOLIDAY SCHEDULE WAS MADE BY ROSS, SECONDED BY PARKER, APPROVED 3-0

**SOLAR PLANT SPEAKERS:**

**MEGAN RUSH:**

MEGAN ADVISED SHE WAS BORN AND RAISED IN SHELBY COUNTY AND IS CURRENTLY STILL A RESIDENT OF HENDRICKS TOWNSHIP. SHE GRADUATED FROM PURDUE UNIVERSITY WITH A DEGREE IN BUILDING CONSTRUCTION MANAGEMENT. I HAVE BEEN MANAGING CAPITAL AND MAINTENANCE CONSTRUCTION PROJECTS IN POWER PLANTS ALL OVER CENTRAL INDIANA. DURING THIS TIME, I LEARNED A LOT ABOUT POWER PLANTS AND HOW THEY WORK. TODAY I WOULD LIKE TO GO OVER SOME FIGURES AND COMPARE RECENTLY EAGLE VALLEY COMBINED CYCLE GAS TURBINE STATION IN MARTINSVILLE, IN AND THE RECENTLY APPROVED INDUSTRIAL SOLAR PLANT IN MORRISTOWN, IN. AT THIS TIME MEGAN WENT OVER HER HANDOUT SHE PRESENTED TO THE COMMISSIONERS:

	IPL TURBINE	SOLAR PLAN
CAPACITY (MW)	671 MW	199 MW
# OF HOMES SERVICED	370,000 HOMES	35,000 HOMES
ACRES OF LAND USED	50 ACRES	1,800 ACRES

MW/ACRE	13.4 MW/ACRE	0.11MW/ACRE
HOMES SERVICED/ACRE	7,400 HOMES/ACRE	19.4 HOMES/ACRE
COST TO CONSTRUCT	\$600M	\$175-\$200M
COST TO CONSTRUCT/MW	\$894K/MW	879K/MW-\$1M/MW
CONSTRUCTION JOBS CREATED	1,000 (MAJORITY LOCAL)	400 (NOT ALL LOCAL)
PERMANENT LOCAL JOBS	33	4?
POWER CONVERSION EFFICIENCY	60%	23%
EFFICIENT POWER GENERATION IN ACRES	30 ACRES	414 ACRES

MEGAN ADVISED IF OUR COUNTY WANTS TO BECOME A PLAYER IN THE POWER GENERATION INDUSTRY THEN LET'S DO IT IN AN EFFICIENT WAY, LETS BUILD A POWER PLANT. IT WILL USE LESS LAND, GENERATE MORE POWER, CREATE MORE JOBS AND MAKE A MUCH BIGGER IMPACT ON CLEANER ENERGY THAT HAVE BEEN CREATED TO PUSH TO CLOSE COAL POWER PLANTS THAT CURRENTLY MAKE UP OVER 50% OF THE POWER YOU AND I USE TODAY.

**ERIN SLEVIN:**

ERIN ADVISED SHE WAS RAISED ON A FARM IN SHELBY COUNTY AND EVEN THOU SHE CURRENTLY LIVES JUST ACROSS THE COUNTY LINE HER HUSBAND WORKS IN SHELBY COUNTY EVERY THIRD DAY FOR THE FIRE DEPARTMENT. ERIN ADVISED SHE ISN'T AGAINST SOLAR BUT IS AGAINST USING PRIME FARMLAND FOR SOLAR. THE ENVIRONMENTAL DATA ALONE THAT HAS BEEN PRESENTED SHOULD BE ENOUGH TO WANT TO TAKE A DEEPER LOOK INTO THIS. I ALSO UNDERSTAND THE ARGUMENT FOR PROPERTY OWNERS RIGHTS AS WELL. IN MY OPINION GIVEN THE RESEARCH YOU HAVE ALREADY RECEIVED THIS IS AN INSTANCE WHERE THE DUTY TO PROTECT PUBLIC HEALTH OVERRIDES PROPERTY OWNERS RIGHTS. CERTAIN ASPECTS OF THIS REMIND ME OF THE SMOKING NON-SMOKING DEBATES FROM YEARS AGO. REMEMBER WHEN SOMEONE COULD SMOKE ON AN AIRPLANE, MALLS OR THE BOOTH RIGHT BESIDE YOU IN A RESTAURANT. SEEMS KIND OF ABSURD NOW, WE KNOW BETTER AND ARE SUPPOSED TO DO BETTER. THROUGHOUT MY WORK IN PUBLIC HEALTH CAREER I HAVE WORKED BESIDE PEOPLE IN ECONOMIC DEVELOPMENT AND PLANNING, THEY HAVE A DESIRE TO CREATE A THRIVING COMMUNITY FOR PEOPLE TO WORK, LIVE AND PLAY. TO ME THIS MEANS CLEAN AIR, CLEAN WATER ACCESS TO HEALTHY FOODS, SPACES TO BE ACTIVE AND GOOD JOBS.

WHEN I THINK ABOUT PLACES WE LIKE TO VISIT FOR VACATION OR EVEN YOU LIKE TO VISIT FOR VACATIONS, INDUSTRIAL SOLAR PLANTS JUST DON'T FIT IN THE PLAN. IN MARCH OF THIS YEAR, THE AMERICAN PLANNING ASSOCIATION STATED THAT GROUND MOUNTED SOLAR CAN MAKE PRODUCTIVE USE OF LANDFILLS, BROWN FIELDS, AIRPORT LAND, VACATE LOTS, HIGHWAY RIGHTS OF WAY, OR OTHER UNDERUTILIZED LAND WHICH CAN BOOST THE LOCAL ECONOMY AND INCREASE LOCAL TAX REVENUES WHY REDIRECTING SOLAR DEVELOPMENT AWAY FROM FARMLAND AND FOREST LAND. THEY ALSO SITE AN EXAMPLE FROM A COUNTY IN MINNESOTA THAT CREATED A NEW WORK

GROUP THAT SITED THEIR GUIDELINES FOR THEIR ORDINANCE STANDARDS FOR SOLAR. THEY INCLUDED ELECTED OFFICIALS, PLANNERS, LANDOWNERS, EVEN SOLAR REPS, FARMERS AND ALL OTHERS TO WORK TOGETHER. THERE WERE SEVERAL STEPS THEY OUTLINED IN THE ARTICLE FOR COMMUNITIES TITLES ARE YOU SOLAR READY. AFTER READING THAT ITS CLEAR TO ME THAT SHELBY COUNTY IS FAR FROM BEING SOLAR READY. I JUST URGE YOU TO SLOW DOWN AND DO WHAT IS RIGHT FOR THOSE YOU ELECTED TO SERVE.

**MARTIN ZINSER:**

FIRST OF ALL, I HOPE I GIVE YOU A DIFFERENT PERSPECTIVE OF THIS MORATORIUM REQUEST. BEING AN EMPLOYEE OF THE COUNTY AND HIRED BY YOU, IT CONCERNED ME WHEN I WAS ASKED TO SPEAK TO YOU TODAY. I HAVE NOT DISCUSSED THIS TOPIC VERY MUCH WITH ANYBODY EXCEPT FAMILY. I'M JUST AN AVERAGE CITIZEN THAT HAS BEEN TO A COUPLE OF THE MEETINGS LISTENING TO BOTH SIDES OF THE DEBATE. I FELT THIS WAS IMPORTANT. MY MAIN TOPIC IS THAT ALL ELECTED OFFICIALS IN ALL ASPECTS OF GOVERNMENT NEED TO DO A BETTER JOB OF LISTENING. YOU WILL HEAR THIS WORD A FEW TIMES TODAY. OVER THE 43 YEARS THAT I HAVE BEEN IN BUSINESS IN THIS COUNTY I HAVE HEARD MANY PEOPLE SAY THE REASON WHY THEY DON'T ATTEND CITY AND COUNTY MEETINGS IS BECAUSE THEY HAVE THEIR OWN AGENDA AND THEIR MINDS ARE ALREADY MADE UP. I HAVE SEEN THIS FIRSTHAND ON AN ISSUE THAT I HAVE HAD WITH A NUISANCE PROPERTY, THAT IS IN VIOLATION OF SEVERAL ORDINANCES NEXT TO MY BUSINESS HERE IN TOWN. I HAVE FOUGHT THIS PERSONALLY AT ONE TIME WITH ALL OF THE ADJOINING PROPERTY OWNERS, AND IT WAS LIKE TALKING TO DEAF EARS BECAUSE THEY WERE NOT LISTENING, THERE ARE SIMILAR CASES WITH COUNTY GOVERNMENT, JUST LIKE THE SOLAR PROJECT IN MORRISTOWN. SOLAR ENERGY WHAT A GREAT IDEA TO HARVEST ENERGY FROM THE SUN THAT COMES UP EVERYDAY. AND I BELIEVE EVERYONE IN THIS ROOM AGREES WITH THIS. THIS SPRING I EVEN CREATED MY OWN SOLAR HEATER FOR MY POOL. WITH EVERY GREAT IDEA, THERE COMES RESTRICTIONS WITH RULES AND GUIDELINES TO CONTROL WHAT YOU USE. I HAVE LISTENED TO MANY PEOPLE THAT HAVE COME BEFORE YOU AND HAVE STATED MANY TIMES THEY DON'T HAVE A PROBLEM WITH SOLAR ENERGY. I HAVE BEEN IMPRESSED WITH THE NUMBER OF CONCERNED CITIZENS AND ESPECIALLY WITH THE TWO GENTLEMEN LAST WEEK THAT SPOKE OF ABOUT THE PROS AND CONS OF THIS DEVELOPMENT. WHEN I SEE THIS MANY PEOPLE THAT ARE OPPOSED TO THE SIZE OF THIS PROJECT AND THE AMOUNT OF RESEARCH THAT HAS BEEN DONE AND THEN ONLY ASKING FOR A TEMPORARY HOLT TO CONSIDER SOME RESTRICTIONS AND THEY GET NO RESPONSE, THEN I JUST SEE THIS AS ANOTHER CASE OF ELECTED OFFICIALS NOT LISTENING. LAST WEEK ONE OF THE GENTLEMEN STATED THAT THEY LOOK AT SEVERAL ISSUES AND ONE WAS NOT USING PRIME FARMLAND. HOWEVER, I QUESTION THEN WHY ARE THEY ONLY TRYING TO SIGN THIS TYPE OF LAND. THE MAIN THING THAT I HAVE GOTTEN OUT OF THIS WHOLE THING IS THAT THE SOLAR ORDINANCE NEEDS TO BE IMPROVED SO THIS ENERGY SOURCE CAN BE ACCEPTED BY EVERYONE. YOU HAVE TO ADMIT THERE HAS ONLY BEEN TWO PEOPLE SPEAK FOR THIS PROJECT AND THEY HAVE EVEN SAID THIS NEEDS TO BE DONE IN A RESPONSIBLE WAY. MY QUESTION AGAIN IS THAT YOU ARE ONLY LISTENING TO THEM AND NOT THE CONCERNED CITIZENS OF SHELBY COUNTY. A LITTLE GIVE AND TAKE HAS NEVER HURT ANYONE. LOTS OF TIME WHEN I SIT AND LISTEN TO OTHER PEOPLE DISCUSSING SOMETHING, THAT I HAD A DIFFERENT OPINION ABOUT AND I REALIZE THAT I WAS WRONG I CHANGE MY MIND. MAYBE BY GIVING THIS LISTENING IDEA SOME CONSIDERATION YOU COULD GIVE A LITTLE TIME

TO REWORK THIS ORDINANCE SO IT IS GOOD FOR EVERYONE. ISN'T THIS THE GOAL OF EVERY ELECTED OFFICIAL? IM SURE BY NOW YOU ARE TIRED OF THESE MEETING LASTING SO LONG AND WOULD LOVE TO GET BACK TO THE AVERAGE OF 15-20 MINUTES. SO, WITH A LITTLE GIVE AND TAKE EVERYONE IN THIS WORLD WOULD GET ALONG BETTER. SO JUST LIKE YOU DID WHEN WANTING TO BECOME A COMMISSIONER, PLEASE LISTEN TO THE PEOPLE.

**KYLE BARLOW:**

I BEEN TRYING TO FIND SOMETHING TO DISCUSS WITH YOU, SOMETHING WE WOULD ALL HAVE IN COMMON. THE FOUR OF US SITTING HERE YOU AND ME, ONE TOPIC I DISCOVERED IS SOIL. TO THE BEST OF MY KNOWLEDGE THE THREE OF YOU AND MYSELF HAVE ALL MADE OUR LIVINGS FROM SOME ASPECT BY THE GRACE OF SOIL. WHETHER IT BE FARMING, OWNING PROPERTY OR UTILIZING SOIL FOR WASTE DISPOSAL. THE USDA STATE THAT THERE ARE MORE SOIL MICRO ORGANISMS IN A TEASPOON OF HEALTHY SOIL THEN THERE ARE PEOPLE ON EARTH. ARE AWARE THAT SPOWER OR ANY OTHER SOLAR COMPANY OUT THEIR EMPLOYEES AN AGRONOMIST OR A SOIL SCIENTIST. THAT WAS SHARED BY GALERIA OUTSIDE LAST WEEK. THEY DO NOT HAVE AN AGRONOMIST ON STAFF TO SEE WHAT THIS WILL DO THE TO THE SOIL. DR. CHARLES KELLOGE SOIL SCIENTIST AND FORMER CHIEF OF USDA BUREAU OF CHEMISTRY SOIL SAID, ESSENTIALLY ALL LIFE DEPENDS UPON THE SOIL, THERE CAN BE NO LIFE WITHOUT SOIL AND NO SOIL WITHOUT LIFE. AND SPEAKING ABOUT SOIL WE ALL HAVE TO THINK ABOUT WHAT RESIDES BELOW THE SOIL. THE TILE THAT DRAINS THE SOIL THAT PREVENTS EROSION, FLOODING AND DAMAGE TO HOMES. MR. GALERIA STATED OUTSIDE THAT PILINGS WOULD BE DRILLED 4-6 FEET INTO THE SOIL, WHEN WE ASKED HIM ABOUT DAMAGE TO FIELD TILE WAS, HE WORKED TO ATTEMPT TO LOCATE TILE WITH MAPS. IN MY 20 YEARS OF USING SOIL FOR A LIVING, I HAVE SPENT MOST OF MY ADULT LIFE TRYING TO FIGURE OUT WHERE THOSE TILES ARE. GALERIA WILL BE LOOKING FOR TILES THAT ARE OVER 100 YEARS OLD, LET ME TELL YOU THEY ARE NOT ALL THERE. MANY OF THE CLAY TILES IN THE BENGAL AREA ARE OVER 100 YEARS OLD AND ARE CONTINUOUSLY REPAIRED AND UPGRADED TO IMPROVE DRAINAGE OF THE FIELDS AND SURROUNDING HOMES. SO, MY QUESTION IS, WHO DO WE SUE WHEN OUR DRAINAGE RUINS OUR LIVELY HOODS AND OUR HOMES? COMMISSIONERS, BZA, COUNTY PLANNING, SPOWER, THE LANDOWNERS, HOW DO WE GET RESTITUTION WHEN OUR TILE IS DAMAGED? IN REGARD TO LAWSUITS, I OFFER YOU A CAUTIONARY TALE FROM PULASKI COUNTY, IN THE LAST THREE WEEKS THERE HAVE BEEN TWO LAWSUITS FILED IN REFERENCE TO INDUSTRIAL SOLAR. SEVERAL PETITIONERS ARE SUING THE BZA, PULASKI COUNTY COMMISSIONERS ALONG WITH SOLAR COMPANIES. TWO OF THEIR THREE COMMISSIONERS STAND TO MAKE FINANCIAL GAIN FROM THE PROJECT. TWO OF THE FIVE BZA MEMBERS ALSO STAND TO MAKE FINANCIAL GAIN, IT WAS ALSO DISCOVERED THAT ONE OF THEIR BZA MEMBERS DOES NOT RESIDE IN THE COUNTY. THIS IS HOW WE HAVE FOUND THAT INDUSTRIAL SOLAR IS HAPPENING IN THE MIDWEST. IT IS ALSO MENTIONED THAT THIS PROJECT DOESN'T FOLLOW THEIR COMPREHENSIVE PLAN. FINDINGS AND FACTS HAVE ALSO BEEN FILED IN PULASKI COUNTY; WE HAVE REALLY LOUSY FINDINGS OF FACT AS STATED BY OUR PLANNING DIRECTOR MS. DESIREE CALDERELLA. BEING ELECTED OFFICIALS, MYSELF AND THIS GROUP OF CONCERNED CITIZENS HAVE SOUGHT YOUR ASSISTANCE IN PROTECTING SHELBY COUNTY RESIDENCE, THE NUMBER OF RESIDENCE IN FAVOR OF A SIX MONTHS SOLAR MORATORIUM HAS CONTINUED TO GROW. TWO OF YOU CONTINUE TO IGNORE ARE PLEAS FOR HELP. IT HAS ALSO BEEN STATED WE ARE REACTING TO A PANIC. RIGHT NOW, I HAVE DOCUMENTATION FROM FOUR

SOLAR COMPANIES IN THIS COUNTY IN THE LAST YEAR AND A HALF. SHOULD WE AS A COUNTY PANIC NOW, IF NOT NOW THEN WHEN. ACCORDING TO THE GUIDE TO THE INDIANA GOVERNMENT, WRITTEN BY THE ASSOCIATION OF INDIANA COUNTIES CHAPTER 3 PAGE 10, OATH OF OFFICE. ALL OFFICIALS ARE TO TAKE A PRESCRIBED OATH. HAVE YOU TAKEN THIS OATH? ON PAGE 12 OF THIS SAME GUIDE QUOTE "OFFICIAL MISCONDUCT AND CONFLICT OF INTEREST THE PHRASE PECUNIARY INTEREST HAS BECOME A PARTICULAR INTEREST OF OUR GROUP. THE MEANING OF PECUNIARY IS MONETARY, RELATING TO MONEY, FINANCIAL, CONSISTING OF MONEY OR THAT WHICH CAN BE VALUED IN MONEY. SO, WE GATHER IN THIS ROOM AGAIN, SEVERAL THOUSAND PEOPLE ARE FIRMLY OPPOSED TO THE POSSIBILITY OF THEIR LIVES BEING CHANGED AND A HANDFUL HAVING PECUNIARY INTEREST. THIS PROPOSED SOLAR FARM HAS CHANGED A LOT FOR MY FAMILY, PLEASE UNDERSTAND THAT I MOST IMPORTANTLY AM A FARMER, I UNDERSTAND THAT BEING A FARMER I HAVE TO PRODUCE WHAT IS NECESSARY WITHOUT INFRINGING ON THE ABILITY FOR FUTURE GENERATIONS TO DO THE SAME. THE FUTURE GENERATION OF MY FARM AND NAME SAKE OF MY DECEASED FATHER KIT (KD) BARLOW SITS RIGHT HERE. HE ACTUALLY JUST WON STATE MEET FOR DAIRY JUDGING JR. HIGH LEVEL A WEEK AGO FOR OUR LOCAL FFA ALONG WITH OUR FFA TEAM. HE IS THE FUTURE OF MY FARM SITTING RIGHT HERE. WHAT WILL HAPPEN TO THE SOIL THAT WE ARE LEAVING FOR FUTURE GENERATIONS? DO YOU KNOW? DOES ANYBODY KNOW. WHAT ARE LEAVING FOR OUR CHILDREN YOUR CHILDREN YOUR GRANDCHILDREN? PLEASE ENACT A SIX-MONTH MORATORIUM, SO THAT YOU CAN REST EASILY KNOWING THAT YOU DID ALL THAT YOU COULD DO TO PROTECT THE CITIZENS OF SHELBY COUNTY.

**SHERIFF:**

N/A

**HIGHWAY:**

REQUEST TO SET BID ACCEPTANCE FOR MATERIALS, MOTION TO APPROVE NOVEMBER 23, 2020 @ 8:00 A.M. TO ACCEPT BIDS WAS MADE BY NIGH, SECONDED BY PARKER, APPROVED 3-0

**CLAIMS:**

N/A

**TRANSFER/ADDITIONALS:**

N/A

**MISCELLANEOUS:**

N/A

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD. A MOTION TO ADJOURN WAS MADE BY ROSS SECONDED BY PARKER, APPROVED 3-0

**AYE:**

**NAYE:**

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**ATTEST:**

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**AMY L. GLACKMAN**

**SHELBY COUNTY AUDITOR**