

## **HOWARD COUNTY BOARD OF COMMISSIONERS SPECIAL SESSION AUGUST 14, 2014**

The Howard County Board of Commissioners met in Special Session on Thursday, August 14, 2014, at 7:00 p.m., in Hearing Room 338 of the Administration Center. Those in attendance included President Paul Wyman, Vice President Tyler Moore, and Member Brad Bray. Also present were County Attorney Larry Murrell and Auditor Martha Lake

The meeting was called to order by Captain Jerry Asher and conducted by President Wyman. Mr. Bray led in the Pledge of Allegiance, and Mr. Moore offered a word of prayer.

### **IN THE MATTER OF SPECIAL RECOGNITION:**

Commissioner Paul Wyman recognized Mr. John Garr for his having been awarded the Conservation Farmer of the Year for Howard County. He was also awarded the River Friendly Farmer of the Year at the State Fair on Wednesday, August 13<sup>th</sup>.

### **IN THE MATTER OF THE PROPOSED ORDER ESTABLISHING NEW PRECINCTS IN HOWARD COUNTY AS ORDINANCE NO. 2014-BCCO-21:**

Howard County Clerk Kim Wilson submitted the Proposed Order Establishing New Precincts, stating this was necessary because of the southwest annexation into the City of Kokomo. The Commissioners have reviewed the proposed Order and County Attorney Larry Murrell reminded the Commissioners that after they have approved the Proposed Order, it is submitted to the State Election Division. The State may ask questions or make changes and when it has been approved it will come back to Howard County as a Final Order. A motion was made by Mr. Moore to approve Ordinance No. 2014-BCCO-21, a Proposed Order Establishing New Precincts in Howard County. The motion was seconded by Mr. Bray and carried.

### **IN THE MATTER OF ISSUES PERTAINING TO THE WILDCAT WIND FARM PROJECT:**

Mr. Wyman began this issue with a prepared statement relating the history of the Wildcat Wind Farm Project (this statement appears as an attachment to the legal copy of these minutes and is on file in the Auditor's Office). As a part of the statement he informed those present that the Board of Commissioners is terminating the Economic Development Agreement with e.ON for Phase II of the Wildcat Wind Farm. He further stated that the termination is mutually agreed upon by e.ON – the County will incur no liability and no cost because of the termination. No settlement is being paid by either party and Howard County can retain the original \$30,000.00 paid by e.ON to cover initial costs. The Commissioners will also be passing a Resolution to recommend to the Plan Commission that they consider amending the Wind Ordinance, reflecting more restrictive standards, and making wind turbines a special exception in lieu of a permitted use. Much applause was given by the opponents of Wind Farms, who were present at tonight's meeting. Mr. Wyman expressed appreciation to the Board of Commissioners and the County Attorney for their dedication and hard work. Mr. Wyman continued to thank e.ON representative Andy Melka.

A motion was made by Mr. Moore to accept approve the Termination Release and Agreement by and among Howard County, Indiana, acting by and through its Board of Commissioners; Wildcat Wind Farm II, LLC; and EC & R Development LLC. The motion was seconded by Mr. Bray and carried.

A motion was made by Mr. Moore to approve Resolution No. 2014-BCCR-17, a resolution of the Howard County Board of Commissioners initiating proposal to amend the Howard County Zoning Ordinance with respect to Wind Energy Facilities as follows. 1) The Howard County Plan Commission is directed and required to prepare a proposal to amend sections 5.65 - 5.67 of the Howard County Zoning Ordinance in the following respects; (A) incorporate more modern restrictive standards for the design, installation, and operation of wind energy facilities to provide a safe environment for all citizens of Howard County; (B) require that a Special Use permit be obtained; and (C) include any further provisions it deems appropriate to fully implement these changes. (2) This resolution shall be effective upon adoption and signature, and the Auditor shall forthwith deliver a copy to the Howard County Plan Commission. The motion was seconded by Mr. Bray and carried.

### **IN THE MATTER OF PUBLIC COMMENT:**

President Wyman opened the floor for public comment as follows:

Grace Aprill, 12765 E. County Road 100 North, Greentown, IN  
Jim Ludford, Tipton County, Indiana  
Joe Russo, Howard County  
Jane Garr, 3234 N. County Road 600, Greentown, IN  
Tim Rickle, County Road 500 North, Howard County, IN  
Sandra Lushin  
Nancy Carney, Sharpsville, Indiana  
Laura De Carlo, 4705 Bramoor Drive, Kokomo, IN  
Clee Oliver, 5768 W. County Road 00 NS, Kokomo, IN  
Ed Petty, 3176 N. County Road 800 E., Kokomo, IN  
John Garr, 1350 E. County Road 3710 N., Greentown, IN

*There being no further business to come before the Board of Commissioners at this time,  
the meeting was adjourned at 7:49 p.m. on a motion made by  
Mr. Moore, seconded by Mr. Bray and carried.*

**HOWARD COUNTY BOARD OF COMMISSIONERS:**

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PAUL G. WYMAN, PRESIDENT

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TYLER O. MOORE, VICE PRESIDENT

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ROBERT B. BRAY, MEMBER

ATTEST:

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MARTHA J. LAKE, AUDITOR  
Howard County Special Session Commissioner Meeting August 14, 2014