

**GRANT COUNTY AREA PLAN COMMISSION
GRANT COUNTY OFFICE COMPLEX**

Minutes

December 3, 2018

7:00 PM

1. Call to Order

Dr. Bothwell called the meeting to order at 7:00 PM with all members present except Mr. Bonham and Mrs. McCulley.

2. Approval of Minutes

Following the Pledge of Allegiance, Mr. McWhirt moved and Mr. Caudill seconded a motion to approve the amended minutes of the October 1, 2018 meeting. All aye. Motion carried.

3. Docket #07Z-18 (Public Hearing) Rosemary Dougherty rezoning

Dr. Bothwell noted that the Director of Area Plan had received in a letter from Mrs. Dougherty giving the office permission to speak on her behalf.

Mr. Larry Strange represented the petition for rezoning. He stated that the rezoning is to straighten out the zoning to be all AG. Mr. Strange stated that the recommendation to the County Commissioners would be favorable, unfavorable, or no recommendation.

Noting no additional public comment or rebuttal, Dr. Bothwell closed the public hearing and opened the floor to discussion among Commission members.

Mr. McWhirt moved and Mr. Maynard seconded a motion to provide a favorable recommendation for the rezoning. All yes. Motion carried.

4. Docket# 01AFO-18 Nolan Holloway

Dr. Bothwell opened the hearing noting this was the second meeting on this issue and not a public hearing. He noted that the action following the discussion of the item, would be a motion to deny, approve, or approve conditionally based on the following two items of consideration: 1) is the application complete, to be determined by the audit done by Mr. Strange and, 2) addressing all six finding of facts.

Dr. Bothwell opened the hearing for the Board to discussion of the CAFO. Mr. Strange was asked about the CAFO application, and he found that it was complete to the best of his knowledge. The board discussed the issue.

The following answered questions regarding the Animal Feeding Operation:
Nolan Holloway, Brianna Schroeder, and Dr. Mike Veenhuizen

Mr. Brankle moved to deny. Mr. Caudill seconded. All yes, except Mr. Nuckols and Mrs. Owen. Motion carried.

5. Correspondence and Other Business

5.1 Litigation Status

Dr. Bothwell asked APC Attorney, Mr. Elliott to explain the status of pending litigations. Mr. Elliott stated that there were two cases where APC was being sued.

- 1) Opposition of the CAFO filed an appeal, which will likely be dismissed.
- 2) Leffler depositions were taken on November 7th. The trial date will be established in the future. The insurance company representing Area Plan will be filing a Motion for Summary Judgment, and this should happen within the next 90 days.

5.2 2019 Meeting Schedules.

Dr. Bothwell noted that the schedule was changed in June and in December so there would not be such a gap between meetings, but ran into conflicts with other meetings and commitments by board members.

Mr. Briede moved to accept the 2019 Meeting schedule. Mr. Burton seconded. All members present voted yes. Motion carried.

5.3 Next meeting – January 7, 2019

5.4 Committee to review the Rules and Procedures

Dr. Bothwell will form a five member committee, to review the Rules and Procedures, which he will chair. Other committee members will be: Mr. Briede, Mr. Burton, Mrs. Owen, and Mr. Monroe.

5.5 Election of Officers

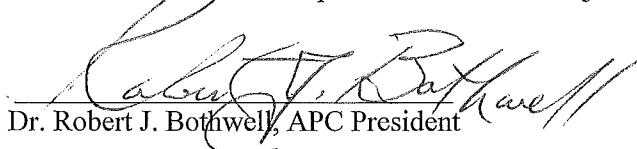
President: Mr. Monroe nominated Dr. Bothwell, Mr. Maynard seconded the nomination. All members present voted yes. Motion carried.

Vice President: Mr. Monroe nominated Mr. Briede, Mr. Burton seconded the nomination. All members present voted yes. Motion carried.

At-Large Executive Committee Member: Mr. McWhirt nominated Mr. Monroe, Mr. Caudill seconded the nomination. All members present voted yes. Motion carried.

6. Adjournment

Business completed Dr. Bothwell adjourned the meeting at 8:50 PM.


Dr. Robert J. Bothwell, APC President