

GRANT COUNTY AREA PLAN COMMISSION  
GRANT COUNTY OFFICE COMPLEX

Minutes

February 4, 2019

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, Ms. McCulley, and Mr. Monroe. New board member John Metzger from Town of Fairmount was welcomed.

2. Approval of Minutes

Following the Pledge of Allegiance, Mr. Briede moved and Mr. Maynard seconded a motion to approve the minutes of the December 3, 2018 meeting. All aye. Motion carried.

3. **Docket #01TA-19 (Public Hearing) Text Amendment Request**

Mr. Larry Strange represented the Area Plan office in the petition for the text amendment. Mr. Strange stated that the recommendation to the Town of Jonesboro would be favorable, unfavorable, or no recommendation. The purpose of the text amendment was to remove the existing waiver of inspections the town had previously had in the code to make the Area Plan office more efficient.

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

Mr. Briede moved and Mr. Burton seconded a motion to provide a favorable recommendation for the text amendment. All aye. Motion carried.

4. Correspondence and Other Business

4.1 Litigation Status

Mr. Bothwell asked APC Attorney, Mr. Elliott to explain the status of pending litigations. Mr. Elliott stated that there were two cases pending that involve the APC.

- 1) Final settlement of the Leffler case is pending. The insurance company, with the approval of the County Commissioners, settled the case for \$5,000. Mr. Elliott stated that there was no fault assigned to either side.
- 2) Opposition of the CAFO dismissed their Petition for Judicial Review of the October 3, 2018 zoning decision.
- 3) Attorneys for Nolan Holloway filed a Petition for Judicial Review of the APC December 3, 2018 zoning decision. Mr. Elliott discussed potential outcomes of that suit.

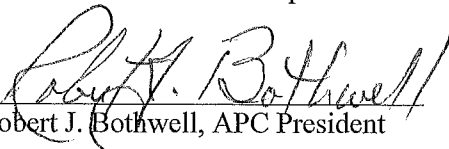
#### 4.2 Other Business

- 1) Mr. Bothwell discussed board remuneration. He asked Mr. Elliott to check the codes to see if this was possible. Mr. Elliott said he would do that.
- 2) Mr. Bothwell asked Mr. Strange to ensure that hard (paper) copies of all packets were mailed for future board meetings. He said he would.
- 3) Mr. Bothwell discussed the Jack Enslen situation. He explained the commission had previously approved a one-year extension from a court order to demolish for Mr. Enslen to bring his house to code. That period has expired. Mr. Bothwell asked Mr. Strange for his recommendation. Mr. Strange said it was to proceed with the demolition following appropriate procedures. Mike Burton moved and Karen Owen seconded the motion to approve the Area Plan office to move forward with the demolition per the court order. All aye (Mr. Bothwell did not vote).
- 4) Following up on the Jack Enslen discussion, Mr. Bothwell raised the possibility of Area Plan partnering with communities to share the costs of demolition in their community. He asked that the commissioners think about this and give him any ideas.
- 5) Mike Burton discussed the fact that the Commissioners would like to see specific county appropriations to the unsafe structure fund requested for the 2020 budget cycle and suggested \$25,000. After discussion, it was decided and a motion made by Mr. Burton and seconded by Mr. Maynard to determine by the June meeting an amount to be requested in the Area Plan budget for the unsafe structure fund and a possible amount for remuneration to APC and BZA board members for meetings and expenses pending the findings of Mr. Elliott. All aye.

#### 4.3 Next meeting – March 4, 2019

#### 5. Adjournment

Business completed. Mr. Bothwell adjourned the meeting at 9:00 PM.

  
Robert J. Bothwell, APC President