

Martinsville Common Council
Meeting Agenda
Monday, May 11, 2026
7:00 PM - City Hall, Council Chambers

THE CITY OF
Martinsville
INDIANA



Call to Order, Invocation., and Pledge of Allegiance

Roll Call

Consideration of the Minutes

- A. Consideration of the April 27, 2026, Common Council Meeting Minutes

Consideration of Claims

Proclamation

New Business

- A. First Reading of Ordinance 2026-1914 - Repealing Chapter 18 - Peddlers, Solicitors, and Transient Merchants
- B. Consideration of Grant Anchor Easement - Duke Energy

Council Comments

Public Comment

Next Regular Meeting

- A. The next regular meeting will be on **Tuesday**, May 26, 2026, beginning at 7:00 PM in the Council Chambers (Room 202), City Hall, 59 S. Jefferson St., Martinsville, Indiana.

Adjournment

Any individuals who requires aid or service for effective communication, or a modification of policies or procedures to participate in a public meeting, program, service, or activity of the City of Martinsville, IN, contact Ben Meridia, ADA Coordinator, 56 North Main Street, Martinsville, IN, 46151, 765-342-6012, as soon as possible, but no later than 48 hours before the scheduled event.

**MARTINSVILLE COMMON COUNCIL
MARTINSVILLE INDIANA
MORGAN COUNTY, INDIANA
APRIL 27, 2026**

Call to Order, Invocation., and Pledge of Allegiance

Mayor Costin called the Martinsville Common Council meeting to order on April 27, 2026. Mack Porter led the prayer for those in attendance. Mayor Costin then led the attendees in the Pledge of Allegiance.

Roll Call

Councilor At Large John Badger XIV
Councilor District 5 Phil Deckard II
Councilor District 3 Josh Ferran
Councilor District 4 Suzie Lipps
Councilor District 2 Ben Mahan
Councilor At Large Ann Miller

A quorum was declared present.

Consideration of the Minutes

- A. Consideration of the April 13, 2026, Common Council Meeting Minutes
A motion to Approve was made by Councilor At Large Ann Miller. John Badger XIV seconded the motion. The minutes were Passed 6-0.

Consideration of Claims

A motion to Approve was made by Councilor District 5 Phil Deckard II. Ann Miller seconded the motion. The motion was Passed 6-0.

Council Comments

Public Comment

Announcements

Next Regular Meeting

- A. The next regular meeting will be on Monday, May 11, 2026, beginning at 7:00 PM in the Council Chambers (Room 202), City Hall, 59 S. Jefferson St., Martinsville, Indiana.

Adjournment

Name		Signature
Phil R. Deckard II, Member, District 5, President Pro Tempore	Aye <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/>	
Jonathan Collier, District 1	Aye <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/>	
Ben Mahan, Member, District 2	Aye <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/>	
Josh Ferran, Member, District 3	Aye <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/>	
Suzie Lipps, Member, District 4	Aye <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/>	
Ann Miller, Member-at-Large	Aye <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/>	
John Badger, XIV, Member-at-Large	Aye <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/>	

ATTEST

Name	Signature	Date
Benjamin K. Merida, Clerk-Treasurer		

MAYOR ACTION

Name		Signature	Date
Kenneth W. Costin, Mayor	Approve <input type="checkbox"/> Veto <input type="checkbox"/>		

ORDINANCE # 2026-1914

ORDINANCE REPEALING CHAPTER 18-, ARTICLE V SECTIONS 18-191 THROUGH 18-219 PEDDLERS, SOLICITORS, AND TRANSIENT MERCHANTS

Comes now the Common Council of the City of Martinsville, Indiana, and as the legislative authority for the City of Martinsville, hereby repeals in its entirety Chapter 18, Article V, Sections 18-191 through 18-219, titled Peddlers, Solicitors, and Transient Merchants, as, the Common Council finds that this particular section of the Martinsville Municipal Code is obsolete and no longer applicable for the City of Martinsville.

BE IT HEREBY ORDAINED that Chapter 18, Article V, Sections 18-191 through 18-219, titled Peddlers, Solicitors, and Transient Merchants is hereby repealed.

ALL OF WHICH IS ADOPTED BY COMMON COUNCIL WITH THE CITY OF MARTINSVILLE, MORGAN COUNTY, INDIANA on this _____ day of _____, 2026.

Name		Signature
Phil R. Deckard II, Member, District 5, President Pro Tempore	Aye <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/>	
Jonathan Collier, Member, District 1	Aye <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/>	
Ben Mahan, Member, District 2	Aye <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/>	
Josh Ferran, Member, District 3	Aye <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/>	
Suzie Lipps, Member, District 4	Aye <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/>	
Ann Miller, Member-at-Large	Aye <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/>	
John Badger, XIV, Member-at-Large	Aye <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/>	

ATTEST

Name	Signature	Date
Benjamin K. Merida, Clerk-Treasurer		

MAYOR ACTION

Name		Signature	Date
Kenneth W. Costin, Mayor	Approve <input type="checkbox"/> Veto <input type="checkbox"/>		

GRANT OF ANCHOR EASEMENT

Pt. Parcel # 55-09-33-200-002.000-021

In consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, **THE CITY OF MARTINSVILLE**, Indiana (hereinafter referred to as "Grantor"), hereby grant(s) unto **DUKE ENERGY INDIANA, LLC**, an Indiana limited liability company, with a mailing address of 1000 E. Main Street, Plainfield, IN 46168 and its successors and assigns (hereinafter referred to as "Grantee"), a perpetual, non-exclusive easement, to construct, reconstruct, operate, patrol, maintain, repair, replace, relocate, add to, modify and remove three (3) anchors with guys attached upon the land of Grantor hereinafter described, for supporting structures or other appurtenances used by Grantee in connection with the operation of an electric and/or telecommunication line or lines upon the following described real estate:

Situate in Section 33, Township 12N, Range 1E, Washington Township, Morgan County, State of Indiana; being a part of a tract as recorded in **Book 236, Page 66** in the Office of the Recorder of Morgan County, Indiana (hereinafter referred to as "Grantor's Property"), and being more particularly described as follows:

Said easement being that area indicated, relative to landmarks and property lines, shown on a drawing marked Exhibit "A", attached hereto and becoming a part hereof (hereinafter referred to as "the Easement Area").

This easement grant shall include, but not be limited to, the following respective rights and duties of Grantor and Grantee:

1. Grantee shall have the right to cut down, clear, trim and remove any trees, overhanging branches or other obstructions, which may endanger the safety of or interfere with the construction, operation or maintenance of said facilities, and the right of ingress and egress for the purpose of exercising the rights herein granted.

2. Excluding the removal of vegetation and obstructions as provided herein, any physical damage to the

For Grantee's Internal Use:

Line Name/No: CENTERTON TO MARTINSVILLE-814.49_

Tract No: _

Job Control #T0144RL

LU#

Prep/Chk: KNC Exec/Rec: _____

Dwg/Fac Ref.: Exhibit "A"

Prepared Date: 2/20/26

surface area of the Easement Area and the adjoining land of Grantor's Property resulting from the exercise of the rights granted herein to Grantee, shall be promptly paid by Grantee, or repaired or restored by Grantee to a condition which is reasonably close to the condition it was in prior to the damage, all to the extent such damage is caused by Grantee or its contractors or employees. In the event that Grantee does not, in the opinion of Grantor, satisfactorily repair any damage, Grantor must, within ninety (90) days after such damage occurs, file a claim for such damage with Grantee at (a) 1000 E. Main St., Plainfield, IN 46168, Attn: Right of Way Services or (b) by contacting an authorized Right of Way Services representative of Grantee.

3. Grantor has full power to convey said easement and warrants and will defend the same against all claims of all persons.

4. The respective rights and duties herein of Grantor and Grantee shall inure to the benefit of, and shall be binding upon the respective successors, assigns, heirs, personal representatives, lessees, licensees, and/or tenants of Grantor and Grantee. Easement, Grantor and Grantee, as used herein, shall be deemed to be plural, when required to be so. The exercise of any or all of the rights and privileges of Grantee set forth herein, shall be at the sole discretion of Grantee.

{Signature page follows.}

IN WITNESS WHEREOF, Grantor has caused this Grant of Anchor Easement to be signed by its duly authorized representative(s), effective the ____ day of _____, 202_.

THE CITY OF MARTINSVILLE,
Grantor

By: _____ By: _____
Printed Name: _____ Printed Name: _____
Printed Title: _____ Printed Title: _____

STATE OF INDIANA)
) SS.
COUNTY OF _____)

This certificate relates to an acknowledgment in connection with which, no oath or affirmation was administered to the document signer.

The foregoing instrument was acknowledged before me, a notary public in the county and state written above, this (date) ____ day of (month) _____, 202__, by (name of officer or agent) _____, as the (title of officer or agent) _____ of The City of Martinsville.

SEAL:

Signed: _____
Printed or Typed Name: _____
My Commission expires: _____
My county of residence: _____
My Commission number: _____

This Instrument Prepared by Victoria J. Parker, Attorney-at-Law, 1000 E. Main St., Plainfield, IN 46168.

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law. Kerrie Cocherl

Exhibit "A"

Permanent Easement

Part of the N/2 of Section 33, T-12-N, R-1-E
City of Martinsville, Morgan County, Indiana

City of Martinsville

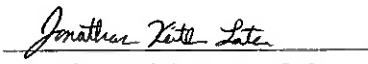
Parcel #55-09-33-200-002.000-021
Deed Book 236, Page 66
Warranty Deed
Recorded October 18, 1973

±771 square feet Permanent Easement
±0.018 acres Permanent Easement

Permanent Easement:

A part of the North Half of Section 33, Township 12 North, Range 1 East, situated in the City of Martinsville, Morgan County, Indiana and being more particularly described as follows:

COMMENCING at the Northwest corner of the Northeast Quarter of said Section 33; thence along the West line of said quarter, South 00 degrees 00 minutes 17 seconds West (grid bearings based on Indiana State Plane Coordinate System - West Zone, NAD83 (2011) EPOCH 2010.000), 969.00 feet (all distances in this description are horizontal ground distances) to the **POINT OF BEGINNING**; thence South 86 degrees 47 minutes 57 seconds East, 34.38 feet; thence South 03 degrees 12 minutes 03 seconds West, 15.00 feet; thence North 86 degrees 47 minutes 57 seconds West, 51.91 feet to the Easterly right-of-way line of Blue Bluff Road; thence along said right-of-way line, North 07 degrees 14 minutes 31 seconds East, 15.04 feet; thence South 86 degrees 47 minutes 57 seconds East, 16.48 feet to the point of beginning. Containing 0.018 acres, more or less.



Jonathan Keith Later, P.S.
Indiana Registration No. 22100032

Date: December 23, 2025
Job Number: 2520808



