

Martinsville Common Council
Meeting Agenda
Monday, June 8, 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 May 26, 2026, Common Council Meeting Minutes

Staff Updates

- A. Police Department
- B. Transfer Station

Consideration of Claims

New Business

- A. Second Reading and Consideration of Ordinance 2026-1915 - Amendment to Chapter 78, Traffic and Vehicles
- B. Second Reading and Consideration of Ordinance 2026-1916 - Rezoning of Property - 2008 Burton Lane
- C. Second Reading and Consideration of Ordinance 2026-1917 - Rezoning of Property - Southeast Corner of Ohio and South Streets

Council Comments

Public Comment

Next Regular Meeting

- A. The next regular meeting will be on Monday, June 22, 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
MAY 26, 2026**

Call to Order, Invocation., and Pledge of Allegiance

Mayor Costin called the Martinsville Common Council meeting to order on May 26, 2026. Pastor Rick Bailey from Liberty Christian Church 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 4 Suzie Lipps
Councilor District 2 Ben Mahan
Councilor At Large Ann Miller
Councilor District 1 Jonathan Collier

A quorum was declared present.

Consideration of the Minutes

A. Consideration of the May 11, 2026, Common Council Meeting Minutes

A motion to approve the minutes was made by Councilor at Large John Badger XIV. Suzie Lipps seconded the motion. The minutes passed 6-0.

Consideration of Claims

A motion to approve the claims was made by Councilor at Large Ann Miller. Suzie Lipps seconded the motion. The motion passed 6-0.

Special Recognition

Chief Ryan Manley presented the Martinsville Officer of the Year 2025 to Joseph Musgove. Joseph was nominated by 2 shift supervisors. He is described as extremely professional, exceptionally courteous, and relentlessly proactive. He was awarded a plaque.

Public Hearing

A. Ordinance 2026-1915 - Amendment to Chapter 78, Traffic and Vehicles

A public hearing was held for Ordinance 2026-1915. Deputy Chief Josh Brown presented the ordinance and explained the information the city had was outdated and this addition to the ordinance would ensure safety for the citizens. No one from the public came forward.

New Business

A. First Reading of Ordinance 2026-1915 - Amendment to Chapter 78, Traffic and Vehicles

City Attorney, Dale Coffey presented Ordinance 2026-1915. No action was taken as this was the first reading.

B. First Reading of Ordinance 2026-1916 - Rezoning of Property

City Attorney, Dale Coffey presented Ordinance 2026-1916 which rezoning 2009 Burton Lane from B1 to R2. The Martinsville Plan Commission recommends the rezoning. No action was taken as this was the first reading.

C. First Reading - Ordinance 2026-1917 - Rezoning of Property

City Attorney, Dale Coffey presented Ordinance 2026-1917 and introduced Kevin Buchkeit with Krieg DeVault LLP. This ordinance is rezoning 1139 S Ohio and a north parcel with no address from I-2 and R-2 to B-2. The Martinsville Plan Commission recommends the rezoning. No action was taken as this was the first reading.

D. Second Reading and Consideration of Ordinance 2026-1914 - Repealing Chapter 18 - Peddlers, Solicitors, and Transient Merchants

City Attorney presented the second reading of repealing Chapter 18 of Ordinance 2026-1914. Councilor At Large Ann Miller made the motion to repeal it. Ben Mahan seconded the motion. The motion passed 6-0.

E. Consideration of Compliance Statements of Benefits

- a. 110 W. Washington St.
110 N. Main St.
265 W. Harrison St.

Stacey Williams presented the consideration of Compliance of Statement of Benefits.

a. 110 W. Washington St. - Councilor Suzie Lipps made the motion to approve. Ann Miller seconded the motion. The motion passed 6-0.

110 N Main St. - Councilor Suzie Lipps made the motion to approve. Ann Miller seconded the motion. The motion passed 6-0.

265 W Harrison St. - Councilor Suzie Lipps made the motion to approve. Ann Miller seconded the motion. The motion passed 6-0.

- F. Consideration of an Additional Appropriation - City Court Recording System
Judge Grace Terrell presented the request to purchase technology from WSI Technologies. This purchase will be paid from the court's record perpetuation fund and is in the amount of \$5134.76, which includes setup from Ferguson Sound & Lighting LLC. Much discussion ensued. Councilor Phil Deckard II made the motion to approve the purchase. Councilor Jonathan Collier seconded the motion. The motion passed 6-0.

Council Comments

Public Comment

Next Regular Meeting

- A. The next regular meeting will be on Monday, June 8, 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 # 2026-1915

AMENDMENT TO MARTINSVILLE MUNICIPAL CODE CHAPTER 78, TRAFFIC AND VEHICLES, ARTICLE IV: STOPPING, STANDING, AND PARKING

Comes now the Common Council of the City of Martinsville, Indiana, and as the legislative authority for the City of Martinsville, amends the Martinsville, Indiana, Municipal Code, such code being recodified in 2006 and incorporated in the previous code of 1976 and 1983. The Common Council now finds that it is in the best interest of the City that an amendment to Chapter 78; Traffic and Vehicles, Article IV: Stopping, Standing, and Parking, should be made, and therefore amends Chapter 78, Article IV, specifically adding Section 184 to state as follows:

SECTION 78-184

PARKING ON THE WRONG SIDE OF STREET AND AGAINST THE FLOW OF TRAFFIC

- (A.) No person shall park any vehicle on a city street or city right-of-way in such a manner that it is parked on the wrong side of the street, and, or, parked against the flow of traffic, so as to be parked in a parking spot where the vehicle is facing the wrong way and contrary to the normal path of traffic.

ALL OF WHICH IS ORDAINED AND ADOPTED BY THE COMMON COUNCIL OF
 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"/>		

ORDINANCE 2026-1916

BEFORE THE COMMON COUNCIL OF MARTINSVILLE, INDIANA

UPON THE APPLICATION OF: **Todd and Tricia Price** for AN ORDINANCE REZONING

0.47 acres, more or less of the real estate located at 2009 Burton Ln, Martinsville, IN 46151, from B-1 to R-2 within the jurisdiction of the City of Martinsville, Indiana. The legal description of the property is described as follows:

Lot Number Four (4) in Martindale's First Subdivision, as per plat thereof recorded in Deed Record 134, page 31, in the Office of the Recorder of Morgan County, Indiana, except 43 feet of even width off the entire East end.

Parcel #: 55-13-09-160-001.000-021

WHEREAS, a public hearing was held on April 28, 2026 at 7:00 PM, with notice given as required by law upon the application of Todd and Tricia Price requesting the rezoning of 0.47 acres, more or less, of the real estate located at 2009 Burton Ln, Martinsville, IN 46151, from B-1 to R-2, the legal description of which is specifically described above; and

WHEREAS, the Plan Commission recommended that the Common Council approve the requested rezoning; and

WHEREAS, at the public hearing held on April 28, 2026 at 7:00 PM, with notice given as required by law upon the application of Todd and Tricia Price for a re-plat of 0.47 acres, more or less, of the real estate located at April 28, 2026 at 7:00 PM, the legal description of which is specifically described above;; and

WHEREAS, the Plan Commission approved the re-plat of the 0.47 acres, more or less, from a larger parcel of land, the legal description of which is specifically described above; and

WHEREAS, pursuant to Indiana Code 36-7-3-12, the Petitioner made a valid application to the Martinsville Common Council and stated the circumstances of the request for rezoning, that Petitioner specifically described the parcel to be rezoned, and has given the names and

addresses of all owners of land that adjoins the property proposed to be rezoned, and all notices according to law were made; and

WHEREAS, the Martinsville Common Council, after diligent review of the matter pertaining to the rezoning, such review having occurred at the public hearing held on April 28, 2026 at 7:00 PM; and

WHEREAS, the Common Council now finds that it is in the best interest for the 0.47 acres, more or less of the real estate located at 2009 Burton Ln, Martinsville, IN 46151, the legal description of which is set forth above, be rezoned from B-1 to R-2;

THEREFORE, BE IT ORDAINED, that 0.47 acres, more or less of the real estate located at 2009 Burton Ln, Martinsville, IN 46151, more specifically described above, be rezoned from B-1 to R-2,

Dated this _____ day of May _____.

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
Ben Merida, Clerk-Treasurer			
MAYOR ACTION			
Name		Signature	Date
Kenneth W. Costin, Mayor	Approve <input type="checkbox"/> Veto <input type="checkbox"/>		

This instrument prepared by:
 Gabriel S. Britton, #29176-55
 Attorney at Law
 260 S Mulberry St.
 Martinsville, IN 46151
 (765) 349-9005 (Telephone)
 (765) 421-6008 (Fax)
 E-mail: Gabriel@centralindianaattorney.com

ORDINANCE 2026-1917

OF THE CITY OF MARTINSVILLE, INDIANA

AN ORDINANCE TO REZONE CERTAIN REAL ESTATE ON THE SOUTHEAST CORNER OF THE INTERSECTION OF SOUTH OHIO STREET AND EAST SOUTH STREET

Plan Commission Petition No. PC 26009

WHEREAS, Ind. Code§ 36-7-4-600 confers upon the Common Council of the City of Martinsville the power to determine reasonable zoning requirements for property within the City's corporate boundaries, and Section 2.3 of the Martinsville Zoning and Subdivision Ordinance (the "ZSO") sets forth the process to amend the City's Official Zone Map (the "Zoning Map");

WHEREAS, the property described in **Exhibit A** attached hereto (the "Real Estate") in the City of Martinsville is currently zoned I-2 (Medium Industrial) and R-2 (Medium Density Residential);

WHEREAS, the City of Martinsville Advisory Plan Commission ("Plan Commission") held a public hearing on April 28, 2026 and certified to the Common Council of the City of Martinsville ("Council" or the "City Council") a favorable recommendation for rezoning the Real Estate to B-2 (Local Business) for the purposes of developing the Real Estate for a commercial business; and

WHEREAS, the Council desires to rezone the Real Estate as set forth herein.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF MARTINSVILLE, MORGAN COUNTY, INDIANA, THAT: (i) pursuant to Ind. Code§ 36-7-4-600 et seq., the Council adopts this ordinance to rezone the Real Estate from I-2 (Medium Industrial) and R-2 (Medium Density Residential) to B-2 (Local Business); and (ii) this Ordinance shall be in full force and effect from and after its adoption by the City Council.

Section 1. Applicability of Ordinance.

Section 1. 1. Development of the Real Estate shall be governed by the provisions of the ZSO.

Section 1.2. This Ordinance shall be in full force and effect in accordance with Indiana law, upon the passage of any applicable waiting periods, all as provided by the laws of the State of Indiana.

Section 1.3. The Zoning Map will, under this ordinance, change the designation of the Real Estate from I-2 (Medium Industrial) and R-2 (Medium Density Residential) to B-2 (Local Business).

Section 1.4. The ZSO is hereby amended for the Real Estate in accordance with the provisions of this Ordinance..

Section 2. **Definitions.** Definitions and terms shall have the meanings set forth in the ZSO.

Section 3. **Procedures.** The adoption of this Ordinance and the subsequent development and/or redevelopment of the Real Estate shall be consistent and pursuant to the provisions of the ZSO.

Section 4. **Severability.** If any term, provision, or condition contained in this Ordinance shall, to any extent, be deemed invalid or unenforceable, the remainder of this Ordinance shall not be affected thereby, and each term, provision, or condition of this Ordinance shall be valid and enforceable to the fullest extent permitted by law.

Section 5. **Approval.** This Ordinance shall be in full force and effect from and after its passage by the Common Council of the City of Martinsville.

(The remainder of this page left intentionally blank.)

DULY PASSED AND ADOPTED this ____ day of _____, 2026, by the Common Council of the City of Martinsville, Morgan County, Indiana, having passed by a vote of ____ in favor and ____ opposed.

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"/>		

I affirm, under penalty of perjury, that I have taken reasonable care to redact each Social Security Number in this document. Kevin G. Buchheit, Krieg DeVault LLP

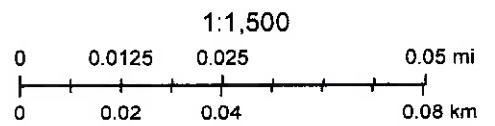
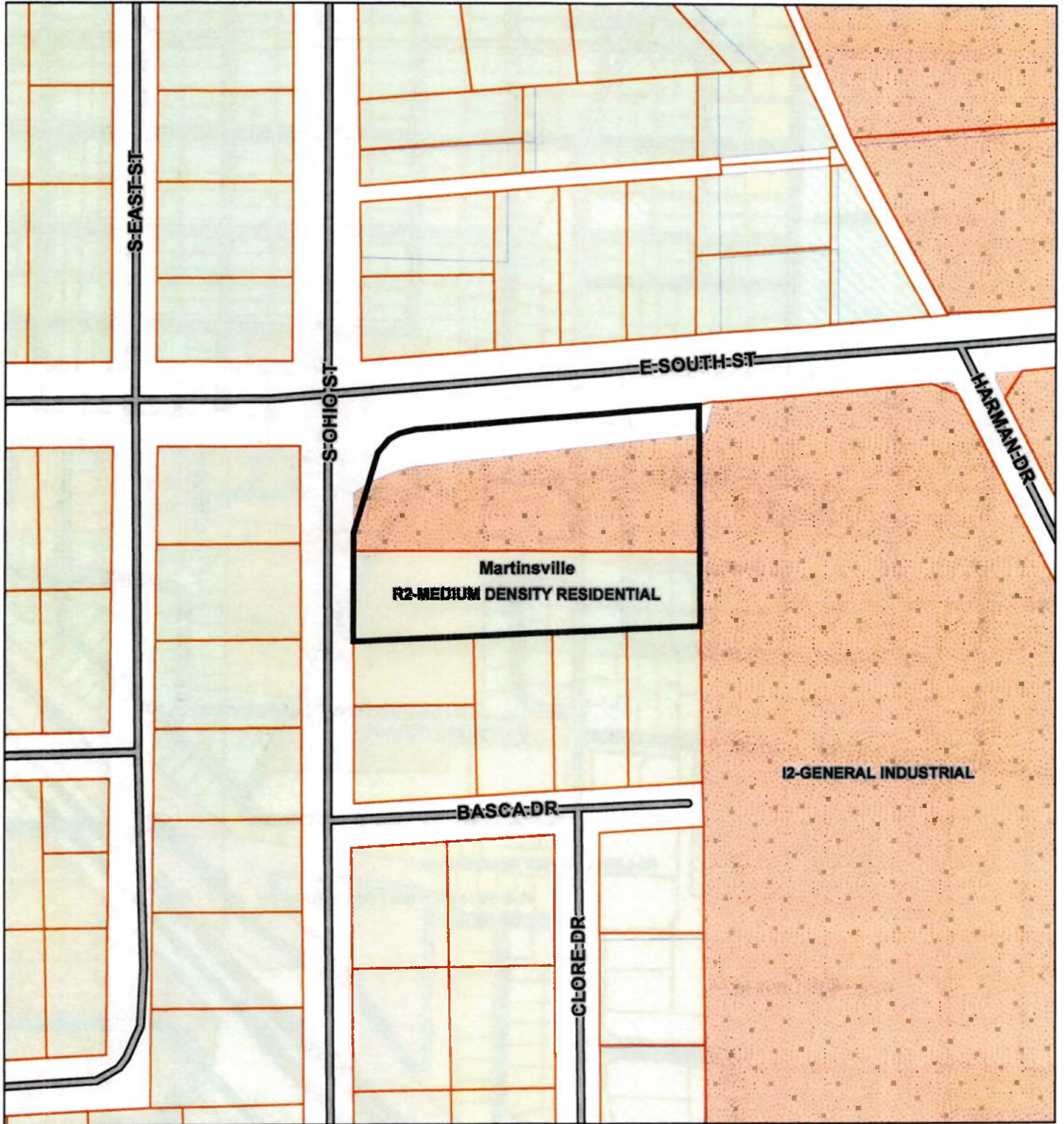
This instrument prepared by: Kevin G. Buchheit, Krieg DeVault LLP, 111 Congressional Boulevard, Suite 400, Carmel, IN 46032.

EXHIBIT A
LEGAL DESCRIPTION

That portion of the Southeast Quarter of the Southeast Quarter of Section 4, Township 11 North, Range 1 East of the Second Principal Meridian, Morgan County, Indiana; also being a portion of Lot Number 3 in the For Bare Feet Minor Plat as per plat thereof recorded as Instrument Number 201902047 in the Office of the Recorder of said county; and based on a survey prepared by Brian L. Haggard, LS29800001, certified on February 23, 2026, revised February 27, 2026, under V3 Companies Project No. 251364, described as follows:

Commencing at the southeast corner of said Southeast Quarter; thence North 00 degrees 51 minutes 11 seconds West along the east line thereof 1100.76 feet; thence South 88 degrees 34 minutes 18 seconds West 918.51 feet to the intersection of the west line of Lot 4 in said Minor Plat with the easterly extension of the south line of the land of MacDonald as described in Instrument Number 2014018587 in said county records, said point being the POINT OF BEGINNING; thence continue South 88 degrees 34 minutes 18 seconds West 330.74 feet along said south line and its easterly extension; thence North 01 degree 25 minutes 42 seconds West 66.00 feet along the west line of said land; thence North 88 degrees 34 minutes 18 seconds East 16.80 feet along the north line of said land; thence North 01 degree 25 minutes 42 seconds West 8.23 feet to the southwest corner of said Lot 3; thence the following three (3) courses along the west and north lines of said Lot 3: 1) North 15 degrees 32 minutes 43 seconds East 82.25 feet to the beginning of a tangent curve to the right having a radius of 39.50 feet and a central angle of 69 degrees 47 minutes 25 seconds; 2) northeasterly along the arc of said curve 48.11 feet; 3) North 85 degrees 20 minutes 08 seconds East 251.48 feet to the southwest corner of a parcel of land described in Instrument Number 202114280 in said county records; thence North 78 degrees 05 minutes 20 seconds East along the south line thereof 5.31 feet to the common line between Lots 3 and 4 of the Minor Plat; thence South 00 degrees 52 minutes 05 seconds East 195.98 feet along said common line and the west line of Lot 4 to the POINT OF BEGINNING, containing 1.331 acres, more or less.

ZONING MAP



ZONING MAP

