OFFICE OF THE PUBLIC ACCESS COUNSELOR
FORMAL COMPLAINT

State Form 49407 (R7 / 4-23)

INSTRUCTIONS: This form is to be used only when filing complaints under Indiana Code 5-14-5. All information provided is disclosable under the Access to Public Record Act. ***PLEASE TYPE OR PRINT.***

OFFICE OF THE PUBLIC ACCESS COUNSELOR
Indiana Government Center South
402 West Washington Street, Ste. W470
Indianapolis, Indiana 46204-2745
Telephone: (317) 234-0906
E-mail: pac@opac.in.gov
www.IN.gov/pac

FOR OFFICE USE ONLY		
Date received *(month, day, year)*	Complaint number	Date due *(month, day, year)*

COMPLAINANT INFORMATION

Name (*last, first, middle initial*)			
Greene, Max J			
Address (*number and street*)	City	State	ZIP code
10130 W Suder Lane	Campbellsburg	IN	47108
Telephone number	Fax number	E-mail address	
(812)620-6006	( )n/a	Max@IndianaProud.com	

INFORMATION ABOUT PUBLIC AGENCY DENYING ACCESS

Name of public agency			
Washington County Planning Commission			
Address (*number and street*)	City	State	ZIP code
601 Anson Street	Salem	Indiana	47167
Telephone number	Fax number	E-mail address	
(812)883-0139	( )	telliott@washingtoncounty.in.gov	
Name of elected / appointed official or presiding officer responsible for the denial			
Kevin Baird - President			

COMPLAINT ***(Check all that apply.)***

- [x] **Open Door Law Violation**
  - [ ] Executive Session
  - [x] Notice
  - [ ] Other: _____
- [ ] **Access to Public Records Act Violation**
  - [ ] Denial of Access
  - [ ] Denial of Electronic Access
  - [ ] Other: _____
  - [ ] Copy Fee

IMPORTANT

Date denied access to public record (*month, day, year*)	Date notified of denial of access to meeting (*month, day, year*)
May 12, 2026	

Please describe denial of access to meeting or public records below. Attach additional sheets if necessary. (Required)

The Planning Commission has not been posting their meeting agendas and notices in compliance with Indiana Code. The term beginning and ending dates are wrong. They do not comply with the 4-year staggard terms required for the five Citizen Members on this Board. The state requires one term that ends every year and 2 terms that end every 4th year. They do not have the appointing authority listed. I went back through the County Commissioner and Planning Commission meeting minutes to verify who was appointed and when. I can verify through their minutes that my chart is accurate. I presented this chart to both the Commissioners and the Planning Commission, they did not dispute its accuracy. Their initial response to the inaccuracies of their listings was that the County did not keep track of the appointments and just replaced vacancies when they occurred.

I am including a copy of their agenda, required information for publication of notice or agenda, (cont.)

PLEASE ATTACH COPIES OF ANY WRITTEN DENIAL OR DOCUMENTATION CONCERNING DENIAL.

Signature	Date (*month, day, year*)
M J. Greene	MAY 26 2026

membership requirements for this board, a full listing of the correct citizen member board terms, the inaccurate listing on the agenda and what should be on the agenda below.

IC 5-14-9-6 **Publication of notice or agenda; required information**

Sec. 6. Except as provided in section 8 of this chapter, any board meeting notice or agenda must provide the following information regarding each appointed officer serving on the board:

(1) The officer's name.
(2) The appointing authority.
(3) The beginning and expiration date of the officer's term of appointment.

As added by P.L.65-2025, SEC.1. Amended by P.L.230-2025, SEC.11.

IC 36-7-4-218 **Membership of commission; terms and removal of citizen members**

Sec. 218. (a) When an initial term of office of a citizen member expires, each new appointment of a citizen member is:

(1) for a term of four (4) years (in the case of a municipal, county, or area plan commission);
(2) for a term of three (3) years (in the case of a metropolitan plan commission); or
(3) for a term of one (1), two (2), or three (3) years, as designated by the appointing authority (in the case of the metropolitan development commission).

A member serves until the member's successor is appointed and qualified. A member is eligible for reappointment.

(b) ADVISORY. Upon the establishment of a nine (9) member municipal plan commission, the citizen members shall initially be appointed for the following terms of office:

(1) One (1) for a term of two (2) years.
(2) Two (2) for a term of three (3) years.
(3) Two (2) for a term of four (4) years.

Upon the establishment of a seven (7) member municipal plan commission, two (2) citizen members shall initially be appointed for a term of three (3) years and two (2) shall initially be appointed for a term of four (4) years. Each member's term expires on the first Monday of January of the second, third, or fourth year, respectively, after the year of the member's appointment.

(c) ADVISORY. Upon the establishment of a county plan commission, the citizen members shall initially be appointed for the following terms of office:

(1) One (1) for a term of one (1) year.
(2) One (1) for a term of two (2) years.
(3) One (1) for a term of three (3) years.
(4) Two (2) for a term of four (4) years.

Each member's term expires on the first Monday of January of the first, second, third, or fourth year, respectively, after the year of the member's appointment.

What we have on the agenda.

Kelly J. Williams, (D)	Most Recent Appointment Date 1/20/2026	12/31/2028
Kevin Baird, (R) – 2026 President	Most Recent Appointment Date 1/03/2024	1/03/2028
Marsha Dailey, (R) – 2026 Vice President	Most Recent Appointment Date 1/08/2025	1/01/2029
Lori Gilstrap, (D)	Most Recent Appointment Date 3/07/2023	1/04/2027
Lucy Brenton (L)	Most Recent Appointment Date 8/05/2025	1/04/2027
* The term of the appointment of the citizen members shall be for four (4) years. Each citizen member's term expires on the first Monday of January of the fourth year after the year of the member's appointment, however a member serves until his successor is appointed and qualified. A member shall be eligible for reappointment.		
* If a vacancy occurs among the plan commission members who are appointed, then the appointing authority shall appoint a member for the remainder of the unexpired term of the vacating member.		

What should be on the agenda.

Citizen Members	Appointment	Start of Term	End of Term
Kelly J. Williams (D)	County Commissioners	January 2, 2023	January 4, 2027
Kevin Baird (R)	County Commissioners	January 1, 2024	January 3, 2028
Lori Gilstrap (D)	County Commissioners	January 6, 2025	January 1, 2029
Marsha Dailey, (R)	County Commissioners	January 5, 2026	January 7, 2030
Lucy Brenton (L)	County Commissioners	January 5, 2026	January 7, 2030

AGENDA

Washington County Plan Commission Meeting

(No BZA Meeting)
Tuesday, May 12, 2026, 6:30 P.M.
Washington County Historic Courthouse

6:30 P.M.	• Call Plan Commission Meeting to Order
	• Pledge of Allegiance followed by Prayer
	• Review/Approval/Signing of Plan Commission Meeting Minutes of April 7, 2026
	• David Lyles, Speaker
	• Discussion of Draft Amended Subdivision Control Ordinance
	• Discussion of Draft Amended Chapter 153 – Planning and Development, Title XV – Land Usage, Washington County Code of Ordinances
	• Continuation of Solar Discussion – Refer to Harrison County Solar Ordinance
	• Board Closing Comments and Comments from the Public
8:00 P.M.	• Adjournment

This scheduled meeting is taking place in-person and streamlined live at
https://www.youtube.com/@washingtoncountyindiana

In accordance with the American with Disabilities Act, any person attending the public meeting in need of reasonable accommodations should contact the Washington County ADA Coordinator, Malea Fordyce, at 99 Public Square, Salem, Indiana, (812) 883-4805, mfordyce@washingtoncounty.in.gov, at least two business days prior to the scheduled meeting to request an accommodation.

Plan Commission Member	Appointment Authority/Date Appointed	Term Expires*
Lisa Fleming, Attorney and 2026 Secretary	Non-Voting	
Travis Elliott, Building Commissioner	Non-Voting	
Emily Rodman, Elected County Surveyor	Statutory Authority	
Danielle Walker, Purdue Agricultural	Statutory Authority	
Todd Ewen, Elected County Commissioner	Appointed by Commissioners	
Andrew Davisson, Elected County Council	Appointed by County Council	
Kelly J. Williams, (D)	Most Recent Appointment Date 1/20/2026	1/04/2027
Kevin Baird, (R) – 2026 President	Most Recent Appointment Date 1/03/2024	1/04/2028
Marsha Dailey, (R) – 2026 Vice President	Most Recent Appointment Date 1/08/2025	1/01/2029
Lori Gilstrap, (D)	Most Recent Appointment Date 3/07/2023	1/04/2027
Lucy Brenton (L)	Most Recent Appointment Date 8/05/2025	1/04/2027

* The term of the appointment of the citizen members shall be for four (4) years. Each citizen member's term expires on the first Monday of January of the fourth year after the year of the member's appointment, however a member serves until his successor is appointed and qualified. A member shall be eligible for reappointment.

* If a vacancy occurs among the plan commission members who are appointed, then the appointing authority shall appoint a member for the remainder of the unexpired term of the vacating member.

Washington County Planning and Zoning Board
Citizen Board Member Terms

Year	1	2	3	4	5
2010	David Hoar	Shannon Campbell	Eric Rusby	Leslie Batt	Terry McNeelly
2011	New Term Jim Day	Shannon Campbell	Eric Rusby	Adam Dufour	Scott Maudlin
2012	Jim Day	New Term Lane Freiberger	Shawna Humphrey	Adam Dufour	Scott Maudlin
2013	Jim Day	Lane Freiberger	New Term Ervin Day	Adam Dufour	Scott Maudlin
2014	Jim Day	Jerry McClellan	Ervin Day	New Term Adam Dufour	New Term Scott Maudlin
2015	New Term Mark Hartman	Jerry McClellan	Ervin Day	Adam Dufour	Scott Maudlin
2016	Mark Hartman	New Term William Ridgway	Ervin Day	Adam Dufour	Anthony Scifres
2017	Mark Hartman	William Ridgway	New Term Ervin Day	Deirdre Miller	Anthony Scifres

2018	Mark Hartman	Kevin Baird	Ervin Day	New Term Deirdre Miller	New Term Anthony Scifres
2019	New Term Mark Hartman	Kevin Baird	Ervin Day	Deirdre Miller	Anthony Scifres
2020	Mark Hartman	New Term Kevin Baird	Ervin Day	Deirdre Miller	John Quatroke
2021	Mark Hartman	Kevin Baird	New Term Ervin Day	Deirdre Miller	John Quatroke
2022	Mark Hartman	Kevin Baird	Tom Day	New Term Deirdre Miller	New Term Andrew Katt
2023	New Term Mark Hartman	Kevin Baird	Lori Gilstrap Replaces Tom Day March 7th	Deirdre Miller	Andrew Katt
2024	David Lyles	New Term Kevin Baird	Lori Gilstrap	Marsha Dailey	Andrew Katt
2025	David Lyles	Kevin Baird	New Term Lori Gilstrap	Marsha Dailey	Lucy Brenton

2026	**Kelly J. Williams**	**Kevin Baird**	**Lori Gilstrap**	**Marsha Daily New Term**	**Lucy Brenton New Term**
2027	**New Term**				
2028		**New Term**			
2029			**New Term**		