

MINUTES

ELKHART COUNTY BOARD OF COMMISSIONERS MEETING

August 4, 2014

President Terry Rodino called the meeting to order at 9:00 a.m. in room 104 in the County Administration Building, 117 North Second Street, Goshen, Indiana. The other two (2) Board members, Frank Lucchese and Mike Yoder, were also present. Others present were Sheriff Brad Rogers; Pauline Graff, County Auditor; Gordon Lord, County Attorney; Tom Byers, County Administrator; and Kathy Erschen, Executive Assistant.

On a motion made by Frank Lucchese, seconded by Mike Yoder and unanimously carried, the Board approved the Minutes of the July 21st & 28th, 2014 meetings and placed them on file.

On a motion made by Frank Lucchese, seconded by Mike Yoder and unanimously carried, the Board approved the Allowance of Claims, as presented by the county auditor's office.

Chris Godlewski, Director of Planning, addressed the Board regarding an Interlocal Agreement with the city of Elkhart and the Elkhart County Redevelopment Commission for the CR 15 Pedestrian/Bike Trail. This project is being done in conjunction with a water main extension project by the city of Elkhart in the same area. The funding for this project has been approved by the County Council and is being funded by the Northeast TIF District fund.

On a motion made by Frank Lucchese, seconded by Mike Yoder and unanimously carried, the Board approved the Interlocal Agreement as presented. A copy of the agreement is on file in the Commissioners' office.

On a motion made by Mike Yoder, seconded by Frank Lucchese and unanimously carried, the Board approved and forwarded to the County Council an additional appropriation from the Northeast TIF District fund for \$20,218 for cost reimbursement for sewer, as requested by Chris Godlewski, Director of Planning. This will go back to the developer, DJ Construction. The agreement stated that when other projects hooked up to sewer, the developer would be reimbursed as other projects are constructed in the development.

On a motion made by Mike Yoder, seconded by Frank Lucchese and unanimously carried, the Board approved and forwarded to the County Council an additional appropriation from the North Baugo TIF District fund for \$4,995 for payment to the Environmental Special Projects fund for infrastructure in this area, as requested by Chris Godlewski, Director of Planning.

On a motion made by Mike Yoder, seconded by Frank Lucchese and unanimously carried, the Board approved and forwarded to the County Council an additional appropriation from the CR 6 & CR 17 TIF District fund (Northeast TIF District) for \$1,600,000 for intersection projects, as requested by Chris Godlewski, Director of Planning. He said \$460,000 of this appropriation is for the county highway department and the other portion is for two intersections on the south side of CR 6. There will be an interlocal agreement that will follow.

On a motion made by Frank Lucchese, seconded by Mike Yoder and unanimously carried, the Board approved and forwarded to the County Council an additional appropriation from the Middlebury East TIF District for \$220,710 for payment to the town of Middlebury for wastewater plant improvements related to the Meijer expansion, as again requested by Chris Godlewski, Director of Planning.

On a motion made by Frank Lucchese, seconded by Mike Yoder and unanimously carried, the Board approved and forwarded to the County Council an additional appropriation from the Millersburg II TIF District fund for \$5,765 for payment to the town of Millersburg for their wastewater treatment plant and an additional appropriation from the Western Gateway TIF District fund for \$31,046 for payment of water and sewer extension, as also requested by Chris Godlewski, Director of Planning.

The six (6) above additional appropriations are as follows:

**ELKHART COUNTY
ADDITIONAL APPROPRIATION REQUEST**

DATE: 7/21/14

DEPARTMENT

Northeast TIF
NAME

4511
NUMBER

AMOUNT REQUESTED	PROJ. NO.	ACCOUNT/PROJECT NAME	ACCT. NO.	FUND NAME	FUND NO	
1 \$20,217.54		Construction/Reconstruction	44600	Northeast TIF	4511	
2 20,218			44310			
3						
4						
5						
6						
7						
8						
TOTAL 20,218 \$20,217.54						
ORIGINAL AMOUNT	If Prior Add'l Appropriation Was Approved This Year		Can Transfers Be Effected		APPROVED BY COUNCIL	
Approp. Unspent as of Request Date	AMOUNT	DATE	YES	NO	Amount	Date
1						
2						
3						
4						
5						
6						
7						
8						
TOTAL \$						

REASON FOR REQUEST

Cost reimbursement for sewer per Interlocal Agreement dated December 21, 2006.

**ELKHART COUNTY
ADDITIONAL APPROPRIATION REQUEST**

DATE: 7/21/14

DEPARTMENT

North Baugo TIF
NAME

4512
NUMBER

AMOUNT REQUESTED	PROJ. NO.	ACCOUNT/PROJECT NAME	ACCT. NO.	FUND NAME	FUND NO
1 \$ 4,995.00		Transfer Between Funds	45100	North Baugo TIF	4512
2					
3					
4					
5					
6					
7					
8					
TOTAL \$ 4,995.00					

ORIGINAL AMOUNT	If Prior Add'l Appropriation Was Approved This Year		Can Transfers Be Effected		APPROVED BY COUNCIL			
Approp.	Unspent Request	as of Date	AMOUNT	DATE	YES	NO	Amount	Date
1								
2								
3								
4								
5								
6								
7								
8								
TOTAL \$								

REASON FOR REQUEST

For a long-term payment to the Environmental Special Projects fund for a water line extension off of Charlotte Dr. in Elkhart.

**ELKHART COUNTY
ADDITIONAL APPROPRIATION REQUEST**

DATE: 7/21/14

DEPARTMENT

CR 6 & CR 17 TIF
NAME

4511
NUMBER

AMOUNT REQUESTED	PROJ. NO.	ACCOUNT/PROJECT NAME	ACCT. NO.	FUND NAME	FUND NO	
1 \$1,600,000.00		Construction/Reconstruction	44600	CR 6 & CR 17 TIF	4511	
2						
3						
4						
5						
6						
7						
8						
TOTAL \$1,600,000.00						
ORIGINAL AMOUNT		If Prior Add'l Appropriation Was Approved This Year	Can Transfers Be Effected		APPROVED BY COUNCIL	
Approp.	Unspent Request as of Date		YES	NO	Amount	Date
		AMOUNT DATE				
1						
2						
3						
4						
5						
6						
7						
8						
TOTAL \$						

REASON FOR REQUEST

For the construction of two intersections for a tract of land located on the SW side of CR 6 and CR 17. This project is supported with over 2 million dollars of private funds in addition to the 1+ million of requested RDC TIF funds. Along with the intersection improvements, a second left-turn lane is planned for northbound CR 17 turning west on CR 6. This request was planned as a future project, but will make sense to construct the lane during these intersection improvements. The two intersections and turn lane will create some efficiencies with construction happening all at once.

**ELKHART COUNTY
ADDITIONAL APPROPRIATION REQUEST**

DATE: 7/21/14

DEPARTMENT

Middlebury East TIF
NAME

4510
NUMBER

AMOUNT REQUESTED	PROJ. NO.	ACCOUNT/PROJECT NAME	ACCT. NO.	FUND NAME	FUND NO	
1 \$220,710.00		Construction/Reconstruction	44600	Middlebury East TIF	4510	
2						
3						
4						
5						
6						
7						
8						
TOTAL \$220,710.00						
ORIGINAL AMOUNT	If Prior Add'l Appropriation Was Approved This Year		Can Transfers Be Effected		APPROVED BY COUNCIL	
Approp.	Unspent Request	as of Date	AMOUNT	DATE	YES	NO
1						
2						
3						
4						
5						
6						
7						
8						
TOTAL \$						

REASON FOR REQUEST

For a long-term payment to the Town of Middlebury for wastewater plant improvements.

**ELKHART COUNTY
ADDITIONAL APPROPRIATION REQUEST**

DATE: 7/21/14

DEPARTMENT

Millersburg II TIF
NAME

4503
NUMBER

AMOUNT REQUESTED	PROJ. NO.	ACCOUNT/PROJECT NAME	ACCT. NO.	FUND NAME	FUND NO	
1 \$ 5,765.00	131331	Construction/Reconstruction	44600	Millersburg II TIF	4503	
2						
3						
4						
5						
6						
7						
8						
TOTAL \$ 5,765.00						
ORIGINAL AMOUNT		If Prior Add'l Appropriation Was Approved This Year	Can Transfers Be Effected		APPROVED BY COUNCIL	
Approp.	Unspent Request as of Date		YES	NO	Amount	Date
		AMOUNT DATE				
1						
2						
3						
4						
5						
6						
7						
8						
TOTAL \$						

REASON FOR REQUEST

For a long-term payment to the Town of Millersburg for improvements to the wastewater treatment plant.

**ELKHART COUNTY
ADDITIONAL APPROPRIATION REQUEST**

DATE: 7/21/14

DEPARTMENT

Western Gateway TIF
NAME

4506
NUMBER

AMOUNT REQUESTED	PROJ. NO.	ACCOUNT/PROJECT NAME	ACCT. NO.	FUND NAME	FUND NO	
1 \$ 31,046.00		Transfer Between Funs	45100	Western Gateway TIF	4506	
2						
3						
4						
5						
6						
7						
8						
TOTAL \$ 31,046.00						
ORIGINAL AMOUNT		If Prior Add'l Appropriation Was Approved This Year	Can Transfers Be Effectcd		APPROVED BY COUNCIL	
Approp.	Unspent Request as of Date		YES	NO	Amount	Date
		AMOUNT DATE				
1						
2						
3						
4						
5						
6						
7						
8						
TOTAL \$						

REASON FOR REQUEST

For a long-term payment for water and sewer extension from the City of Elkhart to the former American Countryside market.

On a motion made by Mike Yoder, seconded by Frank Lucchese and unanimously carried, the Board approved Secondary approval of a 2 lot major subdivision known as Olive Minor for Sheila D. Johnson, represented by B. Doriot & Associates, located on the west end of Oriole Street, 1,400 feet west of CR 1, 400 feet south of CR 18 in Baugo Township, as requested by Mark Kanney from planning and development.

On a motion made by Mike Yoder, seconded by Frank Lucchese and unanimously carried, the Board approved and forwarded to the County Council an appropriation reduction from the Motor Vehicle Highway fund for \$100,000 for savings due to the reduction in the workforce, as requested by Jeff Taylor, Manager of Transportation.

On a motion made by Frank Lucchese, seconded by Mike Yoder and unanimously carried, the Board approved and forwarded to the County Council an appropriation reduction from the Cumulative Bridge fund for \$71,000 due to budget cuts in several accounts, as requested by Jeff Taylor, Manager of Transportation.

On a motion made by Mike Yoder, seconded by Frank Lucchese and unanimously carried, the Board approved and forwarded to the County Council an appropriation reduction for the EDIT fund for \$26,943 for two completed projects, as again requested by Jeff Taylor.

On a motion made by Frank Lucchese, seconded by Mike Yoder and unanimously carried, the Board approved and forwarded to the County Council an appropriation reduction for the Motor Vehicle Highway fund for \$50,000 due to the reduction in the workforce, as requested by Jeff Taylor.

On a motion made by Mike Yoder, seconded by Frank Lucchese and unanimously carried, the Board approved and forwarded to the County Council an appropriation reduction for the Cumulative Bridge fund for \$245,820 for completed projects and moving a project from the Cumulative Bridge fund into the EDIT fund, as requested by Jeff Taylor.

On a motion made by Frank Lucchese, seconded by Frank Lucchese and unanimously carried, the Board approved and forwarded to the County Council an appropriation reduction for the Major Bridge fund for \$36,850 for a completed project, as requested by Jeff Taylor, Manager of Transportation.

The six (6) appropriation reductions above are as follows:

**ELKHART COUNTY
APPROPRIATION REDUCTION REQUEST**

DATE: 07-23-14

DEPARTMENT

Highway

1171-980

NAME

NUMBER

	AMOUNT REQUESTED	PROJ. NO.	ACCOUNT/PROJECT NAME	ACCT. NO.	FUND NAME	FUND NO	
1	36,849.60	121216	Prairie St. Bridge Insp.	44600	Major Bridge	1171	
2							
3							
4							
5							
6							
7							
8							
TOTAL	36,850						
			If Prior Add'l Appropriation Was Approved This Year	Can Transfers Be Effectuated		APPROVED BY COUNCIL	
	ORIGINAL AMOUNT						
	Approp.	as of Date		YES	NO	Amount	Date
			AMOUNT	DATE			

REASON FOR REQUEST 1. Project complete

On a motion made by Mike Yoder, seconded by Frank Lucchese and unanimously carried, the Board approved and forwarded to the County Council an additional appropriation request from the Motor Vehicle Highway fund for \$150,000 for additional road paving, as requested by Jeff Taylor, Manager of Transportation.

On a motion made by Frank Lucchese, seconded by Mike Yoder and unanimously carried, the Board approved and forwarded to the County Council an additional appropriation request from the EDIT fund for \$1,076,607 for six (6) various projects, as requested by Jeff Taylor, Manager of Transportation.

On a motion made by Mike Yoder, seconded by Frank Lucchese and unanimously carried, the Board approved and forwarded to the County Council an additional appropriation request from the Motor Vehicle Highway fund for \$1,000 for renter deposits, as again requested by Jeff Taylor, Manager of Transportation.

The three (3) above additional appropriations are as follows:

**ELKHART COUNTY
ADDITIONAL APPROPRIATION REQUEST**

DATE: 07-23-14

DEPARTMENT

Highway

1176-980

NAME

NUMBER

	AMOUNT REQUESTED	PROJ. NO.	ACCOUNT/PROJECT NAME	ACCT. NO.	FUND NAME	FUND NO	
1	150,000	141428	Road Paving & Maintenance	44600	Motor Vehicle Highway	1176	
2							
3							
4							
5							
6							
7							
8							
TOTAL	150,000						
			If Prior Add'l Appropriation Was Approved This Year	Can Transfers Be Effected		APPROVED BY COUNCIL	
	ORIGINAL AMOUNT						
	Approp.	as of Date		YES	NO	Amount	Date

REASON FOR REQUEST 1. A reduction of \$150,000 has been submitted from budget reductions. Requesting those funds for road paving for Antone Road and Jefferson Trails subdivision.

**ELKHART COUNTY
ADDITIONAL APPROPRIATION REQUEST**

DATE: 07-23-14

DEPARTMENT

Highway
NAME

1176-204
NUMBER

	AMOUNT REQUESTED	PROJ. NO.	ACCOUNT/PROJECT NAME	ACCT. NO.	FUND NAME	FUND NO		
1	1,000		Refunds	43850	Motor Vehicle Highway	1176		
2								
3								
4								
5								
6								
7								
8								
TOTAL	1,000							
			If Prior Add'l Appropriation Was Approved This Year	Can Transfers Be Effected		APPROVED BY COUNCIL		
	ORIGINAL AMOUNT							
	Approp.	as of Date	AMOUNT	DATE	YES	NO	Amount	Date

REASON FOR REQUEST 1. Funds needed in the event a renter moves out and a deposit is to be refunded.

On a motion made by Frank Lucchese, seconded by Mike Yoder and unanimously carried, the Board accepted the Weights & Measures report for June 16th – July 15th, 2014 and placed it on file.

David Gibson spoke to the Board regarding film director, Howard Hawks, who was a Goshen native. He directed many classic movies. He moved away with his family when he was very young but the Hawks family owned the Goshen Milling Company, a paper mill which was called the mainstay of the local economy. Mr. Gibson is suggesting the county or Goshen city have some type of a memorial to honor him. The Commissioners suggested he contact Mark Brinson in the city of Goshen and the Convention & Visitors Bureau in Elkhart to suggest what type of memorial could be done in Goshen to commemorate Mr. Hawks.

On a motion made by Mike Yoder, seconded by Frank Lucchese and unanimously carried, the Board approved a contract with INDOT for the CR 35 over the little Elkhart River bridge #102 rehabilitation project, as requested by Jeff Taylor, Manager of Transportation. We will receive \$700,000 for the project from the state of Indiana. A copy of the contract is on file in the Commissioners' office.

On a motion made by Frank Lucchese, seconded by Mike Yoder and unanimously carried, the Board appointed Chad Leiby to the Redevelopment Commission to complete the term of Brent Waddell, who resigned his position. His term will expire December 31, 2014.

On a motion made by Mike Yoder, seconded by Frank Lucchese and unanimously carried, the Board adjourned their meeting.

Respectfully submitted,
Kathy L. Erschen

MINUTES

ELKHART COUNTY BOARD OF COMMISSIONERS MEETING

August 11, 2014

President Terry Rodino called the meeting to order at 9:00 a.m. in the meeting room in the Commissioners' office at the County Administration Building, 117 North Second Street, Goshen, Indiana. The other two (2) Board members, Frank Lucchese and Mike Yoder, were also present. Others present were Pauline Graff, County Auditor; Tom Byers, County Administrator; and Kathy Erschen, Executive Assistant.

On a motion made by Frank Lucchese, seconded by Mike Yoder and unanimously carried, the Board approved the Allowance of Claims and the payroll claims, as presented by the county auditor's office.

On a motion made by Mike Yoder, seconded by Frank Lucchese and unanimously carried, the Board granted permission to advertise for bids for the paving program, part 2 for the highway department, as requested by Jeff Taylor, Manager of Transportation. Bids will be taken at the September 2, 2014 meeting. Middlebury will be partnering with the county for the bidding process but will be paying for their paving separately. The paving will be completed by October 31, 2014.

On a motion made by Frank Lucchese, seconded by Mike Yoder and unanimously carried, the Board adjourned their meeting.

Respectfully submitted,
Kathy L. Erschen

MINUTES

ELKHART COUNTY BOARD OF COMMISSIONERS MEETING

August 18, 2014

President Terry Rodino called the meeting to order at 9:00 a.m. in room 104 of the County Administration Building, 117 North Second Street, Goshen, Indiana. The other two (2) Board members, Frank Lucchese and Mike Yoder, were also present. Others present were Sheriff Brad Rogers; Pauline Graff, County Auditor; Gordon Lord, County Attorney, Tom Byers, County Administrator; and Kathy Erschen, Executive Assistant.

On a motion made by Frank Lucchese, seconded by Mike Yoder and unanimously carried, the Board approved the Minutes of the August 4th & 11th, 2014 meetings and placed them on file.

On a motion made by Mike Yoder, seconded by Frank Lucchese and unanimously carried, the Board approved the Allowance of Claims, as presented by the county auditor's office.

Brian Mabry from planning & development presented a request for Myron D. & Joyce I. Martin (owners) & Maynard Yoder (developer), represented by Philip C. Barker, for a zone map change from A-1 to a DPUD-A-1 to be known as Superior Hardwoods DPUD located on the south side of SR 4, 692 feet west of CR 37 in Clinton Township. The planning staff & Plan Commission have recommended approval of the request. Mr. Mabry read the conditions that are part of the proposed ordinance. Philip Barker, representing the petitioner, said that Maynard & Rosetta Yoder are now the owners of this land. There were no other comments from anyone in the audience. On a motion made by Frank Lucchese, seconded by Mike Yoder and unanimously carried, the Board closed the public hearing.

On a motion made by Mike Yoder, seconded by Frank Lucchese and unanimously carried, the Board approved the rezoning and adopted an ordinance establishing this zone map change and DPUD.

The Ordinance is as follows:

ORDINANCE NO. PC 2014-13

AN ORDINANCE TO AMEND THE ELKHART COUNTY CODE 36-7-4-600 MORE SPECIFICALLY ARTICLE 2. DISTRICTS AND ZONE MAPS FOR REAL ESTATE DESCRIBED IN THIS ORDINANCE FROM A-1 TO A DETAILED PLANNED UNIT DEVELOPMENT-A-1 TO BE KNOWN AS SUPERIOR HARDWOODS DPUD; AND BY CHANGING THE ZONE MAPS INCORPORATED BY REFERENCE IN ARTICLE 2. DISTRICTS AND ZONE MAPS OF THE ELKHART COUNTY ZONING ORDINANCE

WHEREAS, Myron D. & Joyce I. Martin (owners) and Maynard Yoder (developer) submitted a petition to change the zone maps for the real estate described in **SECTION 1** of this ordinance from **A-1** to a **Detailed Planned Unit Development-A-1** on **May 29th 2014**

WHEREAS, The Site Plan Review Committee did critique the petition as submitted and made those comments part of the file for consideration by the Elkhart County Plan Commission;

WHEREAS, The Staff for the Elkhart County Advisory Plan Commission did cause the publishing of the legal advertisements for the Public Hearing in **The Elkhart Truth** on the 29th day of June 2014 and in **The Goshen News** on the 28th day of June 2014 and did mail as prescribed by Rule and Law the Notice of Public Hearing to all persons of record with in 300 feet;

WHEREAS, The Elkhart County Advisory Plan Commission did hold a public hearing as provided by law on the 10th day of July 2014 and did take public input at that meeting;

WHEREAS, The Elkhart County Advisory Plan Commission did give reasonable regard to the criteria established by IC 36-7-4-603 and Specifications I - Planned Unit Development of the Elkhart County Zoning Ordinance; **And**

WHEREAS, The petition was sent to the Board of County Commissioners for Elkhart County with a Favorable Recommendation and a reasonable Conditions as outline in this Ordinance.

THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS FOR ELKHART COUNTY INDIANA, AS FOLLOWS:

SECTION 1. That the legal description of the real estate attached hereto as **Exhibit A** is made a part of this ordinance and incorporated herein by this reference.

SECTION 2. That the real estate described in **SECTION 1** of this Ordinance be rezoned from **A-1** to **DPUD-A-1** effective immediately and the zone maps adopted by reference in Article 2 of the Elkhart County Zoning Ordinance for Elkhart County, Indiana be amended and ordered amended and changed to reflect the said rezoning of said real estate.

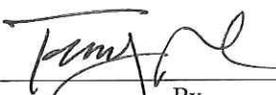
Page 1 of 3 Ordinance NO. PC 2014-13

- SECTION 3.** That the Detailed Planned Unit Development be granted for the real estate described in **SECTION 1** of this Ordinance. Unless this Ordinance specifies to the contrary, all Development Standards for the A-1 Zoning District detailed in the Elkhart County Zoning Ordinance will be enforced and govern the use of the real estate, though the Development Plan and Site Plan/Support Drawing will supersede all otherwise applicable **Permitted Uses, Special Uses, and Development Standards** under the A-1 zoning district.
- SECTION 4.** That all Development Plan(s) must be submitted to the Plat Committee of the Elkhart County Advisory Plan Commission for approval as a Secondary Plat; Secondary approval shall be granted only if the Development Plan(s) comply with the provisions of this Ordinance, the Site Plan/ Support Drawing, and the Subdivision Control Ordinance. The Development Plan(s) shall be incorporated into this Ordinance by this reference. All Secondary Plats will reference this Ordinance and if the intent of this Ordinance or the Site Plan/ Support drawing is not clear the Secondary Plan may be considered by the County Advisory Plan Commission at a Public meeting.
- SECTION 5.** That the Site Plan / Support Drawing is made part of this Ordinance by this reference and shall be maintained in the files of the Elkhart County Advisory Plan Commission.
- SECTION 6.** This Detailed Planned Unit Development Ordinance will limit the use of this real estate to what has been shown on the Site Plan / Support Drawing.
- SECTION 7.** That the additional documentation and supporting information listed in Section 9 of this Ordinance must be supplied and the conditions specified in Section 9 of this Ordinance must be satisfied prior to any permits for construction being issued.
- SECTION 8.** Reserved.
- SECTION 9.** List of additional documentation, supporting information, and conditions:
1. That one 2 inch diameter tree be installed and maintained for every 40 feet of frontage (at least seven trees). To be installed in the first planting season prior to the estimated time of issuance of the Certificate of Occupancy

SECTION 10. In the event any covenant, restriction, provision or section of this Ordinance or any portion thereof is declared invalid or void, such declaration shall in no way affect any other covenant, restriction, or section.

SECTION 11. This Ordinance shall be in full force and effect from and after its passage and approval in according with the law.

ORDAINED AND ADOPTED THIS THE 18TH DAY AUGUST 2014 BY THE BOARD OF COUNTY COMMISSIONER FOR ELKHART, INDIANA.



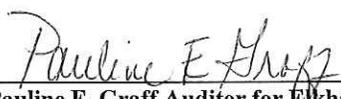
By
Terry Rodino



By
Mike Yoder



By
Frank Lucchese

Attest: 

Pauline E. Graff Auditor for Elkhart County

Page 3 of 3 Ordinance NO. PC 201413

EXHIBIT A Legal Description

DESCRIPTION: Superior Hardwoods DPUD

A part of the East half of the Southeast Quarter of Section 4, Township 36 North, Range 7 East, Clinton Township, Elkhart County, Indiana, and more particularly described as follows:

Commencing at Harrison monument marking Northeast corner of said Southeast Quarter; thence North 88 degrees, 30 minutes, 22 seconds West, 568.73 feet, along the North line of said Southeast Quarter, and State Road 4, to the point of beginning of this description; thence continuing along the last described line and bearing, 248.29 feet; thence South 00 degrees, 01 minute, 00 seconds East, 536.32 feet, to a rebar; thence South 88 degrees, 30 minutes, 22 seconds East, 248.29 feet, to a rebar; thence North 00 degrees, 01 minute, 00 seconds West, 536.32 feet, to the point of beginning containing 3.06 acres and subject to a public highway.

I Duane Burrow Senior Planner with the Elkhart County Division of Planning did prepare this document and do 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.

On a motion made by Mike Yoder, seconded by Frank Lucchese and unanimously carried, the Board approved Secondary approval of the Superior Hardwoods DPUD that was just approved, as also requested by Brian Mabry from planning and development.

On a motion made by Frank Lucchese, seconded by Mike Yoder and unanimously carried, the Board accepted the Solid Waste-Landfill report for July 2014 and placed it on file.

On a motion made by Mike Yoder, seconded by Frank Lucchese and unanimously carried, the Board approved out of state travel for Carol Caviness to go to Milwaukee, Wisconsin for the QuadMed Healthcare Summit in September.

Kathy Coss addressed the Board regarding the proposed additional LOIT being considered by the county to help fund the budget deficit that will be created with the tax caps. She questioned the tax caps and how they were determined & doesn't think it is fair to residential taxpayers. Mr. Yoder noted that all taxes are not fair but that it is the way the state has written the rules. Pauline Graff, county auditor, noted that the tax caps are not the only reason there will be a budget deficit. There is no inheritance tax anymore and also the interest earned on fund balances is much less than it was in the past. The discussion regarding finances, taxes, budget, etc. continued for awhile. Ms. Coss' goal is trying to present information that perhaps county officials are not aware of with regard to adopting an additional LOIT and looking at it with a different point of view. The Commissioners told Ms. Coss she needs to go to the state legislators to try and have some of the tax laws changed.

On a motion made by Frank Lucchese, seconded by Mike Yoder and unanimously carried, the Board adjourned their meeting.

Respectfully submitted,
Kathy L. Erschen

MINUTES

ELKHART COUNTY BOARD OF COMMISSIONERS MEETING

August 25, 2014

President Terry Rodino called the meeting to order at 9:00 a.m. in the Commissioners' meeting room in the County Administration Building, 117 North Second Street, Goshen, Indiana. The other two (2) Board members, Frank Lucchese and Mike Yoder, were also present. Others present were Pauline Graff, County Auditor and Kathy Erschen, Executive Assistant.

On a motion made by Frank Lucchese, seconded by Mike Yoder and unanimously carried, the Board approved the Allowance of Claims & Payroll claims, as presented by the county auditor's office.

On a motion made by Mike Yoder, seconded by Frank Lucchese and unanimously carried, the Board approved a Resolution to approve the Interlocal Agreement for the HSIP Project between Elkhart County and Kosciusko County, as requested by Jeff Taylor, Manager of Transportation. MACOG has advised us there is \$800,000 available in Federal Aid funding for a Highway Safety Improvement Project (HSIP) with contract letting on or before March 4, 2015. A copy of the interlocal agreement is on file in the Commissioners' office.

The Resolution is as follows:

RESOLUTION NO. 2014-359

**RESOLUTION OF THE ELKHART COUNTY COMMISSIONERS TO APPROVE THE
INTERLOCAL AGREEMENT FOR THE HSIP PROJECT BETWEEN ELKHART
COUNTY AND KOSCIUSKO COUNTY**

WHEREAS Elkhart County and Kosciusko County desire to perform a joint project for sign replacement utilizing HSIP funds through the Indiana Department of Transportation; and

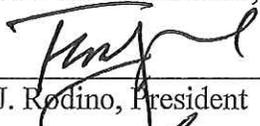
WHEREAS after due consideration the Board of Commissioners of the County of Elkhart, Indiana, finds and determines that it is in the best interests of Elkhart County to confirm and approve the Interlocal Agreement;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Elkhart, Indiana as follows:

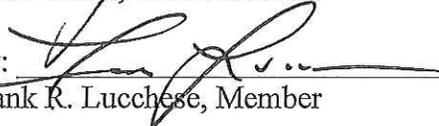
That the Interlocal Agreement attached hereto between Elkhart County and Kosciusko County be, and the same is, hereby confirmed and approved for the HSIP project.

Adopted this 25 day of August, 2014.

BOARD OF COMMISSIONERS OF THE
COUNTY OF ELKHART, INDIANA

By: 
Terry J. Rodino, President

By: 
Mike Yoder, Vice President

By: 
Frank R. Lucchese, Member

ATTEST:


Pauline E. Graff, Elkhart County Auditor

On a motion made by Frank Lucchese, seconded by Mike Yoder and unanimously carried, the Board appointed David Thwaites to the Common Wage Committee for the Fairfield Schools construction project and Jeff Kitson to the Common Wage Committee for the WaNee Schools construction project.

On a motion made by Frank Lucchese, seconded by Mike Yoder and unanimously carried, the Board adjourned their meeting.

Respectfully submitted,
Kathy L. Erschen