

MINUTES
ELKHART COUNTY COUNCIL
March 9, 2013

The meeting of the Elkhart County Council was called to order by Sheriff Brad Rogers at 8:00 a.m., in Room 104 of the County Administrative Building, Goshen, Indiana. Members present were David L. Hess, David E. Foutz, Darryl J. Riegsecker, David M. Ashe and Thomas W. Stump.

Also present were Pauline Graff, County Auditor; Gordon Lord, County Attorney; Craig Buche, County Attorney; Tom Byers, County Administrator and Mike Yoder, Commissioner.

MINUTES: Approval of minutes for February 9, 2013.

On motion made by Foutz seconded by Riegsecker and unanimously carried, the minutes were approved as received.

COMMITTEE REPORTS:

COMMISSIONERS: Yoder gave short report.

COUNCIL: All Council members present thanked Bill Fletcher and offered their best wishes.

AUDITOR: Graff gave short report.

SHERIFF: Rogers also wished Bill Fletcher well and thanked him for his service.

HUMAN RESOURCE MATTERS:

A. Health Department-WIC

1. Request to replace vacant clerical position with a professional staff person (dietician, nutritionist or Staff RN). There is adequate funding within the WIC grant. CCPC members recommended approval, 4-0 (by telephone).

On motion made by Foutz seconded by Ashe and unanimously carried, the Council approved this request.

B. County Highway

1. The following requests involve all three divisions of the Highway Department and if approved will become effective March 10, 2013:

- a. Eliminate three Area Supervisor positions.
- b. Add one Highway Operations Supervisor position, PG7 and two Multipurpose CDL, PG3 positions.
- c. Eliminate seven Section Leader positions.
- d. Add two Working Foreman positions, PG5 and five Multipurpose CDL positions, PG3.
- e. Offer three month severance package for three affected Area Supervisors.

- f. Request individual rate increase of 3% for one existing Working Foreman, PG5.
- g. Eliminate Garage Supervisor position.

CCPC recommended approval, 4-0, at the January 31st meeting.

On motion made by Stump seconded by Riegsecker and unanimously carried, the Council approved this request.

The preceding Emergency Salary Ordinances were then duly adopted.

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ADDITIONAL APPROPRIATIONS REQUESTS

Proofs of publication for Notice to Taxpayers of Additional Appropriations to be considered by the County Council at this meeting as appeared in the Goshen News and the Elkhart Truth on February 27, 2013.

NOTICE TO TAXPAYERS OF PROPOSED ADDITIONAL APPROPRIATIONS

Notice is hereby given to the taxpayers of Elkhart County, Elkhart County, Indiana, that the proper legal officers will consider the following additional appropriations in excess of the budget for the current year at their regular meeting place at Room 104, 117 N. 2nd Street, Goshen, Indiana, at 8:00 o'clock a.m. on Saturday, March 9, 2013

GENERAL FUND

Commissioners

Other Services and Charges 194,044.00

CUMULATIVE REASSESSMENT

County Assessor

Personal Services 75,601.00

PUBLIC HEALTH PREPAREDNESS GRANT

Health Department

Capital Outlays 18,280.00

ACCIDENT REPORT FEES

Sheriff

Other Services and Charges 5,040.00

FIREARMS TRAINING

Sheriff

Supplies 6,360.00

Capital Outlays 1,488.00

TOTAL FIREARMS TRAINING 7,848.00

COUNTY CONTINUING EDUCATION	
<u>Sheriff</u>	
Other Services and Charges	4,003.00
COUNTY DRUG FREE COMMUNITY	
<u>Commissioners</u>	
Other Services and Charges	234,123.00
AUDITOR'S PLAT BOOK	
<u>Auditor</u>	
Capital Outlays	1,600.00
CLERK PERPETUATION	
<u>Clerk</u>	
Other Services and Charges	350.00
Capital Outlays	4,100.00
TOTAL CLERK PERPETUATION	<hr/> 4,450.00
AUDITOR'S INELIGIBLE DEDUCTION	
<u>Auditor</u>	
Capital Outlays	1,500.00
COUNTY ELECTED OFFICIAL TRAINING FUND	
<u>Recorder</u>	
Other Services and Charges	6,000.00
CUMULATIVE CAPITAL DEVELOPMENT FUND	
<u>Commissioners</u>	
Other Services and Charges	17,500.00
CUMULATIVE DRAIN	
<u>Surveyor</u>	
Capital Outlays	2,100.00
MAJOR BRIDGE	
<u>Highway</u>	
Capital Outlays	550,000.00
PARK AND RECREATION NON-REVERTING	
<u>Park and Recreation</u>	
Capital Outlays	17,500.00

Taxpayers appearing at the meeting shall have a right to be heard. The additional appropriations as finally made will be referred to the Department of Local

Government Finance (DLGF). The DLGF will make a written determination as to the sufficiency of funds to support the appropriations made within fifteen (15) days of receipt of a Certified Copy of the action taken.

Dated: February 27, 2013

Pauline E. Graff, Elkhart County Auditor

ADDITIONAL APPROPRIATION EXPLANATIONS:

A. GENERAL FUND (#001)

1. Commissioners (130) request \$194,044 for animal control services with the Humane Society. The communities of Elkhart, Goshen, Wakarusa, Bristol and Middlebury have indicated they want to enter into an interlocal agreement with the County for services in 2013. Communities are responsible for the following reimbursement amounts: Elkhart \$115,000; Goshen \$64,644; Middlebury \$5400; Wakarusa \$5000; Wakarusa \$5000 and Bristol \$4000.

Tom Byers explained this request to the Council.

On motion made by Ashe seconded by Stump and unanimously carried, the Council approved this request.

The preceding Emergency Appropriation Ordinance was then duly adopted.

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B. CUMULATIVE REASSESSMENT (#107)

1. County Assessor (980) requests \$75,601 for 2 technicians for the cyclical reassessment. These positions were transferred from the general fund budget in December 2012, this is simply to appropriate the funds.

Cathy Searcy explained this request to the Council.

On motion made by Foutz seconded by Ashe and unanimously carried, the Council approved this request.

The preceding Emergency Appropriation Ordinance was then duly adopted.

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C. PUBLIC HEALTH PREPAREDNESS GRANT (#128)

1. Health Department (980) requests \$18,280 for an inventory management system to track state funded supplies.

Whitney Pierle, Public Health Coordinator, explained this request to the Council.

On motion made by Ashe seconded by Riegsecker and unanimously carried, the Council approved this request.

The preceding Emergency Appropriation Ordinance was then duly adopted.

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D. ACCIDENT REPORT FEES (#151)

1. Sheriff (980) requests \$5040 for copier rental.

Bill Fletcher explained this request to the Council.

On motion made by Ashe seconded by Stump and unanimously carried, the Council approved this request.

The preceding Emergency Appropriation Ordinance was then duly adopted.

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E. FIREARMS TRAINING (#152)

1. Sheriff (980) requests \$7848 for a computer in the training room and for firearms for officers.

Bill Fletcher explained this request to the Council.

On motion made by Foutz seconded by Ashe and unanimously carried, the Council approved this request.

The preceding Emergency Appropriation Ordinance was then duly adopted.

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F. COUNTY CONTINUING EDUCATION (#161)

1. Sheriff (105) requests \$4003 for education of officers.

Bill Fletcher explained this request to the Council.

On motion made by Ashe seconded by Stump and unanimously carried, the Council approved this request.

The preceding Emergency Appropriation Ordinance was then duly adopted.

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G. COMMISSIONER'S DRUG FREE COMMUNITY (#164)

1. Commissioners (980) request \$234,123 to set up the 2013 budget. This was previously appropriated at the end of 2012 but was not carried forward into 2013.

Tom Byers explained this request to the Council.

On motion made by Stump seconded by Riegsecker and unanimously carried, the Council approved this request.

The preceding Emergency Appropriation Ordinance was then duly adopted.

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H. AUDITOR'S PLAT BOOK (#172)

1. Auditor (980) requests \$1600 for a scanner for the GIS department.

Graff explained this request to the Council.

On motion made by Ashe seconded by Riegsecker and unanimously carried, the Council approved this request.

The preceding Emergency Appropriation Ordinance was then duly adopted.

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I. CLERK'S PERPETUATION (#173)

1. Clerk (980) requests \$4450 for data hardware and for professional services to repair Legacy Marriage License system.

Chris Anderson explained this request to the Council.

On motion made by Foutz seconded by Stump and unanimously carried, the Council approved this request.

The preceding Emergency Appropriation Ordinance was then duly adopted.

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J. AUDITOR'S INELIGIBLE DEDUCTION (#223)

1. Auditor (980) requests \$1500 for 4 new monitors to process online deeds.

On motion made by Ashe seconded by Stump and unanimously carried, the Council approved this request.

The preceding Emergency Appropriation Ordinance was then duly adopted.

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K. COUNTY ELECTED OFFICIAL TRAINING FUND (#233)

1. Recorder (980) requests \$6000 for sustenance, education and travel expenses for county elected officials, Recorder, Auditor, Treasurer, Clerk and Surveyor. As agreed by these officials, the Recorder will coordinate the expenditures from this appropriation and submit claims for these offices.

Jerry Weaver explained this request to the Council.

On motion made by Foutz seconded by Stump and unanimously carried, the Council approved this request.

The preceding Emergency Appropriation Ordinance was then duly adopted.

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L. CUMULATIVE CAPITAL DEVELOPMENT (#334)

1. Commissioners (980) request \$17,500 for project 1306, donation from Greencroft to help upgrade lighting on the interior of the Courthouse.

Tom Byers explained this request to the Council.

On motion made by Ashe seconded by Riegsecker and unanimously carried, the Council approved this request.

The preceding Emergency Appropriation Ordinance was then duly adopted.

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M. CUMULATIVE DRAIN (#337)

1. Surveyor (980) requests \$2,100 for project 1314, joint regulated drains with Kosciusko County.

On motion made by Foutz seconded by Stump and unanimously carried, the Council approved this request.

The preceding Emergency Appropriation Ordinance was then duly adopted.

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N. MAJOR BRIDGE (#338)

1. Highway (980) requests \$550,000 for project 1308, McDonald's right of way acquisition settlement for Six Span Bridge project.

Jeff Taylor explained this request to the Council.

On motion made by Ashe seconded by Stump and unanimously carried, the Council approved this request.

The preceding Emergency Appropriation Ordinance was then duly adopted.

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O. PARK AND RECREATION NON-REVERTING (#341)

1. Park and Recreation (980) requests \$17,500 for project 1301, building repairs, light efficiency upgrades and Ox Bow Gatehouse roof repairs.

Larry Neff explained this request to the Council.

On motion made by Foutz seconded by Stump and unanimously carried, the Council approved this request.

The preceding Emergency Appropriation Ordinance was then duly adopted.

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TRANSFER REQUESTS REQUIRING COUNCIL ACTION:

A. GENERAL FUND (#001)

1. Sheriff (105)

From	4219	Other Operating Supplies	965.00
To	4539	Other Equipment	965.00

2. Archives and Microfilm (143)

From	4205	Photographic Supplies	2,015.00
To	4335	Office and Equipment Repair	2,015.00

B. INDIANA TOBACCO AND CECESSATION PROGRAM (#185)

1. Health Department (980)

From	4392	Subscriptions	550.00
To	4545	Data Processing Equipment	550.00

C. IDOC GRANT (#210)

1. Program Income (614)

		Equipment	
From	4343	Leasing	6,000.00
To	4210	Vehicle Supplies	6,000.00

On motion made by Foutz seconded by Stump and unanimously carried, the Council approved this request.

The preceding Emergency Transfer Ordinance was then duly adopted.

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TRANSFERS NOT REQUIRING COUNCIL ACTION: Available in Auditor's Office.

OTHER BUSINESS:

(a) Reappointment of Jane Erickson to the Goshen Public Library board.

On motion made by Riegsecker seconded by Stump and unanimously carried, the Council approved this request.

(b) Reappointment of Darryl Riegsecker to the City of Goshen Economic Development Commission. Four year term. February 1, 2013-February 1, 2017.

On motion made by Stump seconded by Ashe and unanimously carried, the Council approved this request. Riegsecker abstained.

(c) Approval of Interlocal Agreement between Elkhart County Redevelopment Commission and Town of Millersburg.

Craig Buche explained that this agreement is to increase the capacity, efficiency and operations of the wastewater treatment operations in Millersburg which serves two TIF districts in that area.

On motion made by Foutz seconded by Stump and unanimously carried, the Council approved this request.

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Added Item:

Craig Buche explained that the Interlocal Agreement with the Town of Middlebury for their wastewater treatment project needs to be changed slightly. The State has asked the Town of Middlebury to tweak the agreement in order to protect the bond holders of the agreement. Nothing will change regarding the amounts pledged from the Redevelopment Commission that were approved by the Council last fall.

Buche asked that we make a motion authorizing the President or Vice-President of the Council and the County Auditor to sign the amended Interlocal Agreement provided that the main substance of the agreement does not change.

On motion made by Stump seconded by Riegsecker and unanimously carried, the Council approved this request.

AUDIENCE ITEMS: None

ADJOURN:

There being no further business to come before the Council the meeting was adjourned at 9:01 a.m. on motion by Foutz seconded by Ashe and unanimously carried.

Audie Hostetler
Recording Secretary

A complete recording of this meeting is available in the Auditor's Office.
The recording of this meeting will be available for one year and then erased.