

**MINUTES**  
**ELKHART COUNTY COUNCIL**  
**August 8, 2015**

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 President John K. Letherman, Vice President David L. Hess, David E. Foutz, Randall D. Yohn, David M. Ashe, Darryl J. Riegsecker and Thomas W. Stump.

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

**MINUTES:** Approval of minutes for July 11, 2015.

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

**COMMITTEE REPORTS:**

COMMISSIONERS:	No report.
COUNCIL:	No report.
AUDITOR:	No report.
SHERIFF:	No report

**EDC MATTERS:**

**PUBLIC HEARING-** Resolution No. CC-2015-14. Resolution Setting Forth Final Action In Determining That The Qualifications For An Economic Revitalization Area Have Been Met And Confirming Resolution No. CC-2015-12 For Furion, LLC. Also, Consideration Of The Commitment And Payment Agreement.

.Chris Stager explained this request to the Council.

On motion made by Foutz seconded by Stump the Council approved this Resolution. Letherman abstained.

On motion made by Hess Seconded by Stump the Council approved this Payment Agreement. Letherman abstained.

(Page 290)

**HUMAN RESOURCE MATTERS:**

\*\*\*Approval of Ordinance No. CC-2015-13, 2015 Salary Ordinance for 911 Center.

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

(Page 291)

A. Superior Court #3

1. General Fund (1000-164-41135): Request individual rate increase for Legal Assistant II (Bryson), PG4/JF1, from \$13.59 to \$15.59/hr, effective 8/9/15.

*General Fund Impact 2015: \$1440*

*General Fund Impact 2016: \$3744*

**On motion made by Yohn seconded by Lucchese and unanimously carried, the CCPC approved a \$1.75/hr raise, 4-0.**

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

B. Court Services

1. General Fund (1000-168-41120): Request to reinstate one Juvenile Probation Officer (Green), NC, \$15.14/hr, back to a Youth Specialist II, PG4/JF4, \$14.78/hr, effective 8/9/15.

*General Fund Impact 2015: -0-*

*General Fund Impact 2016: -0-*

**Request withdrawn.**

C. Public Defender

1. General Fund (1000-175-41135): Request increase in hours for one Legal Assistant II (Hardy), PG4/JF1, \$12.83/hr, from 60 hours to 72 hours per pay period. Effective 8/9/15.

*General Fund Impact 2015: \$1540*

*General Fund Impact 2016: \$4003*

**On motion made by Stump seconded by Lucchese and unanimously carried, the CCPC approved the request, 4-0.**

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

D. Highway

1. Highway (1176-202-41165): Request to establish hourly rate for exempt employees from other departments who are interested in supervising inmates for maintenance work and work zone patrol.

**On motion made by Yohn seconded by Stump and unanimously carried, the CCPC approved the request, 4-0.**

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

Added Item: Request that Ryan Clussman be added to the list of employees that are eligible for overtime pay when working on eligible projects and when in excess of 42 hours per week.

**On motion made by Stump seconded by Lucchese and unanimously carried, the CCPC approved the request, 4-0, effective 6/22/15.**

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

E. Community Corrections Advisory Board

1. IDOC Grant (1130-980-41115): Request 6% temporary individual rate increase for Lauren Duesler, while serving as Interim Director of Community Corrections, PG9/JF6, \$1905.19, retroactive to 7/1/15.

*No General Fund Impact*

**On motion made by Yohn seconded by Stump and unanimously carried, the CCPC approved the request, 4-0.**

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

F. Clerk

1. General Fund (1000-101-41135): Request individual rate increases for nine Legal Assistant I positions (below), PG3/JF1, effective 8/9/15. Max of hiring range for a Legal Assistant I is \$12.95/hr.
  - o B. Johnson- Current rate \$11.17/hr, requested rate \$12.06/hr
  - o C. Bowen- Current rate \$11.17/hr, requested rate \$11.84/hr

- H. Damron- Current rate \$10.99/hr, requested rate \$11.65/hr
- T. Miller-Current rate \$10.99/hr, requested rate \$11.54/hr
- L. Arnold- Current rate \$10.99/hr, requested rate \$11.54/hr
- L. Allen- Current rate \$10.99/hr, requested rate \$11.43/hr
- C. French- Current rate \$10.99/hr, requested rate \$11.43/hr
- H. Hostetler- Current rate \$10.99/hr, requested rate \$11.43/hr
- R. Whitehead- Current rate \$11.48/hr, requested rate \$12.05/hr

**On motion made by Stump seconded by Lucchese and unanimously carried, the CCPC approved the request, 4-0.**

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

2. General Fund (1000-101-41135): Request reclassification of one Legal Assistant I, PG3/JF1, to one Legal Assistant II, PG4/JF1. Effective 8/9/15.

*General Fund Impact 2015: Will be absorbed by budget*

*General Fund Impact 2016: Less than \$9000 and will likely be absorbed by budget*

**On motion made by Yohn seconded by Stump and unanimously carried, the CCPC approved the request, 4-0.**

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

G. Health Department

1. Health Operating (1159-340): Request the following changes due to the closure of the Healthy Babies program-MCH (8127-311):
  - Increase % of salary funded by Health Operating for Manager of WIC/MCH (Sizemore), from 15% to 25%. Effective 9/20/15.
  - Move one Social Worker Supervisor (Conrad) from MCH to Health Operating. Effective 9/20/15.
  - Move one Social Worker (Hochstetler) from Health Operating to MCH Grant. Effective 9/20/15. Eliminated 10/1/15.
  - Move one Social Worker (Glaze) from Health Operating to MCH Grant. Effective 9/20/15. Eliminated 10/1/15.
  - One RPT Social Worker (Lieby) and one part time Social Worker (Williams) have already been moved from MCH Program Income to MCH Grant. Positions to be eliminated 10/1/15.
  - Also eliminating one full time Social Worker (Lowe), one regular part time Clerk (Johnson) and two part time positions (Storlie and Richardson), 10/1/15.

*Impact to Health Operating 2015: -0-*  
*Impact to Health Operating 2016: -0-*

**On motion made by Stump seconded by Lucchese and unanimously carried, the CCPC approved the request, 4-0.**

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

H. Surveyor

1. General Fund (1000-106-41140): Request reclassification of one Secretary III (Biller), PG4/JF1, \$15.80, to Survey Assistant, PG5/JF3, \$17.38, 41125. Effective 8/9/15.
2. General Fund (1000-106-41105): Request reclassification for First Deputy Surveyor (Schweisberger), PG7/JF6, \$2052.64, to PG8/JF6, \$2175.80. Effective 8/9/15.

*Impact to General Fund 2015: -0-*  
*Impact to General Fund 2016: -0-*

**On motion made by Yohn seconded by Stump and unanimously carried, the CCPC approved requests H1&2, 4-0, effective 3/8/15.**

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

I. Public Safety Communications Center (PSCC)

1. PSCC (1153-323): Request reclassification of one Secretary II (Zehring), PG3/JF1, \$15.32, 41140, 72 hours, to Communications Tech II, PG5/JF4, \$18.29/hr, 41125, 80 hours. Effective 8/9/15.

**On motion made by Stump seconded by Lucchese and unanimously carried, the CCPC approved the request, 4-0.**

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

2. Request review and approval of pay structure changes.  
Review of Proposed Salary Ordinance for informational purposes.

*Impact to 1153-323 in 2015: \$40,064*  
*Impact to 1222-980 in 2015: \$11,555*

*Impact to 1153-323 in 2016: \$115,742*

*Impact to 1222-980 in 2016: \$33,383*

**On motion made by Yohn seconded by Stump and unanimously carried, the CCPC approved the request, 4-0.**

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

**II. Miscellaneous Items**

- A. Additional \$500 per year for Assessor III certification due to SEA 426-2015, effective 1-1-2016.
- B. Discussion on having regular CCPC meeting on 9-1-15 to discuss 2016 budget items and any other requests.

The preceding Emergency Salary Ordinances were then duly adopted.

(Page 292-297)

**ADDITIONAL APPROPRIATIONS REQUESTS**

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, August 8, 2015.

GENERAL FUND

Sheriff

Supplies	1,962.00
Other Services and Charges	165.00
Capital Outlays	3,986.00

Coroner

Personal Services	3,500.00
Other Services and Charges	23,900.00
TOTAL GENERAL FUND	33,513.00

EDIT

Commissioners

Capital Outlays	200,000.00
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County Highway

Capital Outlays	120,000.00
TOTAL EDIT	320,000.00

CLERK'S RECORDS PERPETUATION	
<u>Clerk</u>	
Capital Outlays	2,000.00
CUMULATIVE DRAIN	
<u>Surveyor</u>	
Capital Outlays	15,000.00
MOTOR VEHICLE HIGHWAY	
<u>County Highway</u>	
Capital Outlays	250,000.00
SURVEYOR'S CORNER PERPETUATION	
<u>Surveyor</u>	
Other Services and Charges	1,000.00
HIV GRANT	
<u>Health Department</u>	
Other Services and Charges	1,000.00
PUBLIC HEALTH PREPAREDNESS	
<u>Health Department</u>	
Personal Services	14,236.00
Supplies	770.00
Other Services and Charges	3,529.00
Capital Outlays	7,090.00
TOTAL PUBLIC HEALTH PREPAREDNESS	25,625.00
MEDICAL RESERVE CORPS 2	
<u>Health Department</u>	
Supplies	1,637.00
Other Services and Charges	3,774.00
TOTAL MEDICAL RESERVE CORPS 2	5,411.00
EBOLA GRANT	
<u>Health Department</u>	
Other Services and Charges	36,086.00
REDUCTIONS	
CUMULATIVE DRAIN	
<u>Surveyor</u>	
Capital Outlays	-92,723.71

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: July 29, 2015.

Pauline E. Graff, Elkhart County Auditor

**ADDITIONAL APPROPRIATION EXPLANATIONS:**

A. GENERAL FUND (#1000)

1. Sheriff (105) withdrew his request for \$6,113.
2. Coroner (107) request \$27,400 for funds needed for Autopsies, Other Professional Services and Mileage.

John White explained this request to the Council.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.

(Page 298)

B. EDIT (#1112)

1. Commissioners (980) request \$200,000 for funds to be transferred to the General Fund as approved in conjunction with 2015 County Budget.

Tom Byers explained this request to the Council.

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

2. County Highway (980) request \$120,000 for funds needed for the survey of County Road 38 from County Road 11 to State Road 19, and from County Road 31 to State Road 13. Each section will be required to be widened to 24 feet plus a shoulder.

Tom Byers explained this request to the Council.

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

The preceding Emergency Appropriation Ordinances were then duly adopted.

(Page 299)

C. CLERK'S RECORD PERPETUATION (#1119)

1. Clerk (980) requests \$2,000 for funds needed to purchase (9) nine office chairs for the Superior Court 5 Clerk's Office and the Juvenile Clerk's Office.

Wendy Hudson 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.

(Page 300)

\*\*\*Let the record reflect Wendy Hudson received CLERK OF THE YEAR AWARD.

D. CUMULATIVE DRAIN (#1141)

1. Surveyor (980) request \$15,000 for funds needed for maintenance on County Regulated Drains.

Blake Doriot 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.

(Page 301)

E. MOTOR VEHICLE HIGHWAY (#1176)

1. County Highway (980) request \$250,000 for funds needed for road paving, chip seal and gravel. Funds are from savings from budget cuts.

Tom Byers explained this request to the Council.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.

(Page 302)

F. SURVEYOR'S CORNER PERPETUATION (#1202)

1. Surveyor (980) request \$1,000 for funding reward monies for stolen equipment.

Blake Doriot 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.

(Page 303)

G. HIV GRANT (#8124)

1. Health Department (980) request \$1,000 for funds needed to send (2) two staff members to mandated HIV Prevention Counselor Certification Course in Indianapolis for (4) four days/nights.

Dr. Nafziger explained this request to the Council.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.

(Page 304)

H. PUBLIC HEALTH PREPAREDNESS (#8145)

1. Health Department (980) request \$25,625 for funds needed to create and implement strategies for engagement with community partners who may be able to provide services to mitigate identified public health and/or medical threats or incidents.

Dr. Nafziger explained this request to the Council.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.

(Page 305)

I. MEDICAL RESERVE CORPS 2 (#8146)

1. Health Department (980) request \$5,411 for funds needed to provide structure for Indiana's Medical Reserve Corps and to increase interaction between MRC Units and ISDH Units.

Dr. Nafziger 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.

(Page 306)

J. EBOLA GRANT (#8147)

1. Health Department (980) request \$36,086 for funds needed to conduct a baseline assessment and gap analysis of resources, capabilities and gaps in reference to Ebola and all other emerging infectious diseases.

Dr. Nafziger explained this request to the Council.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.  
(Page 307)

**REDUCTIONS:**

K. CUMULATIVE DRAIN (#1141)

1. Surveyor (980) request \$92,723.71 reduction due to unused ditch appropriations.

Blake Doriot explained this request to the Council.

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

The preceding Emergency Reduction Ordinance was then duly adopted.  
(Page 308)

**TRANSFER REQUESTS REQUIRING COUNCIL ACTION**

A. GENERAL FUND (#1000)

1. Code Enforcement (131)

From	42110	Fuel	1,500.00
To	43850	Refunds	1,500.00

2. Victim Assistance (159)

From	42090	Office Supplies	813.00
To	44535	Data Hardware	813.00

B. IDOC GRANT  
(#1130)

1. Community Corrections (614)

From	44500	Vehicles	40,000.00
To	43090	Professional Services	40,000.00

C. SOLID WASTE USER FEES (#1194)

1. Solid Waste Disposal (338)

From	44400	Machinery Equipment	25,000.00
To	43030	Architectural & Engineering	25,000.00

D. STORM WATER MANAGEMENT OPERATING (#1197)

1. MS4 Environmental Health (340)			
From	43040	Laboratory	967.00
To	44510	Other Equipment	967.00
2. Storm Water (980)			
From	41115	Supervisors & Other Admin	7,500.00
To	43090	Other Professional Services	7,500.00
E. DISTRICT 2 EQUIPMENT #6 (8138)			
1. Emergency Management (980)			
From	42195	Other Operating Supplies	1,495.00
To	44510	Other Equipment	1,495.00

On motion made by Riegsecker seconded by Ashe and unanimously carried, the Council approved these requests.

The preceding Emergency Transfer Ordinance was then duly adopted.

(Page 309)

**OTHER BUSINESS**

(a) Approval of CF1's for the following businesses:

Smart, LLC  
 Champagne Metals

Tom Byers explained this request to the Council.

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

**AUDIENCE ITEMS**

Glenn Null discussed points of interest, and disinterest. He had comments about "Rat holing" money to pay unemployment when it came to the Health Department losing a grant and keeping the people. Also discussed why the Coroner has to go to Kalamazoo for Autopsies.

Coroner John White clarified why Elkhart County Autopsies are being done in Kalamazoo as opposed to South Bend or Fort Wayne.

Dr. Nafziger then approached the criticism pointed out by Glen Null about grant money leaving the County and then applauded the Council for their willingness to support the workers of over a decade that got displaced by this grant money going away and the work they did for Elkhart County and the citizens of Elkhart County.

Glen Null then criticized the transfer of Storm Water funds for Other Professional Services. Nancy Brown from Storm Water then addressed that criticism.

### **ADJOURN**

There being no further business to come before the Council the meeting was adjourned at 9:05 a.m. on motion by Foutz seconded by Riegsecker and unanimously carried.

Anita Mock  
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.

