

MINUTES
ELKHART COUNTY COUNCIL
January 10, 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 Council 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; Craig Buche, County Attorney; Gordon Lord, County Attorney; Tom Byers, County Administrator and Mike Yoder, Commissioner.

REORGANIZATION – Auditor Graff assumed the chair and opened the floor for nominations of Officers:

Graff said she would accept nominations for President of the County Council. Hess said he would nominate John Letherman for President. Stump said he would second that motion. Graff asked if there were anymore nominations. If not, she would accept a motion to close nominations. Stump said he moved to close the nominations and Foutz seconded. Graff said she had a motion and a second, all in favor of the motion to close the nominations say Aye, none were opposed and Graff said the motion was carried. Graff said that all in favor of retaining John Letherman as President of the Council say aye, none were opposed and the motion was carried.

Letherman asked for nominations for Vice-President. Stump nominated David Hess for Vice-President. Yohn said he would second that nomination. Letherman asked if there were any other nominations. He then asked if there was a motion to close the nominations. Stump moved to close the nominations and Ashe seconded. Letherman asked all in favor of that nomination to say aye, none were opposed. All in favor of David Hess as Vice-President please say aye, none were opposed.

The 2015 Committee Appointments are as follows:

ADEC	DAVID ASHE
AFFIRMATIVE ACTION	DAVID ASHE DARRYL REIGSECKER
CCAB	RANDY YOHN
COURT SERVICES	RANDY YOHN
EDC OF ELKHART COUNTY	JOHN LETHERMAN
EMERGENCY MANAGEMENT	RANDY YOHN
HEALTH BOARD	DAVID HESS
HUMANE SOCIETY	DAVID ASHE

MACOG	JOHN LETHERMAN
OAKLAWN	DARRYL RIEGSECKER
PARK BOARD	DAVID FOUTZ ALTERNATE-DARRYL REIGECKER
PERSONNEL COMMITTEE, CHAIRMAN PERSONNEL COMMITTEE	DAVID HESS THOMAS STUMP RANDY YOHN
PLAN COMMISSION	THOMAS STUMP
PROSECUTOR	DAVID HESS
REDEVELOPMENT COMMISSION	DAVID FOUTZ
SHERIFF	DAVID HESS
SOLID WASTE	DAVID ASHE
STATE LEGISLATURE	JOHN LETHERMAN
TOWNSHIP & COUNTY ASSESSING	DAVID HESS
YOUTH SERVICES	DAVID FOUTZ

MINUTES: Approval of minutes for December 13, 2014.

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

COMMITTEE REPORTS:

COMMISSIONERS: No report
 COUNCIL: No report
 AUDITOR: Graff gave short report.
 SHERIFF: No report

EDC MATTERS: None

HUMAN RESOURCE MATTERS:

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, January 10, 2015.

EDIT

Commissioners

Other Services and Charges	27,000.00
----------------------------	-----------

County Highway

Capital Outlays	<u>1,220,460.00</u>
-----------------	---------------------

TOTAL EDIT	1,247,460.00
------------	--------------

CLERK'S RECORD PERPETUATION

Clerk

Supplies	17,825.00
----------	-----------

Other Services and Charges	2,500.00
----------------------------	----------

Capital Outlays	<u>12,500.00</u>
-----------------	------------------

TOTAL CLERK'S RECORD PERPETUATION	32,825.00
-----------------------------------	-----------

SALES DISCLOSURE

Concord Assessor

Other Services and Charges	1,790.00
----------------------------	----------

County Assessor

Other Services and Charges	<u>24,900.00</u>
----------------------------	------------------

TOTAL SALES DISCLOSURE	26,690.00
------------------------	-----------

CUMULATIVE BRIDGE

County Highway

Capital Outlays	100,000.00
-----------------	------------

CUMULATIVE CAPITAL DEVELOPMENT

Commissioners

Capital Outlays	225,000.00
-----------------	------------

CUMULATIVE

DRAIN

Surveyor

Capital Outlays	58,000.00
-----------------	-----------

LOCAL EMERGENCY PLANNING COMMISSION

Local Emergency Planning Commission

Supplies	7,275.00
Other Services and Charges	84,075.00
Capital Outlays	26,000.00
TOTAL LOCAL EMERGENCY PLANNING COMMISSION	<u>117,350.00</u>

ENHANCED ACCESS

Recorder

Other Services and Charges	24,000.00
----------------------------	-----------

COUNTY HEALTH OPERATING

Local Health Maintenance Trust Account

Personal Services	72,692.00
Supplies	156.00
Other Services and Charges	528.00
TOTAL COUNTY HEALTH OPERATING	<u>73,376.00</u>

COUNTY HEALTH OPERATING

Breast and Cervical Cancer Program

Supplies	6,600.00
Other Services and Charges	2,000.00
Capital Outlays	2,400.00
TOTAL COUNTY HEALTH OPERATING	<u>11,000.00</u>

LOCAL HEALTH MAINTENANCE FUND

Health Department

Personal Services	62,445.00
Supplies	159.00
Other Services and Charges	880.00
Capital Outlays	9,188.00
TOTAL COUNTY HIGHWAY OPERATING	<u>72,672.00</u>

PARK NON-REVERTING OPERATING

Park Department

Supplies	64,850.00
Other Services and Charges	60,600.00
Capital Outlays	14,000.00
TOTAL PARK NON-REVERTING OPERATING	<u>139,450.00</u>

AUDITOR'S PLAT BOOK

Auditor

Personal Services	34,720.00
Supplies	5,600.00
Other Services and Charges	8,600.00

Capital Outlays	10,000.00
TOTAL AUDITOR'S PLAT BOOK	58,920.00

SURVEYOR'S CORNER PERPETUATION

Surveyor

Personal Services	10,000.00
Supplies	13,300.00
Other Services and Charges	15,700.00
Capital Outlays	5,000.00
TOTAL SURVEYOR'S CORNER PERPETUATION	44,000.00

AUDITOR INELIGIBLE FUND

Auditor

Personal Services	42,000.00
Supplies	4,500.00
Other Services and Charges	7,500.00
Capital Outlays	20,000.00
TOTAL AUDITOR INELIGIBLE FUND	74,000.00

MILLERSBURG II TIF

Planning and Development

Other Services and Charges	2,600.00
----------------------------	----------

NORTHWEST GATEWAY TIF

Planning and Development

Other Services and Charges	149,600.00
----------------------------	------------

SOUTH BENTON TIF

Planning and Development

Other Services and Charges	79,600.00
----------------------------	-----------

WESTERN GATEWAY TIF

Planning and Development

Other Services and Charges	2,200.00
----------------------------	----------

MIDDLEBURY AGRICULTURE
TIF

Planning and Development

Other Services and Charges	1,600.00
----------------------------	----------

MIDDLEBURY SOUTHEAST TIF

Planning and Development

Other Services and Charges	20,600.00
----------------------------	-----------

MIDDLEBURY EAST TIF	
<u>Planning and Development</u>	
Other Services and Charges	20,600.00
NORTHEAST CORRIDOR TIF DISTRICT	
<u>Planning and Development</u>	
Other Services and Charges	130,600.00
NORTH BAUGO TIF	
<u>Planning and Development</u>	
Other Services and Charges	1,600.00
REDEVELOPMENT COMMISSION	
<u>Planning and Development</u>	
Supplies	251.00
MATERNAL CHILD AND HEALTH GRANT MCH	
<u>MCH Grant Healthy Beginnings</u>	
Personal Services	350,925.00
Supplies	33,400.00
Other Services and Charges	166,900.00
Capital Outlays	14,750.00
TOTAL MATERNAL CHILD AND HEALTH GRANT MCH	565,975.00
DIGITAL DENTAL X-RAY EQUIPMENT	
<u>Health Department</u>	
Capital Outlays	30,000.00
INDIANA ECONOMIC DEVELOPMENT CORPORATION	
<u>Commissioners</u>	
Capital Outlays	175,000.00

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: December 30, 2014

Pauline E. Graff, Elkhart County Auditor

ADDITIONAL APPROPRIATION EXPLANATIONS:

A. EDIT (#1112)

1. Commissioners (980) request for \$27,000 to pay the contribution to the North Central Business Assistance Center.

Kyle Hannon 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 Ordinances were then duly adopted.

(Page 17)

2. County Highway (980) requests \$1,220,460 for funds requested from INDOT, and for several other projects. The projects include; American Structure point payment, miscellaneous repairs and closeouts, signal upgrades, County Road 18 and County Road 13 project, Court Road 40 curve reconstruction and County Road 38 and Kercher Bridge update.

Jeff Taylor 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 Ordinances were then duly adopted.

(Page 18)

B. CLERK'S RECORD PERPETUATION (#1119)

1. Clerk (980) requests \$32,825 for funds needed for new copy/fax machine for Superior Court 5, TAB file folder labels and blank files for 2015 court filings in all offices, custom counter rebuild for Juvenile Clerks Office, migration of Docuware server to Archives facility, replace Kyocera printer in Superior Court 1, 2 and 3 Clerk's Offices, and replace hand-held file-mark stamps for several offices where current date band does not extend past 2014.

Chris Anderson explained this request to the Council.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.

(Page 19)

C. SALES DISCLOSURE FEES (#1131)

1. Concord Township Assessor (114) requests \$1,790 for funds to pay for copy machine rent needed for sales disclosure verification.

Kris Rowe 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 20)

2. County Assessor (980) requests 24,900 for funds from the sales disclosure account to cover the cost of three copiers, and the MLS service used to verify sales disclosures.

Kathy Searcy explained this request to the Council.

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

The preceding Emergency Appropriation Ordinances were then duly adopted.

(Page 21)

D. CUMULATIVE BRIDGE (#1135)

1. County Highway (980) withdrew a request for 100,000 for funds needed to make various repairs to bridges based on bridge inspections.

Jeff Taylor explained this request to the Council.

E. CUMULATIVE CAPITAL DEVELOPMENT (#1138)

1. Commissioners (980) requests \$225,000 for funds to purchase equipment/furniture for various County Departments.

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.

(Page 22)

F. CUMULATIVE DRAIN (#1141)

1. Surveyor (980) requests \$58,000 for funds needed for maintenance on regulated drains.

Blake Doriot 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 Ordinances were then duly adopted.

(Page 23)

G. LOCAL EMERGENCY PLANNING COMMISSION (#1152)

1. Local Emergency Planning Committee (980) requests \$117,350 to set up 2015 LEPC Budget.

Dave Hess explained this request to the Council.

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

The preceding Emergency Appropriation Ordinances were then duly adopted.

(Page 24)

H. ENHANCED ACCESS (#1154)

1. Recorder (980) requests \$24,000 for funds needed for a reimbursement to Fidler Technologies for their contracted portion of the expenditures for 2015.

Jennifer Doriot 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 Ordinances were then duly adopted.

(Page 25)

I. COUNTY HEALTH OPERATING (#1159)

1. Local Health Maintenance Trust Account (350) requests \$73,376 for funding for 2015 Indiana Local Health Department Trust Account.

Dr. Nafziger 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 26)

J. COUNTY HEALTH OPERATING (#1159)

1. Breast and Cervical Cancer Program (614) requests \$11,000 for expenditures of income generated to cover expenses incurred for 2015 and to encourage women to take advantage of the program.

Dr. Nafziger 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 Ordinances were then duly adopted.

(Page 27)

K. LOCAL HEALTH MAINTENANCE FUND (#1168)

1. Health Department (980) requests \$72,672 for setting up the 2015 budget for Local Health Maintenance.

Dr. Nafziger 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 Ordinances were then duly adopted.

(Page 28)

L. PARK & RECREATION NON-REVERTING OPERATING (#1179)

1. Park Department (980) requests \$139,450 for setting up the 2015 budget for Park & Recreation Non-Reverting Operating.

No representative present to explain 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 29)

M. AUDITOR'S PLAT BOOK FUND (#1181)

1. Auditor (980) requests \$58,920 to establish the 2015 budget for the Auditor's Plat Book Fund.

Pauline Graff 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 30)

N. COUNTY SURVEYOR'S CORNER PERPETUATION FUND (#1202)

1. Surveyor (980) requests \$44,000 to establish the 2015 budget for County Surveyor's Corner Perpetuation Fund.

Blake Doriot 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 Ordinance was then duly adopted.

(Page 31)

O. AUDITOR'S INELIGIBLE DEDUCTION FUND (#1216)

1. Auditor (980) requests \$74,000 to establish the 2015 budget for Auditor's Ineligible Deduction Fund.

Pauline Graff explained this request to the Council.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.

(Page 32)

P. MILLERSBURG II TIF (#4503)

1. Planning and Development (980) requests \$2,600 for the annual expense reimbursement agreement and TIF Neutralization for 2015.

Chris Godlewski 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 33)

Q. NORTHWEST GATEWAY TIF (#4504)

1. Planning and Development (980) requests \$149,600 for the annual expense reimbursement agreement, TIF Neutralization for 2015, and professional services related to development in the Northwest Gateway TIF.

Chris Godlewski explained this request to the Council.

On motion made by Stump seconded by Ashe the Council approved this request. Riegsecker voted, nay.

The preceding Emergency Appropriation Ordinance was then duly adopted.

(Page 34)

R. SOUTH BENTON TIF (#4505)

1. Planning and Development (980) requests \$79,600 for the annual expense reimbursement agreement, TIF Neutralization for 2015, payment to Town of Syracuse for infrastructure upgrades and payment for legal fees to YAUB for initial setup of TIF and development standards of TIF district.

Chris Godlewski 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 Ordinances were then duly adopted.

(Page 35)

S. WESTERN GATEWAY TIF (#4506)

1. Planning and Development (980) requests \$2,200 for the annual expense reimbursement agreement, TIF Neutralization for 2014 and TIF Neutralization for 2015.

Chris Godlewski 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 Ordinances were then duly adopted.

(Page 36)

T. MIDDLEBURY AGRICULTURE TIF (#4508)

1. Planning and Development (980) requests \$1,600 for the annual expense reimbursement agreement and the TIF Neutralization for 2015.

Chris Godlewski 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 Ordinances were then duly adopted.

(Page 37)

U. MIDDLEBURY SOUTHEAST TIF (#4509)

1. Planning and Development (980) requests \$20,600 for the annual expense reimbursement agreement, TIF Neutralization for 2015 and to hire a consultant for purchase and placement of way finding signs in coordination with the town.

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

The preceding Emergency Appropriation Ordinances were then duly adopted.

(Page 38)

V. MIDDLEBURY EAST TIF (#4510)

1. Planning and Development (980) requests \$20,600 for the annual expense reimbursement agreement, TIF Neutralization for 2015 and to hire a consultant for purchase and placement of way finding signs in coordination with the town.

Chris Godlewski 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 Ordinances were then duly adopted.

(Page 39)

W. NORTHEAST CORRIDOR TIF DISTRICT (#4511)

1. Planning and Development (980) requests \$130,600 for the annual expense reimbursement agreement, TIF Neutralization for 2015 and sign program for entry way signs in industrial parks and sign program in Beck industrial park.

Chris Godlewski 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 Ordinances were then duly adopted.

(Page 40)

X. NORTH BAUGO TIF (#4512)

1. Planning and Development (980) request \$1,600 for the annual expense reimbursement agreement and TIF Neutralization for 2015.

Chris Godlewski 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 Ordinances were then duly adopted.

(Page 41)

Y. REDEVELOPMENT COMMISSION (#4911)

1. Planning and Development (980) requests \$251 for office supplies and books for the department.

Chris Godlewski 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 Ordinances were then duly adopted.
(Page 42)

Z. MATERNAL CHILD AND HEALTH GRANT MCH (#8127)

1. MCH Grant Healthy Beginnings (614) requests \$565,975 to set up 2015 Program Income Budget.

Dr. Nafziger 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 Ordinances were then duly adopted.
(Page 43)

AA. DIGITAL DENTAL X-RAY EQUIPMENT (#9108)

1. Health Department (980) requests \$30,000 for funds needed to purchase digital x-ray machine and computers for operation.

Dr. Nafziger 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 Ordinances were then duly adopted.
(Page 44)

BB. INDIANA ECONOMIC DEVELOPMENT CORPORATION (#9117)

1. Commissioners (980) requests \$175,000 for funds to be used to construct a rail spur to serve Great Lakes Forest Products. Great Lakes Forest Products will be contributing \$275,000 toward construction of the rail spur. No county funds are being utilized for the project.

Tom Byers 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 Ordinances were then duly adopted.
(Page 45)

REDUCTIONS:

TRANSFER REQUESTS REQUIRING COUNCIL ACTION

A. COMMUNITY CORRECTIONS (#4913)

1. Program Income (615)

From	43090	Professional Services	3,000.00
		Other Operating	
To	42195	Supplies	3,000.00

On motion made by Foutz seconded by Stump and unanimously carried, the Council approved these requests.

The preceding Emergency Transfer Ordinance was then duly adopted.

(Page 46)

OTHER BUSINESS

(a) Approval of appointment of Chuck Teall to the Elkhart County Property Tax Assessment Board of Appeals.

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

AUDIENCE ITEMS

ADJOURN

There being no further business to come before the Council the meeting was adjourned at 10:35 a.m. on motion by Foutz seconded by Stump 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.

