

**MINUTES**  
**ELKHART COUNTY COUNCIL**  
**July 11, 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; Craig Buche, County Attorney; Gordon Lord, County Attorney; Mike Yoder, County Commissioner; and Tom Byers, County Administrator.

**MINUTES:** Approval of minutes for June 13, 2015.

On motion made by Riegsecker seconded by Ashe 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:**

Approval of Resolution No. CC-2015-12 for Furrion, LLC. Declaratory Resolution Designating Economic Revitalization Area And Qualifying Certain Real Estate Improvements For Property Tax Phase-In.

Chris Stager explained this request to the Council.

On motion made by Foutz seconded by Yohn the Council approved this Resolution for a 10 year term. Letherman abstained.

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**HUMAN RESOURCE MATTERS:**

**A. Park and Recreation**

1. Park and Recreation (1219-320-41150): Request exception to policy to hire above the maximum of the hiring range, up to maximum of \$20.69/hr, for Park Services III (vacant) position. Effective 7-12-15.

**The CCPC reviewed the request via email and recommends that the request be forwarded to full council.**

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

The preceding Emergency Salary Ordinance was then duly adopted.

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**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, July 11, 2015.

GENERAL FUND

Clerk

Capital Outlays 1,782.00

Elkhart Superior Court No. 1

Personal Services 18,300.00

Elkhart Superior Court No. 3

Other Services and Charges 9,000.00

TOTAL GENERAL FUND 29,082.00

CLERK'S RECORDS PERPETUATION

Clerk

Capital Outlays 3,572.00

IDOC GRANT

Community Corrections

Personal Services	1,758,064.00
Supplies	57,800.00
Other Services and Charges	851,100.00
Capital Outlays	<u>243,000.00</u>
TOTAL IDOC GRANT	2,909,964.00

IDOC GRANT

Community Corrections

Other Services and Charges	34,766.00
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IDOC GRANT

Community Corrections

Personal Services	567,817.00
Supplies	26,000.00
Other Services and Charges	<u>267,845.00</u>
TOTAL IDOC GRANT	861,662.00

CUMULATIVE CAPITAL DEVELOPMENT

Commissioners

Capital Outlays	40,000.00
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CUMULATIVE DRAIN

Surveyor

Capital Outlays	275,000.00
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MOTOR VEHICLE HIGHWAY

County Highway

Other Services and Charges	20,000.00
Capital Outlays	<u>40,000.00</u>
TOTAL MOTOR VEHICLE HIGHWAY	60,000.00

CUMULATIVE REASSESSMENT

County Assessor

Other Services and Charges	35,500.00
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PARK & RECREATION OPERATING

Park & Recreation Operating

Personal Services	7,600.00
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NORTHWEST GATEWAY

Planning and Development

Capital Outlays	300,000.00
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CTP GRANT

<u>Community Corrections</u>	
Supplies	10,000.00
Other Services and Charges	45,000.00
Capital Outlays	9,023.00
TOTAL CTP GRANT	<u>64,023.00</u>

CTP GRANT	
<u>Community Corrections</u>	
Personal Services	143,258.00
Supplies	4,740.00
Other Services and Charges	20,750.00
Capital Outlays	52,796.00
TOTAL CTP GRANT	<u>221,544.00</u>

COMMUNITY CORRECTIONS JUVENILE	
<u>Court Services</u>	
Personal Services	95,707.00
Supplies	6,095.00
Other Services and Charges	7,000.00
Capital Outlays	43,000.00
TOTAL COMMUNITY CORRECTIONS JUVENILE	<u>151,802.00</u>

WEED LIEN COLLECTIONS	
<u>Planning and Development</u>	
Other Services and Charges	5,400.00

EMERGENCY MANAGEMENT PERFORMANCE GRANT	
<u>Emergency Management</u>	
Capital Outlays	20,000.00

JUVENILE DETENTION ALTERNATIVES INITIATIVE	
<u>Court Services</u>	
Personal Services	95,604.00
Supplies	2,400.00
Other Services and Charges	6,996.00
TOTAL JUVENILE DETENTION ALTERNATIVES INITIATIVE	<u>105,000.00</u>

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 1, 2015.

Pauline E. Graff, Elkhart County Auditor

**ADDITIONAL APPROPRIATION EXPLANATIONS:**

A. GENERAL FUND (#1000)

1. Clerk (101) request \$1,782 for funds needed to upgrade the County's check writing software for Child Support Program updates.

Wendy Hudson explained this request to the Council.

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

2. Elkhart Superior Court No. 1 (162) request \$18,300 for funds needed to increase the pay for the Law Clerk who passed the "bar exam." Also, due to excess hours worked the funds are depleted for payroll for the Court Reporters and the Baliff. Finally, for the Court staff working to keep up with the work load, along with Jury Trial extended hours.

Judge Roberts explained this request to the Council.

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

3. Elkhart Superior Court No. 3 (164) request \$9,000 for funds to pay interpreters for upcoming trials.

Judge Cataldo explained this request to the Council.

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

The preceding Emergency Appropriation Ordinances were then duly adopted.

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B. CLERK'S RECORD PERPETUATION (#1119)

1. Clerk (980) request \$3,572 for funds to purchase new chairs for the Superior 1 and 2 Clerk's Office staff and the Child Support Clerk's Staff. Also, for (3) three failing receipt printers in the Child Support Office needing to be replaced.

Wendy Hudson explained this request to the Council.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.

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C. IDOC GRANT (#1130)

1. Community Corrections (615) requests \$2,909,964 for funds to set up new budget year for 2015-16 Project Income.

Rhonda Mansfield 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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D. IDOC GRANT (#1130)

1. Community Corrections (980) request \$34,766 to appropriate funds for IDOC refund of unexpended fiscal year 2013/14 for ECCC and Bashor.

Rhonda Mansfield 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.

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E. IDOC GRANT (#1130)

1. Community Corrections (981) request \$861,662 for funds to set up new budget year for 2015-16 IDOC Grant.

Rhonda Mansfield 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.

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F. CUMULATIVE CAPITAL DEVELOPMENT (#1138)

1. Commissioners (980) requests \$40,000 for funds needed to replace capital items.

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 Ordinance was then duly adopted.

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G. CUMULATIVE DRAIN (#1141)

1. Surveyor (980) requests \$275,000 for funds needed for maintenance on regulated drains.

Mike Yoder 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. MOTOR VEHICLE HIGHWAY (#1176)

1. County Highway (204) requests \$60,000 for funds needed to purchase a trailer mounted hot patch machine for patching potholes and for repairs that may be needed to various buildings.

Jeff Taylor 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.

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I. CUMULATIVE REASSESSMENT (#1188)

1. County Assessor (980) requests \$35,500 for funds to pay for Elkhart County's portion of the aerial flights for Pictometry. The project is a combined effort with MACOG.

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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J. PARK & RECREATION OPERATING (#1219)

1. Park and Recreation Operating (320) request \$7,600 for funds to cover staff wages in the part time account to assist with operations at the Elkhart County Historical Museum, and to cover staff wages in the part time account to assist with maintenance at the Six Span Landing as outlines in the agreement with the Commissioners.

Bernard Cunningham explained this request to the Council.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.

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K. NORTHWEST GATEWAY TIF (#4504)

1. Planning and Development (980) request \$300,000 for funds to purchase the right-of-way in conjunction with the expansion of Ash Road and Old US Highway 20. This is a second amount to be added for the project which will be paid out in July 2015.

Chris Godlewski 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. CTP GRANT (#4913)

1. Community Corrections (615) request \$64,023 for additional surplus CTP funds for the 2015/2016 grant year.

Rhonda Mansfield 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.

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M. CTP GRANT (#4913)

1. Community Corrections (981) request \$221,544 for funds to set up account for new budget year, 2015-16 CTP Grant.

Rhonda Mansfield 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.

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N. COMMUNITY CORRECTIONS JUVENILE (#4924)

1. Court Services (980) request \$151,802 for funds awarded by an Indiana Department of Corrections grant for Juvenile Community Corrections.

Sam Ludwig explained this request to the Council.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.

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O. WEED LIEN COLLECTIONS (#6041)

1. Planning and Development (980) request \$5,400 for funds to establish an account using fees that are collected to pay invoices for private mowing contractors.

Chris Godlewski 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.

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P. EMERGENCY MANAGEMENT PERFORMANCE GRANT (#8144)

1. Emergency Management (980) request \$20,000 to purchase Apex dual band 800 MHZ radios. Homeland Security Grant 100% reimbursable.

Brad Rogers 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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Q. JUVENILE DETENTION ALTERNATIVES INITIATIVE (#9113)

1. Court Services (980) request \$105,000 for funds awarded by an Indiana Department of Corrections grant for the continuation of the Juvenile Detention Alternatives Initiative.

Sam Ludwig 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 (#1000)			
1. Coroners (107)			
From	43040	Lab Services	4,000.00
To	42180	Medical	4,000.00
2. Court Services			
From	42310	Food	2,000.00
To	43110	Sustenance	1,000.00
	43130	Mileage	1,000.00
B. IDOC GRANT (#1130)			
1. Community Corrections (980)			
From	42195	Other Operating Supplies	7,100.00
To	41120	Case Manager Salary	7,100.00
C. SOLID WASTE USER FEES (#1194)			
1. Solid Waste Disposal (338)			
From	42110	Fuel	65,000.00
To	43030	Architectural and Engineering	65,000.00
D. STIMULUS REVENUE - LEAD HAZARD (#8105)			
1. Commissioners (130)			
From	41120	Professional	7,704.00
	41220	Office/Clerical	7,572.00
	42195	Other Operating Supplies	8,743.00
To	43090	Other Professional Services	22,740.00
	44510	Other Equipment	1,279.00
From	43090	Other Professional Services	8,460.00
To	41220	Office/Clerical	7,885.00
	41300	Social Security	437.00
	41305	Medicare	138.00
E. EMERGENCY MANAGEMENT PERFORMANCE GRANT (#8128)			

1. Emergency Management (980)			
From	42195	Other Operating Supplies	317.00
To	44535	Data Hardware	317.00
F. MCH DENTAL (#8140)			
1. Health Department (981)			
From	42180	Medical Supplies	347.00
To	41310	Group Insurance	227.00
	41115	Supervisor	120.00

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

The preceding Emergency Transfer Ordinance was then duly adopted.

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### **OTHER BUSINESS**

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

SID Tool  
Champagne Metals

Tom Byers explained this request to the Council.

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

(b) Approval of request from Commissioners in declaring the former Highway Garage Structure, 600 Jackson Street, Goshen, Indiana as surplus property.

Tom Byers explained this request to the Council.

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

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- (c) Request to appoint Kami Coffin to the Wakarusa Public Library Board, 4 year term expiring 6/30/2019.

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

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- (d) DLZ presentation of the Corwin/Old US Highway 20 intersection findings.

Ryan Carrington with DLZ explained this request to the Council.

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Not a formal request, information only.

\*\*\*Approval of the 2015 Budget Schedule.

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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.

### **ADJOURN**

There being no further business to come before the Council the meeting was adjourned at 10:05 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.

