

MINUTES
ELKHART COUNTY COUNCIL
December 10, 2016

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

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

MINUTES: Approval of minutes for November 12, 2016

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

COMMITTEE REPORTS:

COMMISSIONERS: No report
COUNCIL: Hess recognized David M. Ashe for his service.
AUDITOR: No report
SHERIFF: Bed rental report.

EDC MATTERS:

HUMAN RESOURCE MATTERS:

- A. Superior Court #5
 - 1. General Fund (1000-166-41135): Request new RPT Legal Assistant II position (Thomas), PG4/JF1, \$13.11-16.39, 50 hrs per pay period, effective 12-11-16.
 - 2. General Fund (1000-166-41200): Request to establish part time professional rate of \$24.00/hr, effective 12-11-16.

3. General Fund (1000-166-41135): Request new full time Legal Assistant II position, PG4/JF1, \$13.11-16.39, 72 hrs per pay period, effective 12-11-16.

Impact to General Fund:

1. \$17,043-\$21,307 minus \$6000 (PT clerical budget)= \$11,043-\$15,307 plus PERF benefits
2. No impact
3. \$24,542-\$30,683 plus benefits

On motion made by Stump seconded by Lucchese and unanimously carried, the CCPC approved requests, 1-3, 4-0.

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

B. Superior Court #4

1. General Fund (1000-165-41135): Request to hire above the maximum of the hiring range for Legal Assistant IV position, PG5/JF1, \$18.03, but below the maximum of the pay grade, \$23.79, effective 12-11-16.

Impact to General Fund: \$0 to \$8162

On motion made by Yohn seconded by Lucchese and unanimously carried, the CCPC approved this request, 3-0. Hess recused himself from this request.

On motion made by Foutz seconded by Yohn, the Council approved this request. Hess abstained from this request.

C. Superior Court #3

1. General Fund (1000-164-41140): Request individual rate increase to max of pay grade for Court Reporter (Billings), PG5/JF3, MP, from \$20.57 (after PIP) to \$23.25/hr, effective 12-11-16.

Impact to General Fund: \$5017 (no impact, if current vacant Court Reporter position remains vacant in 2017)

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

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

D. Emergency Management

1. General Fund (1000-137-41120): Request to return Assistant Director (Pennington) position, PG6/JF5, to exempt status, with individual rate increase from \$1708.88 or \$21.36/hr (after PIP) to \$1826.00 bi-weekly, effective 12-11-16.

Impact to General Fund: \$3045

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

E. Court Services

1. General Fund (1000-168-41120): Request 6% individual rate increase for Youth Specialist Training Coordinator (Rickard), PG5/JF4, \$17.36, effective 12-11-16.

Impact to General Fund: \$0-\$2038 (may be able to absorb in current budget)

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

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

F. Coroner

1. General Fund (1000-107-41100): Request Elected Official position be split into two positions. The Elected Official position will work 9 (24 hr) shifts per month at a salary of \$26,738.50 and a new position will be created, Chief Deputy, also working 9 (24 hr) shifts per month at a salary of \$26,738.50, effective 1-1-17.

Impact to General Fund \$0

On motion made by Lucchese seconded by Yohn and unanimously carried, the CCPC approved the request, 4-0, as follows: 1) reduce the Coroner's salary in 2017 to \$26,738.50 2) create a new non-classified Chief Deputy Coroner position with a salary of \$26,738.50 3) approve a transfer of money from 41100 to 41105 of \$26,738.50 for the 2017 budget 4) approve vacation and sick accrual for the Chief Deputy Coroner position based on original full time hire date of 6-1-06.

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

G. Sheriff

1. General Fund (1000-105-41210) and PS LOIT (1170-980-41210): Request increase in part time protective services rate, up to \$20.99, effective 12-11-16. Also request change in language of salary ordinance to include the part time rate to match the starting rate of Probationary Corrections Officers and Probationary Patrol Officers.

On motion made by Yohn seconded by Lucchese and unanimously carried, the CCPC approved this request, 3-0. Hess absent for this request.

2. General Fund (1000-105-41115): Request reclassification of Secretary III (Adamson), PG4/JF1, \$13.11/hr, to Clerical Supervisor III, PG5/JF6, \$15.76/hr, with 3/6 month increases up to \$16.72/hr, effective 12-11-16.

On motion made by Lucchese seconded by Yohn and unanimously carried, the CCPC approved this request, 3-0. Hess absent for this request.

3. PS LOIT (1170-980-41165): Request for the PS LOIT fund to absorb the cost of the FICA (7.65%) portion of wages for merit officers working the Operation Pullover Grant and the DUI Grant, effective 10-1-16.

On motion made by Lucchese seconded by Yohn and unanimously carried, the CCPC approved this request, 3-0. Hess absent for this request.

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

Impact to General Fund: First request-No impact, if stays within part time budget established; Second request \$4961

Impact to PS LOIT: Estimated to be \$3000

H. Highway

1. Cumulative Bridge (1135-212-41120): Request to hire above the maximum of the hiring range for Project Engineer, up to \$80,000/year, effective 12-11-16. The maximum of the market premium pay grade is \$90,818.

On motion made by Lucchese seconded by Yohn and unanimously carried, the CCPC approved this request, 3-0. Hess absent for this request.

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

II. Miscellaneous Items

Discussion on e-filing topic for the May summit.

The preceding Emergency Salary Ordinances were then duly adopted.

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*****Approval of 2017 Salary Ordinance No. CC-2016-21.**

Craig Buche 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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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, December 10, 2016.

SOLID WASTE USER FEES

Commissioners

Capital Outlays 1,000,000.00

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: November 30, 2016.

Pauline E. Graff, Elkhart County Auditor

ADDITIONAL APPROPRIATION EXPLANATIONS

Hess absent for the remainder of the meeting. Foutz nominated Yohn to chair the remainder of the meeting seconded by Stump and unanimously carried, the Council approved this request.

A. SOLID WASTE DISPOSAL FEES (#1194)

1. Commissioners (338) request \$1,000,000 for funds needed for copy paper and repairs to small office machines.

Pauline Graff 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 Ordinance was then duly adopted.

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TRANSFER REQUESTS REQUIRING COUNCIL ACTION:

A. GENERAL FUND (#1000)

1. Treasurer (103)

From	41100	Elected Official	2,200.00
	43050	Data Processing Services	7,500.00
	43120	Postage	2,300.00
	42010	Printed Forms	3,000.00
	43630	Rent Office Equipment	1,000.00
To	41105	Deputies	14,000.00
	41115	Supervisors Other Admin	2,000.00

2. Coroner (107)

From	43150	Photos	800.00
	42050	Photo Supply	300.00
	42030	Copy Machine Supply	350.00
To	44510	Asset Purchase	1,100.00
	42010	Printed Forms	350.00

3. Assessor (109)

From	42010	Printed Forms	2,000.00
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	42030	Copy Machine Supply	2,650.00
	42130	Tires	100.00
	42195	Other Operating Supplies	500.00
To	43090	Other Professional Services	5,250.00
4. Emergency Management (137)			
From	43130	Mileage	505.00
To	42210	Repair Parts	505.00
5. Superior Court No. 1 (162)			
From	43090	Other Professional Services	1,060.00
	43110	Sustenance	700.00
	43130	Travel Expense	300.00
	43200	Print Non Office Supplies	120.00
	43800	Dues National and State	70.00
	43810	Transcripts	200.00
	43825	Change of Venue	100.00
To	41510	Attorneys	1,550.00
	41530	Petit Jurors	100.00
	42060	Law Books	900.00
5. Superior Court No. 6 (170)			
From	43050	Data Processing Services	500.00
	41510	Pauper Attorney	500.00
B. EMERGENCY TELEPHONE SYSTEM (#1153)			
1. Emergency Communication (323)			
From	43140	Telephone	53,000.00
To	41125	Technicians	53,000.00
C. HEALTH (#1159)			
1. County Health Operating (340)			
From	42180	Medical Supplies	1,888.00
To	44520	Office Equipment	1,888.00
D. LOIT PUBLIC SAFETY (#1170)			
1. Sheriff (980)			
From	43540	Vehicle Repairs	3,630.00
	44510	Other Equipment	360.00
To	44500	Motor Vehicles	3,990.00
E. CUMULATIVE REASSESSMENT (#1188)			
1. Assessor (980)			
From	42010	Printed Forms	2,000.00
	42030	Copy Machine Supply	1,000.00
	42110	Gas and Diesel	4,250.00
To	43090	Professional Services	7,250.00

F. STATEWIDE 911 (#1222)

1. PSCC (980)

From	44505	Radio Equipment	28,000.00
To	41125	Technicians	28,000.00

G. MATERNAL & CHILD HEALTH GRANT (#8127)

1. Program Income (614)

From	44515	Office Furniture	176.00
	44510	Other Equipment	7,000.00
To	41120	Professional	277.00
	41140	Office and Clerical	589.00
	41310	Group Insurance	3,778.00
	41330	Wellness	85.00
	41400	PERF	2,447.00

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

The preceding Emergency Transfer Ordinance was then duly adopted.

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OTHER BUSINESS:

- (a) Approval of the 2017 Elkhart County Drug-Free Partnership Recommendations for Drug-Free Community Funds.

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

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- (b) Approval of the reappointment of Jerry Weaver and Mike Settles to the Elkhart County Property Tax Assessment Board of Appeals. One (1) year term, expires 12/31/2017.

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

- (c) Approval of the reappointment of David Foutz, Mike Huber and Jim Skillen to the Redevelopment Commission. One (1) year term, expires 12/31/2017.

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

- (d) Approval of the reappointment of Karen Mackowiak to the County Park & Recreation Board. Four (4) year term, expires 12/31/2020.

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

- (e) Approval of the reappointment of Denny Lyon to the Board of Zoning Appeals. Four (4) year term, expires 12/31/2020.

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

- (f) Approval of (6) six month review of Major Moves Loans.

Craig Buche explained this request to the Council.

On motion made by Riegsecker 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 8:45 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.

