

**MINUTES**  
**ELKHART COUNTY COUNCIL**  
**May 14, 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 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; Gordon Lord, County Attorney; Tom Byers, County Administrator and Mike Yoder, County Commissioner.

**MINUTES:** Approval of minutes for April 9, 2016.

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

\*\*\*2016 Quilt Garden Presentation by Terry Mark\*\*\*

**EDC MATTERS:**

Economic Development Corporation Annual Funding Request Presentation by Mark Dobson.

**HUMAN RESOURCE MATTERS:**

None

**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, May 14, 2016.

GENERAL FUND

Commissioners

Other Services and Charges 300.00

EDIT

Commissioners

Other Services and Charges 207,199.00

County Highway

Capital Outlays 100,000.00

TOTAL FOR EDIT 307,199.00

CUMULATIVE BRIDGE

County Highway

Capital Outlays 32,000.00

CUMULATIVE CAPITAL DEVELOPMENT

Commissioners

Capital Outlays 125,000.00

CUMULATIVE DRAIN

Surveyor

Capital Outlays 40,000.00

LOCAL ROAD AND STREET

County Highway

Supplies 45,000.00

MOTOR VEHICLE HIGHWAY

County Highway

Other Services and Charges 50,000.00

Capital Outlays 450,000.00

TOTAL MOTOR VEHICLE HIGHWAY 500,000.00

ALTERNATIVE DISPUTE RESOLUTION	
<u>Superior Court No. 6</u>	
Other Services and Charges	20,000.00

NORTHEAST CORRIDOR TIF DISTRICT	
<u>Planning and Development</u>	
Personal Services	300.00

PARK & RECREATION DONATION FUND	
<u>Park Department</u>	
Personal Services	4,700.00
Capital Outlays	<u>10,000.00</u>
TOTAL FOR PARK & RECREATION DONATION FUND	14,700.00

WEED LIEN COLLECTIONS	
<u>Planning and Development</u>	
Other Services and Charges	702.00

JUVENILE ACCOUNTABILITY BLOCK GRANT	
<u>Court Services</u>	
Supplies	5,400.00
Other Services and Charges	73,622.00
Capital Outlays	<u>2,000.00</u>
TOTAL FOR JUVENILE ACCOUNTABILITY BLOCK GRANT	81,022.00

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: May 4, 2016.

Pauline E. Graff, Elkhart County Auditor

**ADDITIONAL APPROPRIATION EXPLANATIONS:**

A. GENERAL FUND (#1000)

1. Commissioners (130) request \$300 for funds needed send Bristol’s additional funding commitment to the Humane Society due to Bristol sending the money to the County instead of directly to the Humane Society.

Tom Byers 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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B. EDIT (#1112)

1. Commissioners (980) request \$207,199 for funds needed for the 2016 contribution to the Economic Development Corporation of Elkhart County.

Jeff Taylor 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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2. County Highway (980) request \$100,000 for funds needed for preliminary construction activities for the County Road 38 project.

Jeff Taylor 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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C. CUMULATIVE BRIDGE (#1135)

1. County Highway (980) requests \$32,000 for funds needed to replace a crane mounted to the bridge truck, to repair the impact attenuator at County Road 17 and County Road 18 and small structure repairs to a box culvert on County Road 142.

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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D. CUMULATIVE CAPITAL DEVELOPMENT (#1138)

1. Commissioners (980) request \$125,000 for additional funds needed to meet the needs of various general fund departments.

Tom Byers 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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E. CUMULATIVE DRAIN (#1141)

1. Surveyor (980) request \$40,000 for funds needed for maintenance on County Regulated Drains.

Blake Doriot 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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F. LOCAL ROAD AND STREET (#1169)

1. County Highway (222) requests \$45,000 for funds needed to purchase inventory for cutting edges for snowplows.

Jeff Taylor 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.

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G. MOTOR VEHICLE HIGHWAY (#1176)

1. County Highway (202) request \$50,000 for funds required to mow the roadsides throughout the County.
2. County Highway (980) request \$450,000 for funds from reducing operational costs in 2015. Request was to apply those funds for more paving and replacing a 2001 Volvo dump truck.

Jeff Taylor explained these requests to the Council.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.

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H. ALTERNATIVE DISPUTE RESOLUTION (#2200)

1. Superior Court No. 6 (980) request \$20,000 for funds which will be collected through the court system.

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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I. NORTHEAST CORRIDOR TIF DISTRICT (#4511)

1. Planning and Development (980) request \$300 for funds to purchase a cell phone for work purposes. The monthly service costs to be paid from the planning budget.

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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J. PARK & RECREATION DONATION FUND (#4909)

1. Park Department (980) request \$14,700 for funds to cover salary expenses for DeFries Garden employees.

Dave Foutz 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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K. WEED LIEN COLLECTIONS (#6041)

1. Planning and Development (980) request \$702 for funds to pay mowing contractor for mowing yards with violations.

Chris Godlewski 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.

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L. JUVENILE ACCOUNTABILITY BLOCK GRANT (#8148)

1. Court Services (980) request \$81,022 for a new grant approved by Indiana Criminal Justice Institute for Reading For Life Program, April 1, 2016 through March 31, 2017. This will allow continuation and expansion of the program in the Juvenile Justice System.

Bob Giard 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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**TRANSFER REQUESTS REQUIRING COUNCIL ACTION**

A. HEALTH (#1159)

1. Health Department (340)

From	43130 Mileage/Travel	91.00
To	44540 Data Processing Software	91.00

B. COUNTY ROAD 6 AND COUNTY ROAD 17 IMPROVEMENT TIF (#4511)

1. Planning and Development (980)

From	43890 Administrative Fees	140,000.00
To	45100 Transfer Between Funds	140,000.00

C. CTP COMMUNITY CORRECTIONS (#4913)

1. Community Corrections (615)

From	42195 Other Operating Supplies	3,800.00
	43020 Medical Services	4,500.00
	43090 Professional Services	30,000.00
	43350 Office Equipment Repairs	1,500.00
	43940 Crime Control	5,000.00
	44510 Other Office Equipment	44,800.00
To		

D. WOMAN INFANT & CHILD GRANT (#8101)

1. Health Department (312)

From	42195 Other Operating Supplies	658.00
To	44510 Other Equipment	658.00

On motion made by Hess 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 appointment of Megan Miller to the Middlebury Community Public Library Board.

Teresa Rheinheimer explained this request to the Council.

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

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

Alliance Sheets, LLC  
Truck Accessories Group, Inc.  
Creative Bus  
Diversified Machine  
Alliance Aluminum  
SMART  
Kibbi/Renegade

Tom Byers explained this request to the Council.

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

(c) Approval of Uniform Conflict of Interest Disclosure Statement for Brad Newcomer from the Nappanee Public Library.

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

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(d) Approval of 2017 Budget Hearing Schedule.

No action was taken. To be presented again at the June Council Meeting.

(e) Approval of Ordinance No. CC-2016-09, An Ordinance Establishing the LOIT 2016 Special Distribution Fund And Addressing Other Matters Related To One-Time LOIT Special Distribution Under Senate Enrolled Act 67.

Gordon Lord explained this request to the Council.

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

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## **AUDIENCE ITEMS**

Dave Foutz discussed Boot Lake.

Ron Norman had comments in regards to Boot Lake.

## **ADJOURN**

There being no further business to come before the Council the meeting was adjourned at 9:15 a.m. on motion by Stump 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.

