

**MINUTES**  
**ELKHART COUNTY COUNCIL**  
**December 11, 2010**

The meeting of the Elkhart County Council was called to order by Sheriff Elect Brad Rogers at 8:00 a.m., in Room 104 of the County Administrative Building, Goshen, Indiana. Members present were John K. Letherman, Dennis E. Sharkey, Donald E. Abel, C. J. Yoder, Randall D. Yohn, David Foutz and David Ashe.

Also present were David Hess, County Auditor; Pauline Graff, Chief Deputy Auditor; Gordon Lord, County Attorney; Craig Buche, County Attorney; Tom Byers, County Administrator; Mike Yoder, Commissioner; and Floyd Hindbaugh, Director of Personnel.

**MINUTES:** Approval of minutes for November 13, 2010.

On motion made by Sharkey seconded by Yohn and unanimously carried, the minutes of the November 13, 2010 Council meeting were approved as received.

**COMMITTEE REPORTS:**

COMMISSIONERS: No report.

COUNCIL: Abel let the Council know he would miss them and expressed his appreciation in working with the Council over the last twelve years. Yoder stated that it has been a great experience working with the Council the last eight years. He feels it has been a learning experience and great way to find out how county government works. He hopes that the public would come and participate in the Council meetings more often. He also hopes the Council will continue to spend wisely and pay as you go as much as you can. He feels the County is in great financial shape compared to other counties. He wished the council the best. Ashe, Yohn, Foutz and Sharkey thanked Yoder and Abel and expressed their appreciation for their service. Sharkey presented a certificate to Yoder for his work on the personnel committee the last eight years. Letherman presented service awards to Yoder and Abel for their hard work and service to the people of Elkhart County. Letherman also presented an award to Hess for his thoughtful support and expert advice to the Council as Auditor the last seven years. Letherman also wanted to take a moment to remember Frank Algate who was a member of the Council for eight years. The Council wishes his family the best during this difficult time. Sharkey also wanted to recognize Frank Algate and stated that Frank taught him a lot on the Council and personnel committee.

AUDITOR: Hess thanked the Council for their support and appreciation. He also expressed that he feels we have a diversity in background on the Council right now that brings to County Government one of the best Councils we've had in a long time.

SHERIFF: No report.

**PRESENTATION:** Community Benefit Report, Greencroft. Mark King, CEO and President of Greencroft, was not able to be present to go over the report. He did however leave copies for the Council to review at their leisure.

**PERSONNEL MATTERS:**

A. Health Department:

1. MCH Program Income: Request continuation of program income that supports six full-time and four part-time positions (reduction of one RPT Dental Assistant).

Annualized cost -0- 2010 Cost -0-  
Impact on General Fund -0- 2010 Impact -0-

CCPC recommended approval, 3-0. (Yoder was not present).

2. HIV Prevention Grant: Request continuation of grant that supports one full-time Outreach Specialist position.

Annualized cost -0- 2010 Cost -0-  
Impact on General Fund -0- 2010 Impact -0-

CCPC recommended approval, 3-0. (Yoder was not present).

3. STD Grant: Request continuation of grant that supports one part-time Intervention Specialist position.

Annualized cost -0- 2010 Cost -0-  
Impact on General Fund -0- 2010 Impact -0-

CCPC recommended approval, 3-0. (Yoder was not present).

On motion made by Sharkey seconded by Abel and unanimously carried, the Council approved requests A1-3.

B. Solid Waste Management District

1. Request to change RPT Secretary II to part-time (elimination of pro-rated benefits).

Annualized cost -0- 2010 Cost -0-  
Impact on General Fund -0- 2010 Impact -0-

CCPC recommended approval, 3-0. (Yoder was not present).

On motion made by Abel seconded by Yoder and unanimously carried, the Council approved this request.

C. County Extension

1. Request to establish part-time rate of \$16.00 in Account 4125.

Annualized cost -0- 2010 Cost -0-  
Impact on General Fund -0- 2010 Impact -0-

CCPC recommended approval, 3-0. (Yoder was not present).

2. Request to eliminate one Extension Educator and reinstate a full-time Secretary II position that had been cut from the 2011 budget.

Annualized cost -0- 2010 Cost -0-  
Impact on General Fund -0- 2010 Impact -0-

CCPC recommended approval, 3-0. (Yoder was not present).

On motion made by Foutz seconded by Sharkey and unanimously carried, the Council approved requests C 1-2.

D. Planning & Development

1. Request reclassification of MS-4 Field Investigator from PG6/JF5 to PG7/JF5, with a hiring range of \$16.88 to \$20.26/hr.

Annualized cost -0- 2010 Cost -0-  
Impact on General Fund -0- 2010 Impact -0-

CCPC recommended approval, 3-0. (Yoder was not present).

2. Request to split one full-time Planning Assistant position into two regular part-time positions, each at 20 hours per week with partial benefits.

Annualized cost -0- 2010 Cost -0-  
Impact on General Fund -0- 2010 Impact -0-

CCPC recommended approval, 3-0. (Yoder was not present).

On motion made by Sharkey seconded by Yoder and unanimously carried, the Council approved requests D 1-2.

E. IV-D Incentive Fund

1. Request to establish part-time rate of \$12/hr. in Account 4733 effective 9/12/10.

Annualized cost -0- 2010 Cost -0-  
December 11, 2010

Impact on General Fund -0- 2010 Impact -0-

CCPC recommended approval, 3-0. (Yoder was not present).

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

#### F. Prosecuting Attorney/Sheriff – FACT Grant

1. Request increase in pay rates for Sheriff Department members of the FACT team.

Annualized cost -0- 2010 Cost -0-

Impact on General Fund -0- 2010 Impact -0-

CCPC recommended approval, 3-0. (Yoder was not present).

2. Request continuation of grant that supports 1 full-time Deputy Prosecuting Attorney, reduction of 1 RPT Legal Assistant, and increase rate of pay for 1 part-time Deputy Prosecuting Attorney.

Annualized cost -0- 2010 Cost -0-

Impact on General Fund -0- 2010 Impact -0-

CCPC recommended approval, 3-0. (Yoder was not present).

On motion made by Sharkey seconded by Ashe and unanimously carried, the Council approved requests F1-2.

#### G. Highway Administration

1. Request reclassification of Fiscal Manager with no change in pay rate.

Annualized cost -0- 2010 Cost -0-

Impact on General Fund -0- 2010 Impact -0-

CCPC recommended approval, 3-0. (Yoder was not present).

2. Request additional compensation for five engineering staff members when doing inspections on specific projects.

Annualized cost -0- 2010 Cost -0-

Impact on General Fund -0- 2010 Impact -0-

CCPC recommended approval, 3-0. (Yoder was not present).

On motion made by Sharkey seconded by Ashe and unanimously carried, the Council approved requests G1-2.

H. County Clerk - IV-D Incentive Fund

1. Request to reinstate one of the eliminated Legal Assistant positions to the IV-D incentive fund 150/980 Account 4108.

Annualized cost -0- 2010 Cost -0-  
Impact on General Fund -0- 2010 Impact -0-

CCPC recommended approval, 3-0. (Yoder was not present).

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

The preceding Emergency Salary Ordinances were then duly adopted.

(Pages 367-375)

TRANSFERS REQUIRING COUNCIL ACTION:

A. GENERAL FUND (#001)

1. Recorder (104)

From	4209	Other Office Supplies	20.00
		Refunds and	
To	4405	Other	20.00

2. Prosecuting Attorney (108)

		Rent-Copy	
From	4345	Machine	700.00
To	4210	Gasoline, Diesel Fuel, Oil	700.00

3. County Council (129)

From	4310	Sustenance	36.00
To	4209	Other Office Supplies	36.00

4. Emergency Management (137)

From	4309	Other Professional Services	210.00
	4312	Postage	136.00
	4313	Travel Expense	775.00
	4334	Vehicle Repairs	740.00
		Training	
	4398	Programs	400.00
To	4203	Copy Machine Supplies	241.00
	4545	Data Processing Hardware	2,020.00

5. Personnel (142)

		Publications-Other than	
From	4317	Legal	875.00
To	4259	Capital Supply	875.00

B. ELECTION BOARD/VOTER'S REGISTRATION (#106)

1. Election Board (190)

From	4312	Postage	12,500.00
To	4219	Other Operating Supplies	10,059.00
	4209	Other Office Supplies	2,441.00

C. CRIMINAL JUSTICE FACILITIES  
(#336)

1. Buildings and Grounds (140)

From	4326	Gas	6,000.00
To	4219	Other Operating Supplies	6,000.00

On motion made by Yoder seconded by Abel and unanimously carried, the Council approved this request.

The preceding Emergency Transfer Ordinance was then duly adopted.

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TRANSFERS NOT REQUIRING COUNCIL ACTION: Available in Auditor's Office.

OTHER BUSINESS:

- a. Review of interest rate on Major Moves Construction Loan, Resolution CC-08-14.

Craig Buche briefly reviewed the interest rate and payment schedule within this resolution.

On motion made by Sharkey seconded by Abel and unanimously carried, the Council approved to not change the interest rate within the resolution at this time.

- b. Review and approval of Cash Fund Transfer Resolution, CC-2010-17. (\*Added Item)

Dave Hess explained this resolution to the Council. Craig Buche pointed out that this resolution can be used by the various departments that have a petty cash fund or they can chose to continue doing it the way it has been done in the past. This resolution simply gives them the option.

On motion made by Foutz seconded by Yoder and unanimously carried, the Council approved this request.  
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AUDIENCE ITEMS: Glenn Null thanked Councilmen Yoder for his help and quick response whenever he had an issue. He also questioned the Council on whether e-verify had been looked into or implemented. Foutz stated that we had looked into it and that there were pros and cons to implementing this with new tax abatement requests. Mr. Null also expressed his dissatisfaction with tax abatements in general.

ADJOURN:

There being no further business to come before the Council the meeting was adjourned at 8:47 a.m. on motion by Abel seconded by Yoder and unanimously carried.

Audie Hostetler  
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.