

MINUTES
ELKHART COUNTY COUNCIL
July 11, 2009

The meeting of the Elkhart County Council was called to order by Sheriff Michael Books at 8:00 a.m., in Room 104 of the County Administrative Building, Goshen, Indiana. The meeting was then opened with a prayer given by Councilman Sharkey followed by the Pledge of Allegiance. Members present were John K. Letherman, Donald E. Abel, Clarence J. Yoder, David M. Ashe, Dennis E. Sharkey, Randall D. Yohn and David E. Foutz.

Also present were David Hess, County Auditor; Gordon Lord, County Attorney; Craig Buche, County Attorney; and Tom Byers, County Administrator.

MINUTES: Approval of minutes for June 13, 2009.

On motion made by Sharkey seconded by Yoder and unanimously carried, the minutes of the June 13, 2009, Council meeting were approved as received.

COMMITTEE REPORTS:

COMMISSIONERS:	No report.
COUNCIL:	Abel, Yoder, Foutz, Sharkey and Letherman gave short reports.
AUDITOR:	Hess gave short report on his handout of the new DLGF budget calendar.
SHERIFF:	No report.

PERSONNEL REPORT: None

ECONOMIC DEVELOPMENT CORPORATION MATTERS: None

ADDITIONAL APPROPRIATIONS REQUESTS:

Auditor Hess presented the proofs of publication for Notice to Taxpayers of Additional Appropriations to be considered by the County Council at this meeting as appeared in the Goshen News and the Elkhart Truth on July 1, 2009.

NOTICE TO TAXPAYERS OF PROPOSED ADDITIONAL APPROPRIATIONS

Notice is hereby given 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 204, 117 N. 2nd Street, Goshen, Indiana, at 8:00 o'clock a.m. on Saturday, July 11, 2009.

GENERAL FUND

Sheriff's Department

Supplies

14,317.00

Other Services & Charges	13,817.00
Capital Outlays	<u>8,000.00</u>
TOTAL	36,134.00
COUNTY HIGHWAY	
<u>Highway Construction</u>	
Capital Outlays	250,000.00
<u>Highway General</u>	
Personal Services	<u>10,000.00</u>
TOTAL	260,000.00
COUNTY EXTRADITION	
<u>Sheriff's Department</u>	
Other Services & Charges	40,000.00
ASIST 2010 DIABETES GRANT	
<u>Health Department</u>	
Personal Services	41,315.00
Supplies	3,650.00
Other Services & Charges	<u>5,035.00</u>
TOTAL	50,000.00
EDIT	
<u>Highway Department</u>	
Capital Outlays	100,000.00
CUMULATIVE DRAIN	
<u>Drainage Board</u>	
Capital Outlays	10,000.00
REDUCTIONS	
GHS BREASTFEEDING PROMOTION GRANT	
<u>Health Department</u>	
Personal Services	(17,704.00)

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: July 1, 2009

David L. Hess, Elkhart County Auditor

ADDITIONAL APPROPRIATIONS EXPLANATIONS

A. GENERAL FUND (#001)

1. Sheriff's Department (105) requests \$36,134 from the general fund. Bill Fletcher explained that there have been deposits made to the general fund from several quietuses and that they are simply asking for the money back to cover operating costs.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.

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B. COUNTY HIGHWAY (#112)

1. Highway Construction (203) requests \$250,000 for the 2009 paving program. John Bowers briefly explained the paving programs.

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

2. Highway General (204) requests \$10,000 for unemployment. Bowers explained that they are faced with higher unemployment costs and need additional money to cover the costs that are being incurred.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.

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C. COUNTY EXTRADITION (#167)

1. Sheriff's Department (980) requests \$40,000 to pay extradition costs of returning fugitives.

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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D. ASIST 2010 DIABETES GRANT (#205)

1. Health Department (980) requests \$50,000 for the appropriation of funds for the ASIST 2010 Diabetes Grant for Indiana Women's Diabetes Initiative. Concetta Sanfilippo briefly explained this grant.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.

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E. EDIT (#331)

1. Highway Department (980) requests \$100,000 for the CR 28 and CR 35 project. Bowers explained that the construction for this project will be done internally with minimal contract labor. He also stated that this construction project is needed due to visibility issues at the intersection.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.

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F. CUMULATIVE DRAIN (#337)

1. Drainage Board (980) requests \$10,000 for the following projects:

Project #0922	\$3,000.00
Project #0923	\$3,000.00
Project #0924	\$1,000.00
Project#0925	\$3,000.00

Gordon Lord, County Attorney, was present to represent the Drainage Board on this matter.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.

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REDUCTIONS

G. GHS BREASTFEEDING PROMOTION GRANT (#206)

1. Health Department (980) returns (\$17,704). The original grant request was for \$19,704. However, the actual grant awarded from Goshen Health Systems was \$2000. This reduction will bring the funds allocated to the actual amount awarded.

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

The preceding Emergency Reduction Ordinance was then duly adopted.

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TRANSFERS REQUIRING COUNCIL ACTION:

A. GENERAL FUND (#001)

1. County Assessor (109)

From-- 4397 Education & Conf Costs----- \$ 15.00

To----- 4541 Office Furniture & Fixtures----- 15.00

2. Superior Court #5 (166)

From--4309 Other Professional Services-----	\$ 1000.00
To-----4209 Other Office Supplies-----	1000.00

B. COUNTY HEALTH OPERATING (#102)

1. Health Department (340)

From--4309 Other Professional Services-----	\$ 6265.00
To-----4545 Data Processing Hardware-----	6265.00

C. F.A.C.T. (#146)

1. Prosecuting Attorney (981)

From--4539 Other Equipment-----	\$ 1400.00
From--4309 Other Professional Services-----	\$ <u>2100.00</u>
To-----4219 Other Operating Supplies-----	3500.00

On motion made by Yoder seconded by Abel and unanimously carried, the Council approved these transfer requests.

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). Re-appointment of Joyce McDowell to the Wakarusa-Olive, Harrison Township Public Library Board.

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

- (b). Review and approval of Amendment of Interlocal Agreement for Animal Shelter Management and Animal Control Services and Resolution of Approval in regards to the agreement between Elkhart County and the Town of Middlebury, Indiana for animal shelter management and animal control services for the second half of the calendar year 2009.

Tom Byers addressed the Council and explained that Middlebury chose to have their Interlocal Agreement valid for six months at a time. This is for the second half of the calendar year 2009.

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

The preceding Resolution was then duly adopted.

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- (c). Goshen Public Library Capital Projects Fund Resolution No. CC-09-12.

Andy Waters addressed the Council and spoke briefly on the Goshen Public Library Capital Projects Fund.

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

The preceding Resolution was then duly adopted.

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- (d). Ordinance Authorizing a Loan to the County General Fund CC-09-13.

Hess gave a brief explanation of the Ordinance.

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

The preceding Ordinance was then duly adopted.

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AUDIENCE ITEMS: None

ADJOURN:

There being no further business to come before the Council the meeting was adjourned at 8:45 a.m. on motion by Sharkey seconded by Ashe and unanimously carried.

Recording Secretary
Audie Hostetler

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.