

MINUTES
ELKHART COUNTY COUNCIL
June 13, 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. 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; Tom Byers, County Administrator; Mike Yoder, County Commissioner; Julie Dijkstra, Undersheriff.

MINUTES: Approval of minutes for May 9, 2009.

On motion made by Sharkey seconded by Yohn and unanimously carried, the minutes of the May 9, 2009, Council meeting were approved as received.

COMMITTEE REPORTS:

COMMISSIONERS: M. Yoder reviewed the 2010 Budget and Efficiency Recommendation handout.
COUNCIL: CJ Yoder spoke on the Pumpkinvine Trail, Sharkey spoke on the plan commission meeting and Letherman gave short report on the Washington DC trip.
AUDITOR: Hess reminded the Councilmen of the June 27th State Council Meeting.
SHERIFF: Books gave short report on the Sheriff's Administration Building progress.

**PUBLIC HEARING ON COUNTY OF ELKHART, INDIANA DECLARATION OF
ECONOMIC REVITALIZATION AREA**

Rick Lavers, CEO of Coachmen, addressed the Council and reported that they are moving forward with this project. The plant this involves is in Middlebury. The equipment has been completed and we have opened up a second production line. We expect to expand employment within the next month. He asked that the Council help out in the matter so that the State can help with a significant amount of funding.

Letherman opened the public hearing.

Letherman then asked for any comments on the matter. No one responded or gave any opposition.

Sharkey made a motion to close the public hearing, seconded by Ashe and unanimously carried, the public hearing was closed.

- a. Consideration of Coachmen request: Buche briefly explained the Commitment and Payment Agreement. Coachmen's commitment will include it to invest no more than \$3.5 million in new manufacturing equipment for the Middlebury plant location. Also it will have an annual payroll of at least \$10.7 million with full time positions of no less than 272 employees by December 31, 2012. Coachmen will remain at the current Middlebury location for no less than 12 years starting January 1,

2009 through and including December 31, 2020. If Coachmen fails to meet any of the commitments contained within the agreement it shall pay the County back the pro-rated percentages stated in the Commitment and Payment Agreement.

On motion made by Foutz and seconded by Ashe and unanimously carried, the Council approved this agreement. Let the record reflect that Letherman abstained.

The preceding Commitment and Payment Agreement was then duly adopted.
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- b. Consideration of Confirmatory Resolution for Coachmen Economic Revitalization Area: Buche briefly explained the Resolution for approval.

On motion made by Foutz and seconded by Ashe and unanimously carried, the Council approved Resolution No. CC-09-09. Let the record reflect that Letherman abstained.

The preceding Resolution was then duly adopted.
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PERSONNEL REPORT: Present for the Personnel meeting were Councilmen Dennis Sharkey, CJ Yoder, and Don Abel. Floyd Hindbaugh, Director of Personnel presented and explained the following personnel requests:

I. PERSONNEL REQUESTS

A. Superior Court 5

1. Request individual rate increase for Legal Assistant IV (Benedict) from \$15.68 to \$17.16/hr (position was budgeted at \$16.52/hr for former incumbent). CCPC recommended a 3% rate increase to \$16.15/hr effective June 21, 2009, 4-0.

On motion made by Sharkey seconded by Abel and unanimously carried, the Council approved the recommended 3% increase.

B. Sheriff's Department

1. Request reclassification of Clerical Supervisor II (open), PG4/JF6, to Clerk II, PG1/JF1, up to \$11.10, in the Records and Process Division. CCPC recommended approval, 4-0.

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

C. Community Corrections-IDOC Grant

1. Request new position of one Coordinator Work Release, PG7/JF4, up to \$18.96. CCPC recommended approval, 4-0.

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

2. Request new position-three Intensive Case Manager I, PG4/JF4, up to \$14.82. CCPC recommended approval, 4-0.

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

D. Planning & Development

1. Request to split the Building/Code Manager position, PG8/JF6, into two separate new positions; i.e.: Zoning/Code Enforcement Administrator, PG8/JF6, \$40,170; and Building Commissioner, PG8/JF6, \$38,620. CCPC recommended approval 4-0.

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

E. Highway Maintenance

1. Request to restructure positions as follows:

a. Technical Supervisor (Bowers), PG6/JF6, is promoted to Assistant Manager Highway, PG8/JF6, with a 3% rate increase to \$2040.25 bi-weekly. CCPC recommended approval with no change in effective date of position, 4-0.

b. Assistant Manager-Highway (Easton), PG8/JF6, is demoted to Engineering Technician II, PG5/JF3, and change from exempt to non-exempt with a 3% rate decrease to \$23.52 per hour. CCPC recommended approval, 4-0.

On motion made by Sharkey seconded by Yoder and unanimously carried, the Council approved both a & b requests.

c. Working Foreman (Garage-vacant), PG5/JF2, is reclassified to Mechanic (vacant), PG4/JF2, \$16.95/hr (market premium). CCPC recommended approval 4-0.

d. Traffic Supervisor (vacant), PG6/JF6, is reclassified to Garage Supervisor, PG6/JF6. CCPC recommended approval, 4-0.

On motion made by Yoder seconded by Ashe and unanimously carried, the Council approved both c & d requests.

F. County Extension

1. Request to allow lump-sum payment of 3% PIP increases to all staff from 2009 funds. CCPC recommended denial, 4-0.

Burbrink addressed the Council and explained that he has met with each staff member individually to show them what the net effect will be and they agreed with the plan. Councilmen Yoder felt that in 2012 the employee's may come in and ask to be brought back up in salary to where everyone else is at or where they should be at had we not frozen their salary level. It was an overall consensus of the Council that although they appreciate Burbrink's innovativeness in this process, it may be setting a bad precedence since this is the only department that would be able to do this.

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

G. Prosecuting Attorney-Drug Free Program Grant

1. Request to establish part-time rate not to exceed \$36.00/hr in Account 4118 in Fund 001, Account 108-funding to pay law enforcement officers for drug interdiction duties. CCPC recommended approval, 4-0.

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

H. Health Department-CHN

1. Request increase in part-time rate to \$13.00/hr in Account 4129. CCPC recommended approval, 4-0.

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

2. Request reclassification of RN Supervisor, PG7/JF6, to Clerical Supervisor II, PG4/JF6, \$1,195.20. CCPC recommended approval, 4-0.

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

The preceding Emergency Salary Ordinances was then duly adopted.

(Pages 190-194)

ECONOMIC DEVELOPMENT CORPORATION MATTERS: Dorinda Heiden-Guss passed out an EDC fact sheet to the Council for their review. Heiden-Guss stated that there is an enormous amount of activity going on. She stated they have tracked their progress from the inception of the EDC to date on where we are. From 2001 to 2007 we averaged five prospects a year. Last year alone we had 89 and for the first quarter 2009 we have had 69. We are working with the Department of Energy, Electric Motors Corporation and others. Our concentration has been on green products such as hybrids, electric vehicles and solar and wind power. We have been showing a lot of existing property, however it has been recommended that some of our existing structures do look rough in regards to trash and high grass. It has also been recommended that our County have a call center in order to be considered more technologically advanced. However, call centers are looking for 30-50,000 sqf facilities and our area really does not have existing structures to match that need. Most of our vacant structures are set up for RV manufacturing facilities.

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 June 3, 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, June 13, 2009.

GENERAL FUND
Prosecuting Attorney

Personal Services

6,475.00

Other Services and Charges <u>County Assessor</u>	3,500.00
Personal Services <u>Commissioners</u>	203.00
Other Services and Charges	<u>159,485.00</u>
TOTAL GENERAL FUND COUNTY HEALTH OPERATING <u>Health Department</u>	169,663.00
Other Services and Charges EMERGENCY COMMUNICATIONS CENTER <u>PSCC</u>	7,089.00
Personal Services	10,200.00
Other Services and Charges	<u>7,089.00</u>
Total COUNTY PARK AND RECREATION <u>Park and Recreation Department</u>	17,289.00
Other Services and Charges ELECTION BOARD/VOTER'S REGISTRATION <u>Election Board</u>	7,089.00
Other Services and Charges COUNTY HIGHWAY <u>Highway Construction</u>	3,000.00
Capital Outlays RAINY DAY FUND <u>Commissioners</u>	1,000,000.00
Other Services and Charges ABANDONED VEHICLES <u>Sheriff's Department</u>	350,000.00
Other Services and Charges COURT IMPROVEMENT PROGRAM GRANT <u>Juvenile Court</u>	7,500.00
Other Services and Charges HIV GRANT <u>Health Department</u>	1,080.00
Supplies	6,700.00
Other Services and Charges	<u>1,100.00</u>
TOTAL HIV GRANT WELFARE/FCS JUVENILE <u>Welfare</u>	7,800.00
Other Services and Charges REDEVELOPMENT COMMISSION APPLICATION FUND <u>Planning and Development</u>	44,302.00
Supplies	650.00

Other Services and Charges	3,050.00
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TOTAL REDEVELOPMENT COMMISSION APPLICATION FUND	3,700.00
HEALTH ASIST 2010 DIABETES GRANT	
<u>Health Department</u>	
Personal Services	15,000.00
STORM WATER UTILITY	
<u>Commissioners</u>	
Capital Outlays	50,000.00
EDIT	
<u>Highway Department</u>	
Capital Outlays	2,200,000.00
CUMULATIVE DRAIN	
<u>Drainage Board</u>	
Capital Outlays	14,000.00
MAJOR BRIDGE	
<u>Highway Department</u>	
Capital Outlays	200,000.00
PROPERTY & LIABILITY INSURANCE	
<u>Commissioners</u>	
Other Services and Charges	350,000.00
<u>Resolution No. CC-09-05 Middlebury Community Public Library Capital Projects Plan</u>	
<u>Resolution No. CC-09-04 Elkhart Public Library Capital Projects Plan</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: June 3, 2009

David L. Hess, Elkhart County Auditor

ADDITIONAL APPROPRIATIONS EXPLANATIONS

A. GENERAL FUND (#001)

1. County Prosecutor (108) requests \$6,475 for personal services, excess hours, social security and medicare and \$3,500 for other professional services.

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

2. County Assessor (109) requests \$203.00 to correct bookkeeping error.

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

3. County Commissioners (130) requests \$159,485 for loan interest.

Hess explained that in August 2008 we borrowed money internally from several departments for operational purposes. At that time we were earning 2.2% on the money so that was the interest rate that was charged. As we are paying the loans back to these individual funds we now have to appropriate the interest back into those

funds. For example, in this case the money was borrowed from the Landfill so the interest that was charged then goes back to the Landfill. Had we not borrowed the money the Landfill would have had that money on deposit and would have been earning interest, so in fairness to the funds we have to pay the interest back in. The money that we borrowed was invested in the general fund so in essence it was earning dollars. This explanation carries through to the other interest appropriations that will be considered today.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.
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B. COUNTY HEALTH OPERATING (#102)

1. Health Department (340) requests \$7089.00 for interest on loan.

On motion made by Yohn 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. EMERGENCY COMMUNICATIONS CENTER (#103)

1. PSCC (323) requests \$10,200 for unemployment contribution.

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

2. PSCC (323) requests \$7089.00 for interest on loan.

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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D. PARK AND RECREATION OPERATING (#104)

1. Park and Recreation Department (320) requests \$7089.00 for interest on loan.

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

1. Election Board (190) requests \$3000.00 to pay for Comcast connections for the State election computers for 2009. Stephanie Burgess, County Clerk, addressed the Council on this matter. She stated that this was overlooked in her budget for this year. This is for existing Comcast connections for the State

computers. This is strictly connection costs.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.

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F. COUNTY HIGHWAY (#112)

1. Highway Construction (203) requests \$1,000,000 for the project # 2913 paving program from the wheel tax receipts. Jeff Taylor explained that we have bid the first phase already and the low bidder was Niblock at just under \$650,000. This leaves us \$350,000 in the account and we intend to use a large share of that for spot paving around the County. Letherman stated that more detailed information on the various highway projects is available at the highway's website.

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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G. RAINY DAY FUND (#113)

1. County Commissioners (980) requests \$350,000 for transfer between funds to replenish Liability Insurance fund #679.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.

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H. ABANDONED VEHICLES (#119)

1. Sheriff's Department (980) requests \$7,500 to pay tow bills incurred with the code enforcement.

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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I. COURT IMPROVEMENT GRANT (#135)

1. Circuit Court Juvenile (161) requests \$1080 to appropriate money collected from the Youth Summit meeting for intern. Judge Domine addressed the Council and explained that she has hired a summer intern to investigate the legal barriers to information sharing. She is hoping by sharing information they can be more efficient, more effective and more economical when it comes to addressing juvenile issues.

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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J. HIV GRANT (#141)

1. Health Department (981) requests \$6700 for supplies and \$1100 for laboratory services and charges.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.
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K. WELFARE/FCS JUVENILE (#189)

1. Welfare Department (980) requests \$44,302 for interest on loan.

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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L. REDEVELOPMENT COMMISSION APPLICATION FUND (#197)

1. Planning and Development (980) requests \$650 for supplies and \$3050 for other services and charges for routine business and to potentially sponsor the third joint/countywide redevelopment meeting and training program. Bob Watkins explained that this is to establish the 2009 budget. He stated they are a few months late in doing this, but that there has not been a financial need until today. Letherman asked what the Rent/Other portion of the appropriation was for. Watkins explained it is for the rental of rooms for conferences.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.
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M. HEALTH ASIST 2010 DIABETES GRANT (#205)

1. Health Department (981) requests \$15,000 for personal services. This grant supports the program known as the Indiana Women's Diabetes Initiative for the low income, underinsured, and noninsured population with diabetes. It is also to fund translation from Spanish to English and various materials needed, which is the miscellaneous portion of the appropriation. This is funded by the ASIST 2010 Diabetes grant.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.
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N. COUNTY STORM WATER UTILITY (#320)

1. County Commissioners (130) requests \$50,000 for project # 2801. The Elkhart County Storm Water Management Board has agreed to loan the Elkhart County Solid Waste Management District funds to assist in the funding of the household hazardous waste program. The funds are to be paid back by December 31, 2011 with interest at 2% per annum. Ashe explained that the Solid Waste Department did not have enough money to fund the current contract they have with Borden for the remainder of the year. Borden is not planning to continue the contract for next year. The committee is looking for other ways and other places to continue this service for the County in 2010. Commissioner Yoder stated that once the economy turns around and the revenues for the Landfill go back up, the loan could be paid back.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.
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O. EDIT (#331)

1. County Highway (980) requests \$2,200,000 for project #2914 and #2915 CR 17 Phase 2B Construction and Inspection. Jeff Taylor explained that the bid came in at 7,349,183.23. Federal Aid will pay for 80% of the cost, with Elkhart County paying 20%. The amount that we need for the construction portion is \$1.7 million and \$500,000 for construction inspection costs. He explained that he added a little more than 20% to the construction portion of the appropriation so that if slightly more is needed they can continue the project without having to stop to ask for another additional appropriation. He also stated that 80% of the \$500,000 is reimbursable back to us, if spent. Also, if we use our employees, any wages, mileage, cell phone bills, etc used on this project will also be reimbursable at the rate of 80%.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.
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P. Cumulative Drain (#337)

1. County Drainage Board (980) requests \$14,000 for the following projects:	
Project#0919 Mather Ditch -----	\$ 6,000.00
Project#0920 Werntz Ditch -----	\$ 5,000.00
Project#0921 Osborn -----	\$ <u>3,000.00</u>
TOTAL CUMULATIVE DRAIN -----	\$14,000.00

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

The preceding Emergency Appropriation Ordinance was then duly adopted.

Q. MAJOR BRIDGE (#338)

1. County Highway (980) requests \$200,000 for project #2910 Six Span Right-of-Way, legal fees, evaluation of Linton's claims by a relocation agent and costs paid to Linton's.

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

The preceding Emergency Appropriation Ordinance was then duly adopted.

R. PROPERTY & LIABILITY INSURANCE (#679)

~~1. County Commissioners (980) requests \$350,000 to be established as a loan for lawsuits with reimbursements from insurance companies utilized to replenish funds.~~

* Additional Appropriation not needed per Nancie Adams (06/16/09), approved by Dave Hess.

TRANSFERS REQUIRING COUNCIL ACTION:

A.	Health PSUPP Grant (#123)		
	Health Department (980)		
	From--4313 Travel-----	\$	515.00
	To----4151 Perf-----		30.00
	To----4153 Insurance-----		100.00
	To----4155 Wellness-----		85.00
	To----4219 Operating Supplies-----		300.00
B.	Health MCH Grant (#126)		
	Health Department (614)		
	From--4309 Other Professional Services-----	\$	150.00
	To----4405 Refund -----		150.00
C.	Health-WIC Grant (#127)		
	Health Department (612)		
	From--4151 PERF -----	\$	250.00
	4153 Insurance-----	\$	10,914.00
	4157 Medicare -----	\$	746.00
	To----4203 Copy Supplies-----		300.00
	4217 Medical Supplies -----		2,000.00
	4219 Operating Supplies -----		2,350.00
	4310 Sustenance-----		1,950.00
	4312 Postage-----		1,000.00
	4313 Travel -----		1,450.00
	4314 Telephone-----		600.00
	4330 Bldg. Repairs-----		2,260.00

On motion made by Yoder seconded by Foutz and unanimously carried, the Council approved these transfers, 5-0.

The preceding Emergency Appropriation Ordinance was then duly adopted.
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TRANSFERS NOT REQUIRING COUNCIL ACTION: Available in Auditor's Office.

OTHER BUSINESS:

(a) Approval of Middlebury Community Public Library Capital Projects Fund Resolution No. CC-09-05.
Terry Rheinheimer addressed the Council regarding their Capital Projects Fund. She stated this year they are looking at security systems due to vandalism and additional computers for people to file their unemployment.

On motion made by Foutz seconded by Ashe and unanimously carried, the Council approved this Resolution.

The preceding Resolution was then duly adopted.
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(b) Approval of Elkhart Public Library Capital Projects Fund Resolution No. CC-09-04.
Connie Ozinga addressed the Council regarding the fund and stated that the fund will be or has been used for a \$300,000 HBAC project, refurbishing various branches, ongoing tech management costs for the supervision of over 400 computers and various networking and equipment costs.

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

The preceding Resolution was then duly adopted.
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(c) Consideration of Interlocal Agreement with Town of Syracuse for South Benton TIF District.
Buche briefly explained the Interlocal Agreement which has already been reviewed by the Council during last month's Council meeting.

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

The preceding Interlocal Agreement was then duly adopted.
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(d) Judge Domine is asking permission from the Council to attend the National Juvenile Judge's Conference. She received a scholarship from the Indiana Supreme Court to attend this conference. The

scholarship pays 80% of the conference cost.

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

(e) Ordinance Reconfirming and Continuing a Local Option County Motor Vehicle Excise Surtax and Wheel Tax for Elkhart County, Indiana. Ordinance No. CC-09-08

Buche addressed the Council and explained that the DLGF and BMV indicated that they are getting ordinances from across the State that are not consistent and that they are having a difficult time implementing the rates and applying them to the different classes of vehicles. They established a form schedule that they wanted each County to adopt and implement with those specific rates that apply to that County. We have prepared the same ordinance that had been in place and then simply adopted the schedule and added the rates that the County had adopted for passenger and commercial vehicles.

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

The preceding Ordinance was then duly adopted.

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(f) Approval of the Tentative 2010 Budget Hearing Schedule and the 2010 Budget Department Assignments. Motion required.

On motion made by Sharkey seconded by Yohn and unanimously carried, the Council approved the Budget Hearing Schedule.

(g) Review of a resolution authorizing the loaning of money from the Local Major Moves Construction Fund for the Johnson Street Bridge Project and the Six Span Bridge Project.

Buche explained that this Resolution is to be brought back to the Council's attention each year, prior to budget, so that the Council can review the amortization schedule to determine whether or not it should be changed.

On motion made by Sharkey seconded by Foutz and unanimously carried, the Council reviewed and approved the schedule within this Resolution.

(h) Appointment of Brian Byrn to the Elkhart Public Library Board. Mr. Byrn's first term will expire 6-30-2013.

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

(i) Appointment of Betty Lou Kline to the Bristol Public Library Board. Ms. Kline's second term will expire 6-30-2013.

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

(j) Ordinance Recognizing Repayment of 2008 Loans and Authorizing New Loans for 2009. Ordinance No. CC-09-10. Buche addressed the Council and gave a brief explanation of this Ordinance.

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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(k) Ordinance Recognizing Repayment of Certain Loans and Authorizing New Loans for 2009 and Further Authorizing Debt Service Levy for Welfare Funds. Ordinance No. CC-09-11. Buche addressed the Council and gave a brief explanation of this Ordinance.

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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AUDIENCE ITEMS: Serita Miner addressed the Council and spoke as an advocate of restorative justice, rehabilitation, work release and Christian principles.

ADJOURN:

There being no further business to come before the Council the meeting was adjourned at 11:00a.m. on motion by Sharkey seconded by Abel 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.