

MINUTES
ELKHART COUNTY COUNCIL
January 12th, 2019

The meeting of the Elkhart County Council was called to order by Sheriff Jeff Siegel of the Elkhart County Sheriff's Department at 8:00 a.m., in Room 104 of the County Administration Building, Goshen, Indiana. Members present were Council President John K. Letherman, Vice President David L. Hess, Doug S. Graham, Randall D. Yohn, Darryl J. Riegsecker, Thomas W. Stump and Tina M. Wenger

Also present were: Patricia A. Pickens, Auditor; Reana Bujalski, Chief Deputy Auditor; Craig Buche, County Attorney; Mike Yoder, Commissioner; and Jeff Taylor, County Administrator

MINUTES: Approval of minutes for December 8th, 2018

On motion made by Riegsecker and seconded by Stump, the Council unanimously carried and approved the December 8th, 2018 minutes.

COMMITTEE REPORTS:

**** ELECTION OF OFFICERS FOR 2019**

Auditor Patricia A. Pickens assumed the chair and opened the floor for nominations of Officers:

Stump nominated John Letherman for President, Riegsecker seconded that motion. Pickens asked if there were any more nominations. There were no other nominations, Stump moved to close the nominations, seconded by Riegsecker. Pickens said all in favor of retaining John Letherman as President of the County Council, say Aye, none were opposed and the motion was carried.

President Letherman assumed the chair. He asked for nominations for Vice-President. Letherman nominated David Hess for Vice President, Wenger seconded the motion. Letherman asked if there were any other nominations. He then asked for a motion to close the nominations. Riegsecker made a motion to close nominations, seconded by Stump, Letherman asked all in favor of David Hess retaining the office of Vice President say Aye, none were opposed and the motion was carried and approved.

**** Approval of 2019 Budget Council Department Assignments**

**** Approval of 2019 Additional Council Duty Appointments**

Letherman explained all the changes to the new 2019 Budget Department Assignments and the Additional Council Assignments.

On motion made by Stump and seconded by Yohn, the Council carried and approved both Budget Department and Additional Duty Assignments.

COMMITTEE REPORTS:

COMMISSIONERS- No report

COUNCIL- John Letherman welcomes Newly Elected/Appointed Officials: Councilman: Doug S. Graham, Sheriff: Jeff Siegel, Auditor: Patricia A. Pickens, Chief Deputy Auditor: Reana Bujalski and County Administrator: Jeff Taylor.

Yohn welcomes the newcomers.

Wenger-Discusses her vacation overseas and states she had the opportunity to meet with a couple of Mayor's over there.

AUDITOR- Pickens reports that the Auditor's office is still working on year end numbers. Letherman asks when the Auditor thinks they will have the yearend numbers. Pickens states that Gretchen from GUTS is coming in this week to work on Settlement. Letherman stresses that the council doesn't like surprises and that if any matters come up he asks that they are discussed prior to the Council meeting.

SHERIFF- Sheriff Jeff Siegel states the only changes in the Sheriff office as of right now is: The Sheriff's Department will be known as the Sheriff's Office and the Under Sheriff title will now be referred to as Chief Deputy Sheriff.

EDC MATTERS: NONE

HUMAN RESOURCE MATTER: NONE

ADDITIONAL APPROPRIATION EXPLANATIONS:

A.GENERAL FUND(#1000)

1. Sheriff's (105) withdrew the request for \$15,000.00

B.GENERAL FUND (#1000)

1. Plan Commission (132) requests \$25,000.00.

Chris Godlewski explains to the Council that this money is to be used to pay for the Fiscal Impact Analysis that the State's new law is mandating all TIF are required to have this done. Godlewski states that Baugh will do these Analysis's.

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

C.EDIT (#1112)

1. Highway (980) requests 1,500,000.00 for funds to reconstruct bridge on CR 36.

Jeff Taylor presents this request to the Council, he states that the funds will be utilized for all costs related to the reconstruction of the bridge including but not limited to contract price, supplies, materials, inspections and testing. He goes on to explain that 200,000 will be used for misc. repairs to roads and bridges, examples include small paving projects, culverts, pipes, supplies, materials and contractors. The last 400,000 will be utilized by the design and ROW doc prep for added buggy lanes along CR 40 between SR 19 and CR 7. Project is federally funded up to 80% reimbursement for design fees.

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

D.SALES DISCLOSURE FEES(#1131)

1. Concord Assessor (114) requests \$3261.00 from Sales Disclosure Fee Funds to set up 2019 budget, copy machine rent and MLS to maintain access.

Christopher Dickerson presented this request to the Council.

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

2. County Assessor (980) requests \$14,500.00 to cover costs of 3 copiers, MLS, listing.

Assessor Cathy Searcy explains to the Council the money is needed to maintain access to the MLS service to verify sales disclosures.

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

E. CUMULATIVE BRIDGE (#1135)

1. Highway (980) requests \$680,000.00 for Annual appropriation for Misc. Repairs to bridges.

Jeff Taylor explains to the Council this is \$100,000.00 is an annual appropriation for misc. repairs to bridges, examples include guard rail, log jams, deck repairs, painting, etc. He also explains that \$55,000.00 are needed for Bridge 369 Quail Island repairs. These funds pay for the bridge structure repairs. The asphalt deck will require an additional \$22,000.00 to be paid from road paving funds. The rest of the request of 252,000.00 will be used to rehab Bridge 354 (CR43 S of US 6). Funds will be utilized for construction related activities. A staff engineer completed the design and will manage the inspection of the construction.

On motion made by Wenger and seconded by Hess, the Council unanimously carried and approves this request.

F. DRUG FREE CUMMUNITY FUND(#1148)

1. Commissioners (980) requests 129,231.00 for the annual allocation to area agencies who have submitted qualified applications and successfully passed the application evaluation process.

Dave Hess explains to the Council that in December Kris Krueger came before the Council and submitted the list that they recommend receive these grant monies and now they are requesting the appropriation.

On motion made by Hess and Seconded by Stump the Council unanimously carried and approves this request.

G.ENHANCED ACCESS (#1154)

1. Recorder (980) requests 40,000.00is an estimate of expenditures for 2019. Income for this fund is generated from fees charged for permitting the inspection of public records offsite through enhanced access and is authorized under I.C. 5-14-3-8-3/ Disbursement from this appropriation is a reimbursement to Fidlar Technologies for their contracted portion of the fees as authorized in I.C. 5-14-3-8.3(b)(2).

Recorder Jennifer Doriot presented this request to the Council.

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

H.BCCP- Income (#1159)

1. Health (614) requests \$ 6200.00 for ongoing operation of Breast & Cervical Cancer Program.

Dr. Lydia Mertz explains to the Council that expenditures of income generated to cover expenses incurred for 2019 and to encourage women to take advantage of the program.

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

I. INDENTIFICATION SECURITY PROTECTION REDACTION FUND (#1160)

1. Recorder (980) requests \$14,000.00 for Fidar Software System annual payment for 2019. The total cost of \$28,000.00 is split between the Reaction Fund and the Perpetuation Fund.

Jennifer Doriot presented this request to the Council.

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

J. LOCAL HEALTH MAINTENANCE FUND (#1168)

1. Health Department (980) requests \$72,672.00 for 2019 funding for Local Health Maintenance.

Dr. Lydia Mertz presented this request to the Council.

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

K. MISDEMEANANT (#1175)

1. Sheriff (980) requests \$13,000.00 to provide monies to purchase ordinance for training-Corrections.

Sheriff Jeff Siegel presented this request to the Council.

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

L. MOTOR VEHICLE HIGHWAY (#1176)

1. Highway Department (201) requests \$9500.00 to pay data processing services and to pay for job posting services.
2. Highway Department (980) requests \$15,000.00 for funds to repair flatbed semi-trailer. Cost to rebuild (Weld, Sandblast, repaint) is 15,000. New replacement trailer is \$78,000. Used replacement is \$28,000.

Jeff Taylor presented these request to the Council.

Taxpayer Glenn Null expressed he was not happy when he recently attended a Commissioner's meeting and he asked the year of this trailer and no one could give him an answer. He states he expects to get an answer when he as a taxpayer asks a question. He would like to see the Council influence other departments to be more receptive especially the commissioners. He also welcomes Doug Graham to the Council. Stump weighed in and said that the would also like to know the year of the trailer and that Glenn is a taxpayer and deserves an answer.

On motion made by Hess and seconded by Riegsecker, the Council unanimously carried and approves this request.

M. PARKS & RECREATION NON/REVERTING CAPITAL (#1178)

1. Park Department (980) requests \$220,000.00 to complete park capital projects.

Ronda DeCaire explains to the Council that the Capital Projects that need completed are park construction/restrooms/parking, Goshen Dam toe drain, Mill roof and other park facility repairs.

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

N. PARKS & RECREATION NON/REVERTING OPERATION (#1179)

1. Park Department (980) requests \$200,750.00 to supplement Fund 1219 for 2019 fiscal year.

Ronda DeCaire presented this request to the Council. She explains that programs are paid out of this funds, supplies, and special programs.

Ron Norman announces that the Smithsonian Crossroads of America Program, That is coming to Bristol in February.

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

O. AUDITOR'S PLAT BOOK FUND (#1181)

1. County Auditor (980) request \$58,999.00 to establish 2019 budget.

Auditor Patty Pickens presented this request to the Council.

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

P. COUNTY SURVEYOR'S CORNER PERPETUATION FUND (#1202)

1. Surveyor (980) request \$109,600.00 for the 2019 Perpetuation.

Phil Barker presented this to the Council.

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

Q. LOCAL HEALTH TRUST FUND (#1206)

1. Health Department (980) requests 93,139.00 to set-up 2019 Budget Accounts January 2019- December 2019.

Dr. Lydia Mertz presented this to the Council. Letherman asks what this fund pays for. Dr. Mertz states that helps cover Suicide Prevention services, lab drug testing, educational services are among some of the services provided through this fund.

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

R. UNSAFE BUILDING (#1207)

1. Planning & Development (980) requests \$3,307.00.

Chris Godlewski presents this to the Council, he states that payments received will be redirected to this fund for future demolition projects.

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

S. AUDITOR'S INELIGIBLE FUND (#1216)

1. Auditor (980) requests \$101,772.00 to establish the 2019 budget.

Auditor Patty Pickens presented this to the Council.

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

T. COUNTY ELECTED OFFICIAL TRAINING FUND (#1217)

1. Recorder (980) requests \$11,900.00.

Recorder Jennifer Doriot explains to the Council this fund is used by elected officials Recorder, Auditor, Treasurer, Clerk and Surveyor. This fund was established in 2011 as a supplemental fund for training costs including continuing education for these officials. The fund requires an appropriation by the fiscal body.

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

U. PUBLIC SAFETY COMMUNICATION CENTER (#1222)

1. PSCC (980) has requested \$23,672.00 to pay the interest payment for 2019 to the Major Moves Loan for the 7/800 MHX Radio System for PSCC.

Egbert Dijkstra presented this to the Council.

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

V.CODE ENFORCEMENT (#1223)

1. Sheriff (980) has requested \$3,350.00 to make money available for the payment of tow bills and advertising sale of goods per court orders.

Sheriff Jeff Siegel presented this request to the Council.

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

W. MILLERSBURG II TIF (#4503)

1. Planning & Development (#980) requested \$3,000.00 for Umbaugh TIF Annual Neutralization for Annual reimbursement agreement including new Umbaugh Services.

X.NW GATEWAY TIF (#4504)

1. Planning & Development (#980) requested \$54,500.00 for Umbaugh TIF Annual Expense Reimbursement Agreement including new Umbaugh Fees, Bond Fees for Umbaugh/Regions bank.

Y.SOUTH BENTON TIF (#4505)

1. Planning & Development (980) requests \$1,750.00 for Umbaugh TIF Annual Neutralization for Annual reimbursement agreement including new Umbaugh Services.

Z. WESTERN GATEWAY TIF (#4506)

1. Planning & Development (980) requests \$1,500.00 for Umbaugh TIF Annual Neutralization for Annual reimbursement agreement including new Umbaugh Services.

AA.MIDDLEBURY AG TIF (#4508)

1. Planning & Development (980) requests \$3,500.00 for Umbaugh TIF Annual Neutralization for Annual reimbursement agreement including new Umbaugh Services.

BB.MIDDLEBURY SE TIF (#4509)

1. Planning & Development (980) request \$11,500.00 for Umbaugh TIF Annual Neutralization for Annual reimbursement agreement including new Umbaugh Services.

CC. MIDDLEBURY EAST (#4510)

1. Planning & Development (980) requests \$11,500.00 for Umbaugh TIF Annual Neutralization for Annual reimbursement agreement including new Umbaugh Services.

Chris Godlewski presented items W thru CC to the Council. He explains these are Annual Expenses.

Letherman first states that since all the TIF's are similar that we vote on W thru CC, Hess motion that they vote on DD separate in order for the minutes to show Bond Payment.

On motion made by Letherman to vote on items W thru CC together, seconded by Riegsecker, the Council unanimously carried and approved

DD. CR 6 & 17 NE TIF (#4511)

1. Planning & Development (980) requests \$123,500.00 for Umbaugh and Administration costs & \$155,000.00 Annual Bond Payment made to Regions Bank for a total of \$278,500.00.

Chris Godlewski presented this request to the Council.

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

EE. NORTH BAUGO TIF (#4512)

1. Planning & Development (980) request \$1,250.00 for Umbaugh TIF Annual Neutralization for Annual reimbursement agreement including new Umbaugh Services.

Chris Godlewski presented this request to the Council.

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

FF. STATE ROAD 13 TIF (#4514)

1. Planning & Development (980) requests \$2000.00 for Umbaugh TIF Annual Neutralization for Annual reimbursement agreement, including new Umbaugh Services.

Chris Godlewski presented this to the Council.

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

GG. REDEVELOPMENT COMMISSION (#4911)

1. Planning & Development (980) requests \$4,000.00 to cover expense's during conferences and education, mileage for trips, Meal for the RDC meeting for board members-luncheon, Software purchases and a computer tablet purchase.

Chris Godlewski presented this request to the Council.

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

HH. PUBLIC HEALTH PREPAREDNESS & EMERGENCY (#8119)

1. Health Department (980) requests \$1,000.00 to purchase a new projector for the conference room (PHEPCA funds).

Dr. Lydia Mertz presented this request to the Council.

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

II. COURT IMPROVEMENT GRANT (#8122)

1. Juvenile Court (131) this \$30,000.00 request is based upon a yearly Summit this Department holds. The State has granted this Department a reimbursable grant for Dual Status & Monitoring program.

Judge Deborah Domine presented this request to the Council. She explains to the Council the meaning of Dual Status Monitoring. She also states that part of this request is to be able to hire some Mentors for struggling moms in the system. These mentors will be mothers that are recovering addicts. It will also be used to recruit and train CASA volunteers.

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

JJ. MATERNAL CHILD & HEALTH GRANT (#8127)

1. Health Department-Program Income (614) requests \$661,774.00 to set-up Budget for 2019.

Dr. Lydia Mertz presented this request to the Council.

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

REDUCTIONS: NONE

TOTAL ALL APPROPRIATIONS WITH REDUCTIONS:

\$120,000.00

TRANSFER REQUESTS REQUIRING COUNCIL ACTION

A.	GENERAL (#1000)		
	From:	43110 Sustenance & Other Travel	\$1,200.00
		41100 Elected	
	To:	Official	\$1,200.00
C.	MOTOR VEHICLE HIGHWAY (#1176)		
	1. Highway (202)		
	From:	42215 Stone Gravel & Aggregate	\$200,000.00
	To:	43090 Other Professional Service	\$200,000.00

On motion made by Graham and seconded by Yohn the Council unanimously carried and approved these requests.

TRANSFER REQUESTS NOT REQUIRING COUNCIL ACTION:

(Available in the Auditor's office)

OTHER BUSINESS

- (a) Approval of reappointment of Jerry Weaver and Mike Settles to the Elkhart County Property Tax Assessment Board of Appeals. One (1) year term, expires 12/31/2019.

On motion made by Stump and seconded by Yohn the Council unanimously carried and reappointed Jerry Weaver and Mike Settles to the Elkhart County Property Tax Assessment Board of Appeals.

- (b) Approval of Darryl Riegsecker, Jon Hunsberger and reappointment of Jim Skillen to the Elkhart County Redevelopment Commission. One (1) year term, expires 12/31/2019.

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

- (c) Approval of the reappointment of Thomas Holtzinger to the Elkhart County Regional Sewer District Board. 4-year term, expires 12/31/2022

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

- (d) Craig Buche: AN ORDINANCE OF THE ELKAHART COUNTY COUNCIL ENCUMBERING 2018 FUNDS FOR 2019 BUDGET YEAR. CC-2019-01.

Craig Buche explains this ordinance to the Council.

On motion made by Riegsecker seconded by Stump the Council unanimously carried and approved Ordinance CC-2019-01.

- (e) Craig Buche: AN ORDINANCE OF THE ELKHART COUNTY COUNCIL ESTABLISHING THE INDIANA OFFICE OF COURT SERVICES 2019 COURT REFORM GRANT FUND FOR THE ELKHART COUNTY COURTS.

Craig Buche explains this Ordinance to the Council.

On motion made by Riegsecker and seconded by Wenger, the Council unanimously carried and approved Ordinance CC-2019-02.

AUDIENCE ITEMS:

Audrey Rohrer of Glen Haven estates is concerned about a person in their subdivision that is renting out the single family homes and are renting to multiple families they don't care who they are renting to they just want to make their money. She is also concerned with one of the neighbors property that looks like a junkyard and she has called Code Enforcement many time and they claim that there is nothing they can do about it. She states "many many vehicles, cars, trucks, RV's , car parts all over and she doesn't see how they can have a junkyard is a subdivision.

Chris Godlewski stepped up and said that he is aware of the issues and has started an investigation on this complaint and he will take the appropriate actions. He states that he has her contact information and he will get back with her.

Randy Yohn introduces himself, and explains that he is the Councilman for Cleveland district and that he was made aware of the issues, and he drove past and took pictures of the property in question. He states that there is definitely debris above the fence.

Riegsecker asks if they have an Homeowners Association, Ms. Rohrer said that they do but enforce it. Riegsecker explains that the HOH maybe able to do more than the County can.

Letherman asks Ms. Rohrer to work with Chris Godlewski and give him the opportunity to investigate this.

Letherman passes on a flyer from the Michiana Area Bicycle & Pedestrian Facilities Map. Letherman states he is glad to see that there is a plan in place.

Stump discusses the costs of bike paths and states that these types of projects can get really expensive. He states that the state is doing a study and he would like to see the outcome of this study. He discusses the different kind of people that are using the bike paths, He states he wonders about the safety of the riders that are using the paths.

ADJOURN

There being no further business to come before the Council the meeting was adjourned at 9:35 am on motion made by Wenger, seconded by Hess, and unanimously approved by the Council.

Cindy Chadwell
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.

