

MINUTES

ELKHART COUNTY BOARD OF COMMISSIONERS MEETING

January 2, 2018

President Mike Yoder called the meeting to order at 9:00 a.m. in room 104 in the County Administration Building, 117 North Second Street, Goshen, Indiana. The other two (2) Board members, Frank Lucchese and Suzie Weirick, were also present. Others present were Pauline Graff, County Auditor; Craig Buche, County Attorney; Tom Byers, County Administrator and Anita Mock Executive Assistant.

On a motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved the Minutes of the December 18th and December 27th meetings and placed them on file.

On a motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board elected officers and approved the various assignments as follows:

President – Mike Yoder
Vice President – Frank Lucchese
MACOG – Suzie Weirick
St. Joseph River Basin – Suzie Weirick
Drainage Board – Mike Yoder
Plan Commission – Frank Lucchese
Oaklawn – Mike Yoder
Local Coordinating Council (LCC) – Kris Krueger
Community Corrections Advisory Board (CCAB) – Suzie Weirick
CCPA – Personnel Liaison – Frank Lucchese
Affirmative Action (EEOC) – Frank Lucchese
Emergency Management Board – Suzie Weirick

On a motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved the appointments to various county departments and also approved appointments to various boards in the county for 2018 as follows:

Superintendent, Buildings & Grounds – Matt Grubb
Veteran's Service Officer – James Snowden
County Highway Engineer – Kent Schumacher
Manager of Transportation – Jeff Taylor
Director Human Resources – Carol Caviness
Director IT – Scott Mills
Weights & Measures – Todd Barrows
Emergency Management Director – Jennifer Tobey
County Administrator – Tom Byers
County Attorney – Craig Buche

Alcoholic Beverage Commission – Greg Barberio – 1 year term
Convention & Visitor’s Commission – 2 year term
Rick Jenkins
Beth Ronzone
Scott Baker
Dan Shoup
Drainage Board – 3 year term
Ed Pippenger, Jr.
County Board of Health – 4 year term
Dr. Ebenezer Kio (I)
Dr. David T. Mellin (D)
Plan Commission – 4 year term
Tony Campanello (R)
Board of Zoning Appeals – 4 year term
Randall Hesser
County Redevelopment Commission - 1 year term
Randy Wilson
Mandy Leasenby
Rick Gentle
Dave Dygert
Randy Myers
Property Tax Assessment Board of Appeals
Harrison Haines (D)
Iverson Grove (R)

On a motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved the Allowance of Claims as presented by the County Auditor’s office.

BUSINESS ITEMS:

County Administrator, Tom Byers, requested approval of an Independent Contractor Agreement for Services for Human Resource Director Carol Caviness who is retiring on January 19, 2018. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

(Page 6)

County Administrator, Tom Byers, requested approval of Contract for Animal Shelter Management and Animal Control Services. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 7)

County Administrator, Tom Byers, requested approval of an additional appropriation from the EDIT Fund for \$27,000 in support of the Center for Business Excellence Program

operating by the Greater Elkhart Chamber of Commerce. The County has financially supported this program for several years. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 8)

County Administrator, Tom Byers, requested approval of an additional appropriation from the Cumulative Capital Development Fund for \$128,000 for funds to cover the annual maintenance of the GUTS software program that was paid for from Cumulative Reassessment Fund prior to 2017. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

(Page 9)

County Administrator, Tom Byers, requested approval of an additional appropriation from the Environmental Special Project Fund for \$70,000 for funds to be utilized to offset the approximate cost of \$600,000 to replace the City of Elkhart's 1985 HAZMAT vehicle. The city's HAZMAT vehicle serves the entire county and between 40-50% of calls are for service in the unincorporated areas of the county. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 10)

County Administrator, Tom Byers, requested approval for an additional appropriation from the Storm Water Management Fund for \$8,300 which will supplement the \$29,250 administrative fee in the 2018 Storm Water budget. The dollars are intended to offset the funding increase from the General Fund to pay increased wages in the Surveyor's Office, as that office will be assuming coordination responsibilities for the Storm Water Program in 2018. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

(Page 11)

County Highway Manager of Transportation, Jeff Taylor, requested approval for an additional appropriation from the EDIT Fund for \$225,000 for funds required to pay for legal fees for various right of way matters and the annual amount in the 10 year plan for miscellaneous road projects. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 12)

County Highway Manager of Transportation, Jeff Taylor, requested approval for an additional appropriation from the Cumulative Bridge Fund for \$335,000 for annual miscellaneous repairs to bridges. Also the funds are used to match Federal funding for Bridge

#102 and to cover construction inspections. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

(Page 13)

County Highway Manager of Transportation, Jeff Taylor, requested approval for an additional appropriation from the Motor Vehicle Highway Fund for \$613,000 for funds needed for construction of Bridge #410 and funds to replace the cutting edges on underbody blades for snow plows. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 14)

County Highway Engineer, Kent Schumacher, requested approval to increase the speed limit from 30mph to 40mph in the construction zone area on County Road 38. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

County Attorney, Craig Buche, requested approval of the annual Uniform Conflict of Interest Disclosure Statement form for Tom Stump. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

(Page 15)

County Attorney, Craig Buche, requested approval of the annual Council Member Disclosure of Family Member's Proposed Contract with Elkhart County form for Dave Hess. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 16)

County Attorney, Craig Buche, requested approval of the Acceleration Change Order #2 for the County Road 38/Kercher Bridge Project agreement with Rieth Riley Construction Company. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

(Page 17)

On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved the Weights & Measures report for November 16th to December 15th, 2017.

AUDIENCE ITEMS:

On a motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board adjourned their meeting.

Respectfully submitted,
Anita Mock

MINUTES

ELKHART COUNTY BOARD OF COMMISSIONERS MEETING

January 8, 2018

President Mike Yoder called the meeting to order at 9:00 a.m. in the County Administration Building, 117 North Second Street, Goshen, Indiana. Board members Frank Lucchese and Suzie Weirick were also present. Others present were Pauline Graff, County Auditor; Tom Byers, County Administrator; Craig Buche, County Attorney and Anita Mock, Executive Assistant.

On a motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved the Allowance of Claims, as presented by the County Auditor's office.

BUSINESS ITEMS:

County Highway Manager of Transportation, Jeff Taylor, requested the approval of Amendment #2 of County Road 8 Multi-Use Bike Path. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 19)

County Highway Engineer, Tom Rushlow, requested the acceptance of bids for the County Road 3 over Baugo Creek Bridge Rehabilitation Project. Auditor Pauline Graff opened and read the bids. JCI Bridge Group Inc. bid the job at \$484,006.93, Reith Riley bid the job at \$624,134.50, Anlaan Corporation bid the job at \$489,871.00, Northern Indiana Construction Company, Inc. bid the job at \$523,302.38 and LaPorte Construction Company, Inc. bid the job at \$524,251.55. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request to accept and review the bids.

BOARD ITEMS:

On a motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board adjourned their meeting.

Respectfully submitted,

Anita Mock

MINUTES

ELKHART COUNTY BOARD OF COMMISSIONERS MEETING

January 16, 2018

President Mike Yoder called the meeting to order at 9:00 a.m. in room 104 in the County Administration Building, 117 North Second Street, Goshen, Indiana. The other two (2) Board members, Frank Lucchese and Suzie Weirick, were also present. Others present were Pauline Graff, County Auditor; Craig Buche, County Attorney; Tom Byers, County Administrator and Anita Mock Executive Assistant.

On a motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved the Minutes of the January 2nd and January 8th 2018 meetings and placed them on file.

On a motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved the Allowance of Claims as presented by the County Auditor's office.

BUSINESS ITEMS:

Planning & Development, Kevin Williams, requested approval to receive bids for the demolition of 59234 County Road 29, Goshen, Indiana. The bids were as follows: B & E Excavating for \$8,600.00, Dana Bontrager & Trucking for \$7,785.00, Jerry Reed Excavating for \$8,500.00 and R. Yoder Construction Inc. for \$14,000.00. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board accepted this request.

Planning & Development, Jason Auvil, requested approval for Linda S. Banger represented by Progressive Engineering, Inc. for secondary approval of a 5 lot major subdivision to be known as ROBIN'S RIDGE, Southwest corner of County Road 117 and County Road 18, in Jefferson Township. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

Planning & Development, Mae Kratzer, requested approval of James E. Mahaffa & Etal Ten In Com (EN & DJ Life Estate), represented by Progressive Engineering, Inc. for a zone map change from PUD A-1 to A-1 East side of County Road 9 (Johnson Street), 1,000 feet South of County Road 4, in Osolo Township. Mike Yoder opened a public hearing. No audience members wished to speak on this matter. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried the Board closed the public hearing. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

(Page 24)

Planning & Development, Matt Shively, requested approval Darryl & Mazine K. Zook, represented by Jones Petrie Rafinski for a zone map change from A-1 to M-1, South side of County Road 14, ¾ mile East of State Road 13, in Middlebury Township. Mike Yoder opened a public hearing. No audience members wished to speak on this matter. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board closed public hearing. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request with conditions that staff recommendations are considered.

(Page 25)

Planning & Development, Jason Auvil, requested approval of Daniel J. & Alice Bontrager (1/2 Int.) and David J. Myers (1/2 Int.) (sellers) & MJM Leasing, LLC (buyer) represented by Jones Petrie Rafinski for a zone map change from A-1 to GPUD B-3, South west corner of County Road 20 and County Road 17, in Jefferson Township. Jason Auvil advised the staff recommended denial, however the Board was in favor 5 to 3. David Myers spoke on behalf of the request asking for approval of the request. Mike Yoder opened a public hearing. Don Shaum spoke advising his property was adjacent to this property and that he would like conditions to be made that a berm would be added to the plan so that he cannot see over to block some of the view. No other audience members wished to speak on this matter. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board closed the public hearing. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 26)

Planning and Development, Jason Auvil, requested approval for Samuel E. & Mary Barkman represented by Abonmarche Consultants for an Amendment to an existing DPUD to be known as BARKMAN DPUD, North side of US Highway 6, 1,550 feet East of County Road 100, in Locke Township. Brad Moseness, representing BARKMAN spoke in favor of this request. Mike Yoder opened a public hearing. No other audience members wished to speak on this matter. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board closed the public hearing. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 27)

Planning & Development, Jason Auvil, requested approval of Joseph & Lisa Yoder, represented by Abonmarche Consultants for a zone map change from A-1 to DPUD A-1 and for Primary approval of a one lot minor subdivision to be known as CUSTOM WOOD FINISHING DPUD, West side of County Road 37, 1,600 feet South of County Road 36, in Clinton Township. Mike Yoder opened a public hearing. No audience members wished to speak on this matter. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board closed the public hearing. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 28)

Planning & Development, Mae Kratzer, requested approval of Emerald Chase Land Development & Team Construction Company (developer), represented by Progressive Engineering, Inc. for Secondary approval of a 30 lot major subdivision to be known as KENNEDY MANOR FOURTH, North side of US Highway 20 Bypass, 2,533 feet West of County Road 17, in Concord Township. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 29)

Planning & Development, Mae Kratzer, requested approval of The Peoples Bible Church, Inc. and Larry Lee & Sharon Louise Erb vacation of an East/West and North/South Alley Right-of-Way, file number VRW-0312-2017. Mike Yoder opened a public hearing. No audience members wished to speak on this matter. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board closed the public hearing. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 30)

County Highway Director of Transportation, Jeff Taylor, requested approval to receive bids for 2018 Materials and Supplies for Elkhart County. The bids were received from the following businesses: Reith Riley, Klink Group, Elkhart County Gravel, Inc., Asphalt Materials, Inc., Yellow Creek Gravel Services, Indiana Gravel, Walsh & Kelley and Phend & Brown. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board accepted these bids.

County Highway Director of Transportation, Jeff Taylor, requested approval of County Road 3 over Baugo Creek Bridge #141 Superstructure Replacement Project bid to JCI for \$484,006.93. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

County Administrator, Tom Byers, requested approval for the ENGAGEMENT OF ELKHART COUNTY ATTORNEY Agreement with County Attorney Craig Buche. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

(Page 31)

County Attorney, Craig Buche, requested approval of an ORDINANCE ENACTING AND ADOPTING THE 2017 S-7 SUPPLEMENT TO THE CODE OF ORDINANCES FOR THE COUNTY OF ELKHART, INDIANA. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 32)

County Attorney, Craig Buche, requested approval of the 2018 ADDENDUM TO EXPENSE REIMBURSEMENT AGREEMENT. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

(Page 33)

County Administrator, Tom Byers, requested approval of Interlocal Agreements between Elkhart County and the following cities and towns for Animal Control Services: City of Elkhart for \$126,500.00, City of Goshen for \$77,644, Town of Middlebury for \$5,400.00, Town of Wakarusa for \$6,000.00 and Town of Bristol for \$4,000.00. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved the Elkhart County Landfill report for October 1st to December 31st, 2017.

County Administrator, Tom Byers, requested approval of a BF & S General Service Agreement and Task Order No. 1. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request subject to ratification by the Storm Water Board Attorney.

AUDIENCE ITEMS:

On a motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board adjourned their meeting.

Respectfully submitted,
Anita Mock

MINUTES

ELKHART COUNTY BOARD OF COMMISSIONERS MEETING

January 22, 2017

President Mike Yoder called the meeting to order at 9:00 a.m. in the County Administration Building, 117 North Second Street, Goshen, Indiana. Board members Frank Lucchese and Suzie Weirick were also present. Others present were Pauline Graff, County Auditor; Tom Byers, County Administrator; Craig Buche, County Attorney and Anita Mock, Executive Assistant.

On a motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved the Allowance of Claims, as presented by the County Auditor's office.

On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved Payroll, as presented by the County Auditor's Office.

BUSINESS ITEMS:

County Administrator, Tom Byers, requested approval of Tax Sale Certificate transfers. The only bid was from LaCasa. Mike Yoder opened a public hearing. Brad Hunsberger of LaCasa offered his approval and thought it would be a good plan as many of the residences are under Blight Elimination and one such residence would be good as a redevelopment opportunity. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board closed the public Hearing. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board accepted and approved this request.

(Page 36)

County Administrator, Tom Byers, requested the approval of Resolution Of The Board Of Commissioners, Elkhart County, Indiana, supporting The LITTLE BIG IDEA Project. February will signify the LITTLE BIG IDEA month in Elkhart County to award small grants within the vibrant community initiative. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

(Page 37)

Planning & Development, Kevin Williams, requested approval of the bid for demolition of 59234 County Road 29, Goshen, Indiana from Dana Bontrager for \$7,785.00. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

County Highway Director of Transportation, Jeff Taylor, requested approval of the bids submitted for 2018 Materials and Supplies for Elkhart County. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

County Highway Director of Transportation, Jeff Taylor, requested approval of the Independent Contractor Agreement for Services for snow plowing from Grass Guru Lawn Service, Inc. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

BOARD ITEMS:

On a motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board adjourned their meeting.

Respectfully submitted,

Anita Mock

MINUTES

ELKHART COUNTY BOARD OF COMMISSIONERS MEETING

January 29, 2017

President Mike Yoder called the meeting to order at 9:00 a.m. in the County Administration Building, 117 North Second Street, Goshen, Indiana. Board members Frank Lucchese and Suzie Weirick were also present. Others present were Pauline Graff, County Auditor; Tom Byers, County Administrator; Craig Buche, County Attorney and Anita Mock, Executive Assistant.

On a motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved the Allowance of Claims, as presented by the County Auditor's office.

BUSINESS ITEMS:

County Administrator, Tom Byers, requested approval of the Independent Contractor Agreement with The ESI Team LLC. The agreement is for a recognized IT Specialist to complete a 90 day analysis in reference to the Elkhart County IT Department. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

(Page 39)

County Administrator, Tom Byers, requested the approval of a RESOLUTION COMMITTING FUNDS TO THE PURCHASE OF A NEW HAZMAT VEHICLE. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 40)

BOARD ITEMS:

On a motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board adjourned their meeting.

Respectfully submitted,

Anita Mock