

MINUTES
ELKHART COUNTY COUNCIL
November 11th, 2017

The meeting of the Elkhart County Council was called to order by Sheriff Brad Rogers at 8 a.m., in Room 104 of the County Administrative Building, Goshen, Indiana. Members present were President John K. Letherman, Vice President David L. Hess, David E. Foutz, Randall D. Yohn, Tina M. Wenger, Darryl J. Riegsecker and Thomas W. Stump.

Also present were Pauline Graff, County Auditor; Craig Buche, County Attorney; Mike Yoder, County Commissioner and Tom Byers, County Administrator.

MINUTES: Approval of minutes for October 14, 2017.

On motion made by Riegsecker and seconded by Yohn, the Council unanimously carried and approved the October minutes as presented. (page 453)

COMMITTEE REPORTS:

COMMISSIONERS: Mike Yoder on CR 8 Quaker Trace meeting
COUNCIL: Riegsecker meeting on Juvenile Detention Facility
Wenger on DC Trip and Oaklawn meeting
Letherman on US 20 INDOT meeting
SHERIFF:
AUDITOR: Pauline Graff financial update

EDC MATTERS:

HUMAN RESOURCE MATTERS:

- A. Buildings and Grounds
 - 1. General Fund (1000-140-41115): Request reclassification of Assistant Director Buildings and Grounds, PG7/JF6, \$27.75/hr (after PIP), to PG8/JF6, \$32.85/hr, effective 12-10-17, as outlined in Attachment A. (page 454)

2. General Fund (1000-140-41140): Request reclassification of Courier, PG2/JF2, \$16.78/hr (after PIP), to Courier/Warehouse Manager, PG3/JF2, \$19.46/hr, effective 12-10-17, as outlined in Attachment A. (page 455)
3. General Fund (1000-140-41145/41150): Request individual rate increases varying from 2%-18%, as outlined in Attachment A, effective 12-10-17. (page 456)
4. General Fund (1000-140-41145/41150): Request revision to market premium rates for Maintenance Helper, Maintenance I and Maintenance II, 15% increase as outlined in Attachment A, effective 12-10-17. (page 457)

On motion made by Stump seconded by Lucchese and unanimously carried, the CCPC approved requests 1-4 , 4-0.

On motion made by Riegsecker and seconded by Yohn and unanimously carried, the Council approved requests 1-4.

B. Commissioners

1. Buildings and Grounds (1000-140-41110): Request reclassification of Director, Buildings and Grounds, PG9/JF6, \$2391.78 (after PIP), to PG10/JF6, \$2618.77, effective 12-10-17. (page 458)

On motion made by Stump seconded by Lucchese and unanimously carried, the CCPC approved the request , 4-0.

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

C. Coroner (presented by Human Resources)

1. General Fund (1000-107-41235): Revised request to establish a per diem rate of \$70 for each employee, for body removal from the scene to a storage facility using the county-owned van, effective 11-12-17. (page 459)

On motion made by Yohn seconded by Stump and unanimously carried, the CCPC approved the request, 4-0.

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

ADDITIONAL APPROPRIATIONS REQUESTS

NOTICE TO TAXPAYERS OF PROPOSED ADDITIONAL APPROPRIATIONS

Notice is hereby given to 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 104, 117 N. 2nd Street, Goshen, Indiana, at 8:00 o'clock a.m. on Saturday, November 11th, 2017.

GENERAL

Clerk	
Personal Services	50,708.00
Sheriff	
Other Services & Charges	160,000.00
Prosecuting Attorney Victim Assistance	
Personal Services	4,300.00
Circuit Court Juvenile	
Personal Services	17,700.00
Circuit Court Juvenile	
Other Services & Charges	7,700.00
TOTAL Circuit Court Juvenile	25,400.00
Superior Court No. 5	
Personal Services	28,500.00
Courts Magistrate - Goshen	
Personal Services	4,900.00
TOTAL GENERAL FUND	266,108.00

EDIT

Highway	
Capital Outlays	400,001.00

CLERK'S RECORDS PERPETUATION

Clerk	
Other Services & Charges	1,600.00

CUMULATIVE CAPITAL DEVELOPMENT

Commissioners	
Capital Outlays	81,000.00

CUMULATIVE DRAINAGE

Surveyor

Capital Outlays 60,000.00

DRUG FREE COMMUNITY

Commissioners

Other Services & Charges 110,060.00

MAJOR BRIDGE

Highway

Capital Outlays 750,001.00

MOTOR VEHICLE HIGHWAY

Highway

Other Services & Charges 2,000.00

Highway

Personal Services 20,000.00

Highway

Capital Outlays 309,000.00

TOTAL MOTOR VEHICLE HIGHWAY 331,000.00

SHERIFF'S PENSIONS TRUST

Sheriff

Personal Services 259,591.00

STORM WATER MANAGEMENT OPERATING

Commissioners

Capital Outlays 30,000.00

CTP - COMMUNITY CORRECTIONS

Community Corrections

Supplies 22,738.00

Other Services & Charges 93,249.00

Capital Outlays 25,000.00

TOTAL CTP - COMMUNITY CORRECTIONS 140,987.00

COMMUNITY CORRECTIONS JUVENILE

Juvenile Community Corrections

Personal Services 139,650.00

Other Services & Charges 12,152.00

TOTAL COMMUNITY CORRECTIONS JUVENILE 151,802.00

JUVENILE DETENTION ALTERNATIVES INITIATIVE

Juvenile Community Corrections

Personal Services	12,410.00
Supplies	4,100.00
Other Services & Charges	10,400.00
Capital Outlays	2,000.00
TOTAL JUVENILE DETENTION ALTERNATIVES INITIATIVE	28,910.00

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: November 1, 2017.

Pauline E. Graff, Elkhart County Auditor

ADDITIONAL APPROPRIATION EXPLANATIONS:

A. GENERAL FUND (#1000)

1. Clerk (101) requests \$50,708.00 to cover 2017 payroll.

Chris Anderson explained this request to the Council.

On motion made by Riegsecker and seconded by Wenger, the Council unanimously carried and approved this request. (page 460)

2. Sheriff (105) requests \$160,000.00 to make money available for medical expenses to be incurred to the end of the year.

Sheriff Rogers explained this request to the Council.

On motion made by Yohn and seconded by Stump, the Council unanimously carried and approved this request. (page 461)

3. Prosecuting Attorney Victim Assistance (159) requests \$4,300.00 to cover raises approved by the County Council.

Vicki Becker explained this request to the Council.

On motion made by Foutz and seconded by Stump, the Council unanimously carried and approved this request. (page 462)

4. Circuit Court Juvenile (161) requests \$17,700.00 to cover payroll for the remainder of 2017.

Magistrate Domine explained this request to the Council.

On motion made by Yohn and seconded by Stump, the Council unanimously carried and approved this request. (page 463)

5. Circuit Court Juvenile (161) requests \$7,700.00 for updated competency evaluation on 14 year old charged with murder who was 12 at the time of charging information. She has been on the State Mental Hospital for two years and recently a doctor evaluated her and indicated she is competent. This request for additional appropriation is for a second doctor to complete an updated evaluation. This amount is just an approximation based upon his last invoice from two years ago.

Magistrate Domine explained this request to the Council.

On motion made by Wenger and seconded by Stump, the Council unanimously carried and approved this request. (page 464)

6. Superior Court No. 5 (166) requests \$28,500.00 to cover 2017 payroll.

On motion made by Yohn and seconded by Foutz, the Council unanimously carried and approved this request. (page 465)

7. Courts Magistrate – Goshen (167) requests \$4,900.00 to cover 2017 payroll.

On motion made by Hess and seconded by Wenger, the Council unanimously carried and approved this request. (page 466)

B. EDIT (#1112)

1. Highway (980) requests \$400,001.00 for December 2017 Major Moves principle payment and December 2017 Major Moves interest payment.

On motion made by Riegsecker and seconded by Stump, the Council unanimously carried and approved this request. (page 467)

C. CLERK'S RECORD PERPETUATION (#1119)

1. Clerk (980) requests \$1,600.00 for rebinding of the Official Election Results binders.

Chris Anderson explained this request to the Council.

On motion made by Wenger and seconded by Riegsecker, the Council unanimously carried and approved this request. (page 468)

D. CUMULATIVE CAPITAL DEVELOPMENT (#1138)

1. Commissioners (980) request \$81,000.00. The lease agreements for the 23 vehicles leased from Enterprise had a capital buy-in requirement that was to be paid in 2017 when we leased the vehicles. Once our trade-in vehicles are sold, revenue from the sale will be applied to lease payments made in 2018. The net effect will be zero as the \$81,000 budgeted for 218 will not be needed.

Tom Byers explained this request to the Council.

On motion made by Riegsecker and seconded by Stump, the Council unanimously carried and approved this request. (page 469)

E. CUMULATIVE DRAINAGE (#1141)

1. Surveyor (980) requests \$60,000.00 for maintenance on regulated drain.

Phil Barker explained this request to the Council.

On motion made by Stump and seconded by Wenger, the Council unanimously carried and approved this request. (page 470)

F. DRUG FREE COMMUNITY (#1148)

1. Commissioners (980) request \$110,060.00. This request is an annual allocation to area agencies that have submitted qualified applications and successfully passed the application evaluation process.

Kris Krueger explained this request to the Council.

On motion made by Riegsecker and seconded by Stump, the Council unanimously carried and approved this request. (page 471)

G. MAJOR BRIDGE (#1171)

1. Highway (980) requests \$750,001.00 for the December Major Moves principle payment for Six Span and December interest payment for Six Span.

Jeff Taylor explained this request to the Council.

On motion made by Riegsecker and seconded by Stump, the Council unanimously carried and approved this request. (page 472)

H. MOTOR VEHICLE HIGHWAY (#1176)

1. Highway (201) requests \$2,000.00 for education and conference costs.

Jeff Taylor explained this request to the Council.

On motion made by Riegsecker and seconded by Stump, the Council unanimously carried and approved this request. (page 473)

2. Highway (202) requests \$20,000.00 for night shift workers to begin 11/2017.

Jeff Taylor explained this request to the Council.

On motion made by Riegsecker and seconded by Stump, the Council unanimously carried and approved this request. (page 474)

3. Highway (980) requests \$309,000.00 to pave CR 32 between SR 13 and CR 31 and Airline Drive north of US 6 and contractor snowplowing funds.

Jeff Taylor explained this request to the Council.

On motion made by Foutz and seconded by Riegsecker, the Council unanimously carried and approved this request. (page 475)

I. SHERIFF'S PENSION TRUST (#1193)

1. Auditor (980) requests \$259,591.00 to fund the 217 Merit Pension Plan.

Pauline Graff explained this request to the Council.

On motion made by Riegsecker and seconded by Stump, the Council unanimously carried and approved this request. (page 476)

J. STORM WATER MANAGEMENT OPERATING (#1197)

1. Commissioners (980) request \$30,000.00. The Storm Water Board is requesting funds for a feasibility study to have services available to the Indiana portion of Indiana Lake on a request from representatives of the Indiana Lake Community. If approved, the funds will be made available to the Regional Sewer District who will select a consultant to perform the work which will include the estimated cost to the approximate 72 home in the study area.

Tom Byers explained this request to the Council.

On motion made by Wenger and seconded by Hess, the Council approved this request with a 6:0 vote with Letherman abstaining. (page 477)

K. CTP – COMMUNITY CORRECTIONS (#4913)

1. Community Corrections (615) requests \$140,987.00 of unexpended FY 2016/2017 CTP funds for 2018.

Lynn Bauman explained this request to the Council.

On motion made by Stump and seconded by Riegsecker, the Council unanimously carried and approved this request. (page 478)

L. COMMUNITY CORRECTIONS JUVENILE (#4924)

1. Juvenile Community Corrections (980) requests \$151,802.00 awarded by an Indiana Department of Corrections grant for Juvenile Community Corrections.

Sam Ludwig explained this request to the Council.

On motion made by Yohn and seconded by Stump, the Council unanimously carried and approved this request. (page 479)

M. JUVENILE DETENTION ALTERNATIVE INITIATIVE (#9113)

1. Juvenile Community Corrections (980) requests \$28,910.00 awarded by an Indiana Department of Corrections grant for the continuation of the Juvenile Detention Alternatives Initiative.

Sam Ludwig explained this request to the Council.

On motion made by Wenger and seconded by Riegsecker, the Council unanimously carried and approved this request. (page 480)

REDUCTIONS:

N. MIDDLEBURY SOUTHEAST TIF (#4509)

1. Planning and Development (980) requests a reduction of \$-91,959.49 due to a project closeout for Crystal Valley Road project. (page 481)

O. CR 6 & CR 17 IMPROVEMENT TIF (#4511)

1. Planning and Development (980) requests a reduction of \$-1,362.11 due to a project closeout for RV Hall of Fame study. (page 482)

On motion made by Riegsecker and seconded by Stump, the Council unanimously carried and approved both reduction requests N and O.

TRANSFER REQUESTS REQUIRING COUNCIL ACTION

A. GENERAL FUND (1000)

1. Coroner (107)		
From 42180 Medical		1,465.00
43020 Medical		1,500.00
To 44510 Other Equipment		2,965.00
2. Weights and Measures (135)		
From 42210 Repair Parts		300.00
43540 Vehicle Repairs		500.00
To 44530 Copy Machine		800.00
3. Emergency Management (137)		
From 42090 Other Office Supplies		750.00
42110 Gas, Diesel Fuel & Oil		1,500.00
43800 Dues - Natl & State		250.00
To 41120 Professional		2,500.00
4. Emergency Management (137)		
From 43830 Education		402.00
43200 Printing		150.00
43800 Dues - Natl & State		35.00
To 42195 Other Operating Supplies		587.00
5. Emergency Management (137)		
From 42195 Other Operating Supplies		137.00
To 43140 Telephone		137.00
6. Human Resources (142)		
From 42320 Training Materials		1,200.00
To 41120 Professional		1,200.00
7. Superior Court No. 1 (162)		
From 41515 Guardian Ad Litem		2,000.00
43110 Sustainance		700.00
43200 Printing/Non Office Supplies		150.00
43020 Medical		1,000.00
43800 Dues - Natl & State		600.00
43810 Transcripts		200.00
43140 Telephone		150.00
43805 Subscriptions		300.00
43830 Education & Conferences		500.00
42030 Copy Machine Supplies		750.00
To 42060 Law Books		3,200.00
41530 Petit Jurors		3,150.00
8. Superior Court No. 5 (166)		
From 42090 Other Office Supplies		999.00
To 44520 Office Equipment		999.00

B. LIT - SPECIAL PURPOSE (1114)

1. Sheriff (105)

From 43530 Uniform Repair	700.00
To 42195 Other Operating Supplies	700.00

C. SOLID WASTE USER FEES (1194)

1. Solid Waste Disposal (338)

From 42110 Gas, Diesel Fuel & Oil	25,308.00
44535 Data Hardware	9,000.00
44540 Data Software	13,000.00
To 45100 Other Transfer Funds	47,308.00

D. WOMEN, INFANT & CHILD GRANT (WIC) (8101)

1. County Health Operating (612)

From 43570 Laundry, Cleaning, Custodial	683.00
To 42180 Medical	420.00
42195 Other Operating Supplies	235.00
43090 Other Professional Services	28.00

2. County Health Operating (612)

From 43400 Electric	1,400.00
43120 Postage	47.00
To 42090 Other Office Supplies	89.00
42195 Other Operating Supplies	852.00
42160 Clothing	506.00

On motion made by Riegsecker and seconded by Stump, the Council unanimously carried and approved all transfer requests A through D. (page 483)

OTHER BUSINESS

AUDIENCE ITEMS

Mary Ann Lienhart Cross presented apples and talked of upcoming fall events at the Purdue Extension.

John Letherman mentioned that Boot Lake is now officially a county park.

Glenn Null of Goshen expressed his frustration with the closing of railroad track crossings due to the amount of trains recently.

Sheriff Rogers announced that Judge Roberts passed away the night before the meeting and he and the Council expressed their condolences.

John Letherman announced that Bristol is moving forward with the plan for an industrial bypass near SR 15 and Vistula/SR 120.

Ron Norman of Bristol mentioned that he thought there was great communication at the meeting for the CR 8 Quaker Trace Multi-use path and he was please with the progression of the Commissioners' recent efforts to include the residents along the multiple proposed paths.

ADJOURN

There being no further business to come before the Council, the meeting was adjourned at 9:02 am on motion made by Hess and seconded by Yohn and then unanimously approved by the Council.

Cassie Seminario
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.