

# MINUTES

## ELKHART COUNTY BOARD OF COMMISSIONERS MEETING

July 1, 2019

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 Patricia Pickens, County Auditor; Craig Buche, County Attorney; Jeff Taylor, 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 June 17<sup>th</sup> & June 24<sup>th</sup> 2019 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:**

County Administrator, Jeff Taylor, requested approval of additional appropriation from General Fund for \$120,000 for funds needed for GAAP Financial Reporting. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

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County Administrator, Jeff Taylor, requested approval of additional appropriation from Cumulative Capital Fund for \$100,000 for funds for Building & Grounds vehicles that need to be replaced. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

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County Administrator, Jeff Taylor, requested approval of additional appropriation from General Fund for \$285,000 for funds for Information Technology to enter into a Tax-Exempt Lease/Purchase Agreement between Key Government Finance, Inc. and Elkhart County. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

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Planning & Development Director, Chris Godlewski, requested approval of additional appropriation from County Road 6 & County Road 17 NE TIF Fund for \$70,000 for funds for water line construction in right of way for homes in Prairie Creek Run. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

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Planning & Development Director, Chris Godlewski, requested approval of additional REDUCTION from County Road 6 & County Road 17 TIF Fund for \$32,318.75 for project closeout for Prairie Creek Run design where County Highway will assist with the completion of the project.

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Planning & Development Zoning Administrator, Jason Auvil, requested approval for Devon R. & Mattie M. Miller, represented by JH Construction for an Amendment to an existing DPUD M-2 known as D & M Sales DPUD for a building addition. North side of County Road 22, 3,000 feet East of County Road 35, in Middlebury Township. Mike Yoder opened a public hearing. No audience member 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.

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Planning & Development Zoning Administrator, Jason Auvil, requested approval for West 78 LLC, c/o Dale L. Weaver, represented by Abonmarche Consultants, Inc. for Secondary approval of a 2-lot major subdivision to be known as **WEST 78, BUSINESS PARK – PHASE 1**. Northwest Corner of County Road 26 and State Road 19, in Baugo Township. Abonmarche Consultants Representative, Brian McMorro further explained the project. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

Planning & Development Zoning Administrator, Jason Auvil, requested approval for PKK, LLC (Buyer), & Norman J. Yoder (Seller), represented by Marbach, Brady & Weaver, Inc. for an Amendment to an existing DPUD M-1 to construct a storage building to be known as **FIRST REPLAT, FIRST CHOICE DPUD** South side of County Road 4, 900 feet East of State Road 15, in Washington Township. Marbach, Brady & Weaver representative, Chris Marbach, further explained the project and the sewer system update. 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 Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

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Planning & Development Zoning Administrator, Jason Auvil, requested approval for Elkhart Campground, Inc., represented by Progressive Engineering, Inc. for a zone-map change from PUD A-1, PUD B-3 & GPUD B-3 to DPUD B-3 to be known as **ELKHART CAMPGROUNDS DPUD** South side of County Road 4, 2,200 feet East of County Road 9, in Osolo Township. Progressive Engineering Representative, Stephanie Floyd, further explained the project. 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.

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County Highway Engineer, Kent Schumacher, requested approval of additional appropriation from EDIT Fund for \$650,000 for funds for clearing right of way, preliminary work for utility relocation and associated costs for the County Road 38 – County Road 31 to State Road 13 project. Also, funds for right of way purchases including but not limited to appraisals, buying, legal, title work, etc. for the County Road 38 – County Road 31 to State Road 13 project. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

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County Highway Engineer, Kent Schumacher, requested approval of additional appropriation from EDIT Fund for \$500,000 for funds to be utilized for road paving and chip seal activities. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

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County Highway Engineer, Kent Schumacher, requested approval of additional appropriation from Local Road & Street Fund for \$70,000 for funds for roadside mowing from contractor services throughout the County. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

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County Highway Engineer, Kent Schumacher, requested approval of additional appropriation from Motor Vehicle Highway Fund for \$15,000 for funds needed for buggy plates, stickers, and supplies and paying Lake City Bank for sales. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

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County Highway Engineer, Kent Schumacher, requested approval of additional appropriation from Road Construction & Maintenance Fund for \$900,000 for funds to be utilized for road paving and chip seal activities. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

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County Highway Engineer, Kent Schumacher, requested approval of additional appropriation from Storm Water Fund for \$30,000 for funds to be used to perform street sweeping as required MS4 good housekeeping components. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

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County Highway Engineer, Kent Schumacher, requested approval of additional REDUCTION from Major Bridge Fund for \$16,705 due to Kercher Bridge Engineering project completed. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

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County Highway Engineer, Kent Schumacher, requested approval of additional REDUCTION from Storm Water Fund for \$44,665. Original appropriation was for funds to be dedicated to Pheasant Ridge, Green Valley and OxBow. Projects are complete. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

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County Highway Engineer, Kent Schumacher, requested approval of additional REDUCTION from EDIT Fund for \$962,200 due to County Road 38 & Kercher Bridge project being completed. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

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County Highway Engineer, Kent Schumacher, requested approval of Ordinance to rescind “No thru Trucks” on County Road 15 from County Road 4 to Innovation Drive. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

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County Highway Engineer, Kent Schumacher, requested approval of Ordinance to rescind “No thru Trucks” on County Road 4 from County Road 15 to County Road 17. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

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County Highway Engineer, Kent Schumacher, requested approval of Ordinance to adopt “No Trucks” on County Road 15 from Innovation Drive to County Road 104. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

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County Highway Engineer, Kent Schumacher, requested approval of Ordinance to rescind “15 Ton Weight Limit” on Bridge 354 County Road 43 over Solomon Creek. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

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County Highway Engineer, Kent Schumacher, requested approval to advertise “2019 Striping Program.” On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

County Attorney, Craig Buche, requested approval of Ordinance of the Elkhart County Commissioners Granting Exception to Rules and Regulations for the Elkhart County Park and Recreation Board for “Ox Stock” music event and concert at Ox Bow County Park in coordination with the Elkhart Public Library July 26, 2019 through July 28, 2019. On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

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County Attorney, Craig Buche, requested approval of Employment Agreement for County Administrator. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

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On motion made by Frank Lucchese, seconded by Suzie Weirick and unanimously carried, the Board approved the Weights & Measures Report for May 16th to June 15<sup>th</sup> 2019.

**BOARD ITEMS:**

County Attorney, Craig Buche, requested approval of Policy of the Elkhart County Landfill Concerning Bicycler Program. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

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County Administrator, Jeff Taylor, requested approval of 24 month Consulting Brokerage Agreement with Gibson. On motion made by Suzie Weirick, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

County Administrator, Jeff Taylor, wished to commend the Highway Department Personnel that worked on the County Road 38/Kercher Bridge Project and the fact that the project had a reduction/savings of \$916,000.

**BOARD ITEMS:**

**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