

MINUTES

ELKHART COUNTY BOARD OF COMMISSIONERS MEETING

September 7, 2021

President Suzie Weirick 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 Board members, Frank Lucchese and Brad Rogers were also present. Others present were Craig Buche, County Attorney; Patricia Pickens, County Auditor; Jeff Taylor, County Administrator and Anita Mock, Executive Assistant.

***This meeting commenced pursuant to public notice under the Indiana open door law and Governor Holcomb's Executive Orders. This meeting was made available for the public and press to attend in person or engage in remote real-time observation and remote electronic participation.

On a motion made by Brad Rogers, seconded by Frank Lucchese and unanimously carried, the Board approved the Minutes of the August 16th & August 23rd, 2021 meeting and placed them on file. On motion made by Brad Rogers, seconded by Frank Lucchese the Board approved the Minutes of the August 30th, 2021 meeting and placed them on file. Suzie Weirick abstained.

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

BUSINESS ITEMS:

Planning & Development Zoning Administrator, Jason Auvil, requested approval of Seahawk Corporation represented by Ambrose Services, LLC for a zone map change from M-2 and GPUD E-3 to DPUD M-2 and for primary approval of a 1-lot minor subdivision to be known as **PROJECT WINNIE DPUD**, west side of County Road 19, 2,700 feet north of County Road 104, common address of 52357 County Road 19, in Washington Township. Suzie Weirick opened a public hearing. No audience members wished to speak on this matter. Discussion was had about transparency and what business was actually going to occupy this site. No audience members wished to speak on this matter. On motion made by Frank Lucchese, seconded by Brad Rogers and unanimously carried, the Board closed the public hearing. On motion made by Frank Lucchese, seconded by Brad Rogers and unanimously carried, the Board approved this request.

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Planning & Development Zoning Administrator, Jason Auvil, requested approval of additional appropriation from Middlebury SE TIF Fund in the amount of \$155,000 for design costs for State Road 13/County Road 20 intersection improvement in conjunction with Middlebury. On motion made by Brad Rogers, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

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Planning & Development Zoning Administrator, Jason Auvil, requested approval of additional appropriation from the General Fund in the amount of \$59,640 for the cost of scanning/microfilming 19 file drawers of BZA Files and legal services for the remainder of 2021. Brad Rogers questioned why the department is not utilizing employees for the scanning services instead of paying for these services and questioned the extra funds for legal services. On motion made by Frank Lucchese, seconded by Suzie Weirick the Board approved this request. Brad Rogers voted; Nay.

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Planning & Development Zoning Administrator, Jason Auvil, requested approval of additional REDUCTION request from County Road 6 & County Road 17 NE TIF Fund in the amount of \$752,509.23 for project closeout for older closed projects & closeout for project costs coming from other sources. On motion made by Brad Rogers, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

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Commissioner's additional appropriation request from American Rescue Plan Fund in the amount of \$38,500,000 to appropriate remaining American Rescue Plan Act (ARPA) dollars into specific projects was tabled.

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County Administrator, Jeff Taylor, requested approval of additional appropriation from General Fund in the amount of \$25,000 for funds needed for additional expenses for the remainder of 2021. On motion made by Frank Lucchese, seconded by Suzie Weirick, the Board approved this request. Brad Rogers voted; Nay.

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County Administrator, Jeff Taylor, requested approval of Amendment 1 LPA Consultant Agreement with Parsons Transport Group. On motion made by Brad Rogers, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

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County Attorney, Craig Buche, requested approval of First Amendment to Agreement Regarding Transfer of Real Property and Installation of Privacy Fence. On motion made by Brad Rogers, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

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County Landfill Director, John Bowers, requested approval of Independent Contractor Agreement for Services by and between the Board of Commissioners and IngenAE, LLC. On motion made by Frank Lucchese, seconded by Brad Rogers and unanimously carried, the Board approved this request.

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County Landfill Director, John Bowers, requested approval of Cash Rent Farm Lease Agreement by and between the Board of Commissioners on behalf of the Elkhart County Landfill and Dan Brenneman, d/b/a Maple Crest Farms. On motion made by Brad Rogers, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

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County Administrator, Jeff Taylor, presented the Nappanee Public Library request for approval of reappointment of Randy Cripe to the Nappanee Public Library Board, term expires; October 1st, 2025. On motion made by Frank Lucchese, seconded by Brad Rogers and unanimously carried, the Board approved this request.

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County Administrator, Jeff Taylor, requested approval of Emergency Rental Assistance Information Sharing Confidentiality Agreement. On motion made by Brad Rogers, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

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On motion made by Brad Rogers, seconded by Frank Lucchese and unanimously carried, the Board approved the Weights & Measures Report for July 16th to August 15th, 2021.

BOARD ITEMS:

County Attorney, Steve Olsen, requested approval of Independent Contractor Agreement for Services by and between Elkhart County Department of Health and Renee Juliane Hagan for WIC Dietitian and Nutritionist Services.

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PRIVILEGE OF THE FLOOR:

Lori Arnold spoke on several issues.

Cindi Hajicek spoke on several issues.

Glenn Null spoke on several issues.

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

Respectfully submitted,
Anita Mock