

MINUTES
ELKHART COUNTY COUNCIL
February 12th,2022

The meeting of the Elkhart County Council was called to order by Sheriff Jeff Siegel at 8:00 a.m., in Room 104 of the County Administrative Building, Goshen, Indiana. Members present were Council President Thomas W. Stump, Council Vice President David L. Hess, Douglas S. Graham, Darryl J. Riegsecker, Adam M. Bujalski and Steven E. Clark, Randy D. Yohn participated via E-Communications.

Also present were Patricia A. Pickens, County Auditor; Tiara Jackson First Deputy Auditor, Craig Buche, County Attorney; Commissioner Brad Rogers; Commissioner Suzie Weirick and Jeff Taylor, County Administrator.

** 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 virtually in remote real-time observation and remote electronic participation.

MINUTES: Approval of CC Meeting Minutes: January 8th,2022

On motion made to approve by Riegsecker and seconded by Graham, by roll call votes, the Council member's votes are as follows: Stump-Aye, Hess-Aye, Clark-Aye, Graham-Aye, Yohn-Aye, Riegsecker Aye and Bujalski-Aye with a vote of 7 to 0 the Council unanimously carried and approved the January 8th,2022 minutes.

COMMITTEE REPORTS:

COMMISSIONERS: None

COUNCIL: Bujalski on Emergency Management Meeting.

AUDITOR: - Pickens gave financial report.

Patty Pickens:

- (a) Ordinance CC-2022-03 Ordinance of the Elkhart County Council Transferring Monies into the Rainy Day Fund.

On motion to approve made by Riegsecker and seconded by Bujalski, By roll call vote, the Council member's votes are as follows: Stump-Aye, Hess-Aye, Clark-Aye, Graham-Aye, Yohn-Aye, Riegsecker Aye and Bujalski-Aye with a vote of 7 to 0 the Council unanimously carried and approved Ordinance CC-2022-01.

SHERIFF: None

COUNCIL APPOINTMENTS:

Cathy Searcy:

1. Re-appointment of Jerry Weaver and Mike Settles to the Elkhart County Property Tax Assessment Board of Appeals. One (1) year term. Expires 12/31/2022.

On motion to approved made by Riegsecker and seconded by Clark, by roll call votes the Council member's votes are as follows: Stump-Aye, Hess-Aye, Clark-Aye, Graham-Aye, Yohn-Aye, Riegsecker-Aye and Bujalski-Aye. With a vote of 7 to 0 the Council unanimously carried and approved the re-appointments of Jerry Weaver and Mike Settles.

Matthew Bowers: Wakarusa Public Library:

1. Approval of Conflict-of-Interest Disclosure for Darlene Byland.

On motion to approved made by Graham, and seconded by Riegsecker, by roll call votes the Council member's votes are as follows: Stump-Aye, Hess-Aye, Clark-Aye, Graham-Aye, Yohn-Aye, Riegsecker-Aye and Bujalski-Aye. With a vote of 7 to 0 the Council unanimously carried and approved the Conflict-of-Interest Disclosure for Darlene Byland.

Craig Buche: Bristol Economic Development Commission:

1. Re-appointment of Christopher Garner to the Bristol Economic Development Commission. One (1) year term. Expires February 1,2023.

On motion to approve made by Graham and seconded by Riegsecker, by roll call votes the Council members votes are as follows: Stump-Aye, Hess-Aye, Clark-Aye, Graham-Aye, Yohn-Aye, Riegsecker-Aye and Bujalski-Aye. With a vote of 7 to 0 the Council unanimously carried and approved the re-appointment of Christopher Garner.

ADDITIONAL APPROPRIATION EXPLANATIONS:

- A. GENERAL FUND (#1000) Sheriff (105) requested \$53,179.00 to appropriate monies received from Inmate Trust Fund to be used to purchase more inmate program books and items.

Sheriff Jeff Siegel presented this request to the Council.

On motion to approve made by Riegsecker and seconded by Graham, by roll call votes the Council members votes are as follows: Stump-Aye, Hess-Aye, Clark-Aye, Graham-Aye, Yohn-Aye, Riegsecker-Aye and Bujalski-Aye. With a vote of 7 to 0 the Council unanimously carried and approved the appropriation.

B. GENERAL FUND (#1000)

1. Commissioners (130) requested \$1000.00 for services rendered by Dawntreader Development for the months of November & December 2021.

Jeff Taylor presented this request to the Council.

On motion to approve made by Hess and seconded by Riegsecker, by roll call votes the Council members votes are as follows: Stump-Aye, Hess-Aye, Clark-Aye, Graham-Aye, Yohn-Aye, Riegsecker-Aye and Bujalski-Aye. With a vote of 7 to 0 the Council unanimously carried and approved the appropriation.

C. CUMULATIVE CAPITAL DEVELOPMENT (#1138)

1. Commissioners (130) requested \$300,000.00 to cover charges that they inadvertently omitted from the Commissioners budget. This account is funded every year and is used for capital items for the Commissioner owned buildings and other departments who do not have these monies budgeted in their accounts.

Jeff Taylor presented this request to the Council.

On motion to approve made by Riegsecker and seconded by Clark, by roll call votes the Council members votes are as follows: Stump-Aye, Hess-Aye, Clark-Aye, Graham-Nay Yohn-Aye, Riegsecker-Aye and Bujalski-Nay. With a vote of 5 to 2 the Council carried and approved the appropriation.

Graham added that he voted no because he would like to see a lower amount like \$100,000.00 and then come back for additional appropriation as monies are needed. Bujalski stated he voted no for the same reason.

D. CUMULATIVE DRAIN (#1141)

1. Surveyor (980) requested \$25,000.00 for maintenance on county regulated drains.

Phil Barker presented this request to the Council.

On motion to approve made by Riegsecker and seconded by Clark, by roll call votes the Council members votes are as follows: Stump-Aye, Hess-Aye, Clark-Aye, Graham-Aye, Yohn-Aye, Riegsecker-Aye and Bujalski-Aye. With a vote of 7 to 0 the Council unanimously carried and approved the appropriation.

E. SHERIFF DONATION FUND (#4101)

1. Sheriff (105) requested \$32,225.00 to appropriate the total cash balance in the Sheriff's Donation Fund for 2022. This money is used to fund the K9 and Shop with the Sheriff programs.

Sheriff Jeff Siegel presented this request to the Council.

On motion to approve made by Yohn and seconded by Riegsecker, by roll call votes the Council members votes are as follows: Stump-Aye, Hess-Aye, Clark-Aye, Graham-Aye, Yohn-Aye, Riegsecker-Aye and Bujalski-Aye. With a vote of 7 to 0 the Council unanimously carried and approved the appropriation.

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

1. Planning & Development (980) requested \$12,000,000.00 for construction of CR4 between CR 17 and CR 19. Utility costs will be reimbursed.

Chris Godlewski presented this request to the Council.

On motion to approve made by Yohn and seconded by Riegsecker, by roll call votes the Council members votes are as follows: Stump-Aye, Hess-Nay, Clark-Aye, Graham-Aye, Yohn-Aye, Riegsecker-Aye and Bujalski-Aye. With a vote of 6 to 1 the Council carried and approved the appropriation.

G. PARK & RECREATION DONATIONS (#4909)

1. Park & Recreation requested \$150,000.00 to appropriate for designated park donations.

Ronda DeCaire presented this request to the Council.

On motion to approve made by Yohn and seconded by Riegsecker, by roll call votes the Council members votes are as follows: Stump-Aye, Hess-Aye, Clark-Aye, Graham-Aye, Yohn-Aye, Riegsecker-Aye and Bujalski-Aye. With a vote of 7 to 0 the Council unanimously carried and approved the appropriation.

H. PARK & RECREATION DONATIONS (#4909)

1. Park & Recreation (980) requested \$68,168.00 to set-up the accounting from the Elkhart County Community Foundation DeFries Garden Endowment for payroll and the continuing maintenance and development of the DeFries Gardens at the River Preserve County Park for 2022.

Ronda DeCaire presented this request to the Council

On motion made to approve by Graham and seconded by Riegsecker, by roll call votes the Council members votes are as follows: Stump-Aye, Hess-Aye, Clark-Aye, Graham-Aye, Riegsecker-Aye and Bujalski-Aye. With a vote of 7 to 0 the Council unanimously carried and approved this request.

I. SCHOOL LUNCH PROGRAM (#4925)

1. Elkhart County Judiciary (980) requested \$65,000.00 for juvenile detention meals. This is a reimbursable grant.

Ross Maxwell presented this request to the Council.

On motion to approve made by Graham and seconded by Riegsecker, by roll call votes, the Council member's votes are as follows: Stump-Aye, Hess-Aye, Clark-Aye, Graham-Aye, Yohn-Aye, Riegsecker-Aye and Bujalski-Aye. By a vote of 7 to 1 the Council unanimously carried and approved this request.

J. AMERICAN RESCUE PLAN (#8951)

1. Commissioners (980) requested \$4,000,000.00 to replace and install up to ten latrines and upgrade & install up to 13 modern restrooms in each of the major Elkhart County Parks.

Ronda DeCaire presented this request to the Council.

On motion to approve made by Graham and seconded by Riegsecker, by roll call votes the Council member's vote are as follows: Stump-Aye, Hess-Aye, Clark- Aye, Graham-Aye, Yohn-Aye, Riegsecker-Aye and Bujalski-Aye. With a vote of 7 to 0 the Council unanimously carried and approved this appropriation.

K. PRE-TRIAL GRANT (#9152)

1. Elkhart County Judiciary (984) has requested \$64,164.00 for a new probation officers position that will be fully funded (salary & benefits) by this grant. If for some reason we cannot cover all the benefits from the grant, we will cover the remainder with probation user fees. To be clear this position will be assigned to Pre-Trial Division.

Ross Maxwell presented this request to the Council.

On motion to approve made by Graham and seconded by Riegsecker, by roll call votes the Council member's vote are as follows: Stump-Aye, Hess-Aye, Clark-Aye, Graham-Aye, Yohn-Aye, Riegsecker-Aye and Bujalski-Aye. With a vote of 7 to 0 the Council unanimously carried and approved this appropriation.

L. IDNR BENJAMIN HARRISON STEWARD FUND (#9153)

1. Park & Recreation (980) requested \$5,600.00 for funds for the land at Boot Lake Nature Preserve. Funds will be used for a new mower at this site.

Ronda DeCaire presented this request to the Council.

On motion to approve made by Bujalski and seconded by Riegsecker, by roll call vote the Council member's votes are as follows: Stump-Aye, Hess-Aye, Clark-Aye, Graham-Aye, Yohn-Aye, Riegsecker-Aye and Bujalski-Aye. With a vote of 7 to 0, the Council unanimously carried and approved this request.

REDUCTIONS:

M. MIDDLEBURY EAST (#4510)

1. Planning & Development (980) requested a reduction of funds in the amount of \$131,310.00.

Chris Godlewski presented this request to the Council.

On motion to approve made by Graham and seconded by Riegsecker, by roll call vote the Council member's votes are as follows: Stump-Aye, Hess-Aye, Clark-Aye, Graham-Aye, Yohn-Aye, Riegsecker-Aye and Bujalski-Aye. With a vote of 7 to 0 the Council unanimously carried and approved this request.

TRANSFER REQUESTS REQUIRING COUNCIL ACTION

A. CUMULATIVE REASSESSMENT (#1188)

1. Assessor(980)

From:	43050 Data Processing	825.00
To:	44535 Data Processing Hardware	825.00

B. HPPCCS-HEALTHY BABIES (#9122)

1. Health (980)

From:	41120 Professional	279.00
To>:	43090 Otr. Prof. Srvs.	279.00

Total 1,104.00

On motion to approve made by Graham and seconded by Riegsecker, by roll call vote the Council member's vote are as follows: Stump-Aye, Hess-Aye, Clark-Aye, Graham-Aye, Yohn-Aye, Riegsecker-Aye and Bujalski-Aye. With a vote of 7 to 0 the Council unanimously carried and approved the transfers requests.

OTHER BUSINESS: None

AUDIENCE ITEMS

Taxpayer Glenn Null spoke on several subjects concerning him such as the zooming of meetings, additional appropriations.

Paul Steury spoke on HB1134 asking the Council not to support the bill.

Randy Yohn questioned the Council Appointment on the PSCC Commission. Sheriff Jeff Siegel stated he would check into that.

ADJOURN

There being no further business to come before the Council, on motion made by Graham seconded by Riegsecker, the Council carried and approved the adjournment of the meeting at 9:05 am.

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.