

MINUTES
ELKHART COUNTY COUNCIL
April 18th, 2020

The meeting of the Elkhart County Council was called to order by Chief Deputy Sheriff Sean Holmes at 8:00 a.m., in Room 104 of the County Administrative Building, Goshen, Indiana. Members present in person were: Council Vice President David L. Hess, Council member Douglas S. Graham. Present via E-Communications in order to stay in compliance with the Indiana Governor's COVID-19 Travel Alert and Social Distancing: President John Letherman, Randy Yohn, Darryl Riegsecker, Tom Stump and Tina Wenger.

Present in person was: Patricia A. Pickens County Auditor; Fred Avery First Deputy Auditor; Chief Deputy Sheriff Sean Holmes and Jeff Taylor, County Administrator.

Present via E-Communications were: Mike Yoder, Commissioner, Suzie Weirick, Commissioner.

** 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.

MINUTES: Approval of minutes for February 8th, 2020

On motion made by Graham and seconded by Riegsecker, the Council approved via Roll Call Vote. Hess-Aye. Wenger-Aye, Graham-Aye, Riegsecker-Aye, Stump-Aye, the Council approved the February 8th, 2020 minutes. President John Letherman and Council Member Randy Yohn abstained from the vote due to not being present for the February meeting.

COMMITTEE REPORTS:

COMMISSIONERS: None

COUNCIL:

AUDITOR: Pickens gave financial report.

SHERIFF: None

EDC MATTERS:

HUMAN RESOURCE MATTERS:

ADDITIONAL APPROPRIATION EXPLANATIONS:

A. CUMULATIVE DRAINAGE FUND (#1141)

1. Surveyor (980) requested \$28,275.00 for costs associated with Maintenance on County regulated drains.

On motion made by Yohn and seconded by Riegsecker, by Roll Call Vote the Council member's votes are as follows: Letherman-Aye, Hess-Aye, Graham-Aye, Yohn-Aye, Wenger-Aye, Riegsecker-Aye, and Stump-Aye with a vote of 7-0 the request was unanimously approved by the Council.

B. EXTRADITION FUND (#1155)

1. Sheriff (105) requested \$19,400.00 to appropriate funds for Extraditions back to Elkhart County.

On motion made by Riegsecker and seconded by Graham, by Roll Call Vote the Council member's votes are as follows: Letherman-Aye, Hess-Aye, Graham-Aye, Yohn-Aye, Wenger-Aye, Riegsecker-Aye, and Stump-Aye with a vote of 7-0 the request was unanimously approved by the Council.

C. FIREARMS (#1156)

1. Sheriff (980) requested \$65,200.00 for firearms training and supplies for Officers.

On motion made by Riegsecker and seconded by Wenger, by Roll Call Vote the Council member's votes are as follows: Letherman-Aye, Hess-Aye, Graham-Aye, Yohn-Aye, Wenger-Aye, Riegsecker-Aye, and Stump-Aye with vote of 7-0 the request was unanimously approved by the Council.

D. UNSAFE BUILDING FUND (#1207)

1. Planning & Development (980) requested \$7,865.00 for expenses for contractor to demolish unsafe building.

On motion made by Riegsecker and seconded by Graham, by Roll Call Vote the Council member's votes are as follows: Letherman-Aye, Hess-Aye, Graham-Aye, Yohn-Aye, Wenger-Aye, Riegsecker-Aye, and Stump-Aye with a vote of 7- 0 the request was unanimously approved by the Council.

E. NORTHWEST GATEWAY TIF FUND (#4504)

1. Planning & Development (980) requested \$10,000.00 for fiber request to help redundancy, serve multiple locations and entitles in Elkhart City and Elkhart County Government. To serve schools and businesses as well. Project in conjunction with overall Elkhart County fiber project.

On motion made by Hess and seconded by Riegsecker, by Roll Call Vote the Council member's votes are as follows: Letherman-Aye, Hess-Aye, Graham-Aye, Yohn-Aye, Wenger-Aye, Riegsecker-Aye, and Stump- vote of 7-0 the request was unanimously approved by the Council.

F. MIDDLEBURY EAST TIF FUND (#4510)

1. Planning & Development (#980) requested \$235,000.00 for reimbursement to the Town of Middlebury for water line extension on CR 14. This is a payment per Interlocal Agreement.

On motion made by Yohn and seconded by Riegsecker, by Roll Call Vote the Council member's votes are as follows: Letherman-Aye, Hess-Aye, Graham-Aye, Yohn-Aye, Wenger-Aye, Riegsecker-Aye, Stump-Aye with a vote of 7 to 0 the request was unanimously approved.

G. CR 6 & 17 NE TIF FUND (#4511)

1. Planning & Development (980) requested \$3,050,000.00 for Fiber Project #202503 & 202504 in connection with greater Elkhart City project is to help create redundancy and provide access to government such as Elkhart County, Elkhart City along with access to schools and businesses.

Jeff Taylor presented this request to the Council. He explained that this is part of an ongoing fiber project.

Wenger voices her opposition with spending \$3,050,000.00 at this particular time. She states the money may be needed for other things, since we are in the middle of the COVIC-19 situation. Hess explains that this is TIF money and it can only be used on the TIF and can only be used on TIF projects.

Taxpayer Glenn Null voices his opposition with this request, he also questioned return on investment versus set-up costs. Commissioner Suzie Weirick answered his questions.

On motion made by Graham and seconded by Riegsecker, by Roll Call Vote the Council member's votes are as follows: Letherman-Aye, Hess-Aye, Graham-Aye, Yohn-Aye, Wenger-Nay, Riegsecker-Aye, Stump-Aye with a vote of 6 to 1, the Council approves this request.

H. SPECIAL PROJECTS (#4803)

1. Commissioners (980) requested \$330,000.00 for funds for 1. Fiber installation from the corner of CR 7 & CR 20 to serve the landfill, Sheriff's Department, Emergency Management, Highway, Weights & Measures & SWCD. 2. Fiber install- Landfill to the WFRN tower along CR 26 for the 911 Center 600 radio project. 3. Loan to Code Enforcement for the demolition of properties.

Jeff Taylor explained this request to the Council.

Taxpayer Glenn Null expressed his concerns about this request.

On motion made by Stump and seconded by Riegsecker, by Roll Call Vote the Council member's votes are as follows: Letherman-Aye, Hess-Aye, Graham-Aye, Yohn-Aye, Wenger-Aye, Riegsecker-Aye, Stump-Aye with a vote of 7 to 0 the Council unanimously approves this request.

I. EBOLA FUND(#8147)

1. Health Department (980) requested \$10,000.00 for funds to purchase supplies to help fight the spread of COVID-19.

On motion made by Graham and seconded by Yohn, by Roll Call Vote the Council member's votes are as follows: Letherman-Aye, Hess-Aye, Graham-Aye, Yohn-Aye, Wenger-Aye, Riegsecker-Aye and Stump-Aye with a vote of 7 to 0 the Council unanimously approved this request.

J. COURT INTERPRETER GRANT FUND #(9142)

1. Commissioners (980) requested \$49,780.00 to appropriate funds awarded by the State for Reimbursement for use of Court Interpreters.

On motion made by Graham and seconded by Riegsecker, by Roll Call Vote the Council member's votes are as follows: Letherman-Aye, Hess-Aye, Graham-Aye, Yohn-Aye, Wenger-Aye, Riegsecker-Aye, Stump-Aye, with a vote of 7 to 0 the Council unanimously approved this request.

TRANSFER REQUESTS REQUIRING COUNCIL ACTION

A.	GENERAL FUND (1000)		
	1. Extension (145)		
	From:	42380 Capital Supplies	\$311.80
	To:	44515 Office Furniture	\$311.80
B.	GENERAL FUND (1000)		
	1. Extension (145)		
	From:	42380 Capital Supplies	\$860.00
	To:	44515 Office Furniture	\$860.00
C.	GENERAL FUND (1000)		
	1. Superior Ct. 5		
	From:	42090 Otr Office Supp.	\$1,422.00
	To:	44520 Office Equipment	\$1,422.00

D.	HEALTH (#1159)		
	1. Health (340)		
	From:	43090 Otr Services	\$1,807.00
	To:	44535 Data Pro.Equip.	\$1,807.00
E.	HEALTH CHN-(1159)		
	1. Health (340)		
	From:	42180 Medical Supplies	\$2,102.00
	To:	44545 Otr Office Equip.	\$2,102.00
F.	BREAST FEEDING PEER COUNSELOR (8102)		
	1. Health (980)		
	From:	43110 Sustenance	\$808.00
	To:	41330 Wellness	\$808.00
G.	DIGITAL DENTAL EQUIPMENT (9108)		
	1. Health (980)		
	From:	42195 Oper. Supplies	\$1,174.00
	To:	44510 Capital Supplies	\$1,174.00
H.	JUVENILE DETENTION ALTERNATVIE INITIATIVE (9113)		
	1. Court Services (980)		
	From:	43090 Other Prof Svcs.	\$12,120.00
	To:	41210 Prot. Svcs.	\$6,000.00
		41300 SS/FICA	\$423.00
		41305 Medicare	\$211.00
		42350 Prog. Supplies	\$5,486.00
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		Total	\$12,120.00
I.	JUVENILE DETENTION ALTERNATIVE INITIATIVE (9113)		
	1. Court Services (980)		
	From:	43090 Othr. Prof. Svcs.	\$2,000.00
	To:	41210 Prof. Svcs. Worker	\$2,000.00
J.	PROBLEM SOLVING GRANT (9135)		
	1. Court Services (980)		
	From:	43090 Othr. Prof. Svcs.	\$1,910.00
	To:	42350 Prog. Supplies	\$1,910.00

On motion made by Hess and seconded by Graham, by Roll Call Vote the Council member's votes are as follows: Letherman-Aye, Hess-Aye, Graham-Aye, Yohn-Aye, Wenger-Aye, Riegsecker-Aye, Stump-Aye, with a vote of 7 to 0 the Council unanimously approved this request.

OTHER BUSINESS:

- (a) Approval of Interlocal Agreements for the Humane Society including : Town of Wakarusa, City of Goshen, Town of Middlebury, Town of Bristol and City of Elkhart.

On motion made by Graham and seconded by Hess, by Roll Call Vote the Council member's votes are as follows: Letherman-Aye, Hess-Aye, Graham-Aye, Yohn-Aye, Wenger-Aye, Riegsecker-Aye, Stump-Aye with a vote of 7 to 0 the Council unanimously approved this request.

- (b) Approval and Consideration of John Lendman to the Local Alcoholic Beverage Board. One (1) year term. Expires 4/30/2021.

On motion made by Graham and seconded by Wenger by Roll Call Vote the Council member's votes are as follows: Letherman-Aye, Hess-Aye, Graham-Aye, Yohn-Aye, Wenger-Aye, Riegsecker-Aye, and Stump-Aye with a vote of 7 to 0 the Council unanimously carried and approved the appointment of John Lendman to the Local Alcoholic Beverage Board.

- (c) Approval and Consideration of Ordinance CC-2020-07- Elkhart County Council Amending the Encumbrance Ordinance of 2019 funds for 2020 budget year.

On motion made by Hess and seconded by Wenger by Roll Call Vote the Council member's votes are as follows: Letherman-Aye, Hess-Aye, Graham-Aye, Yohn-Aye, Wenger-Aye, Riegsecker-Aye, and Stump-Aye with a vote of 7 to 0 the Council unanimously carried and approved request.

AUDIENCE ITEMS

Taxpayer Glenn Null expressed concern about the condition of the Flag that is on top of the courthouse.

ADJOURN

There being no further business to come before the Council the meeting was adjourned at 9:00 am on motion made by Hess seconded by Graham, and unanimously approved by the Council.

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.