

MINUTES
ELKHART COUNTY COUNCIL
June 13th, 2020

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 John K. Letherman, Council Vice President David L. Hess, Tina M. Wenger, Doug S. Graham, Randy Yohn, Darryl J. Riegsecker, and Thomas W. Stump.

Also present were Patricia A. Pickens County Auditor; Fred Avery First Deputy Auditor; Craig Buche, County Attorney; Mike Yoder, Commissioner, and Jeff Taylor, County Administrator.

MINUTES: Approval of minutes for May 9th, 2020.

On Motion made by Graham and seconded by Wenger, the Council unanimously approved the May 9th, 2020 minutes.

COMMITTEE REPORTS:

COMMISSIONERS: Will wait until the end of meeting.

COUNCIL: Wenger on Emergency Management Board meeting
AUDITOR: Pickens gave financial report.

SHERIFF: None

EDC MATTERS:

Craig Buche gave a brief overview of the proposal for General RV Center.

*** Public Hearing ***
**** General RV Center ****

On motion made by Yohn and seconded by Stump to open the public hearing, the Council unanimously carried and approved this request.

Don Clark from Grand Design spoke in favor of the project and General RV.
Doug Gaeddert from Forest River & Matt Zimmerman from Thor expressed their support for General RV and the project.
Council member Doug Graham expressed his concerns over the project.
Riegsecker discussed his concern, but supported the project.
Taxpayer Glenn Null discusses his views on the project.

On motion made by Hess and seconded by Riegsecker to close the Public Hearing, the Council unanimously carried and approved this request.

1. Commitment & Payment Agreement
2. Confirmatory Resolution CC-2020-10

On motion made by Riegsecker and seconded by Hess to vote on the Commitment & Payment Agreement and the Confirmatory Resolution CC-2020-10 together, the Council unanimously carried and approved request be voted on together.

After a lengthy discussion between all the Council, Chris Stager of RDC, Company Representatives, Commissioner Mike Yoder, County Attorney Craig Buche, a motion to approve was made by Riegsecker and seconded by Stump a roll call vote was called, the vote are as follows:

Letherman-Abstain

Hess-Nay

Wenger-Aye

Graham-Nay

Yohn-Aye

Riegsecker-Aye

Stump-Aye

With a vote of 4-2, the request was approved by the Elkhart County Council.

Craig Buche discussed the details of the Declaratory Resolution for Barletta Boats CC-2020-08.

Chris Stager of RDC explains more detail of resolution including the phase of growth, employees & company winning the 2018 Innovation Award.

- (a) Consideration for Approval: Declaratory Resolution Designating Economic Revitalization Area and Qualifying Certain Real Estate Improvements and Certain Personal Property for Property Tax Phase-In. Resolution- CC-2020-08 (Barletta Boat)

On motion made by Hess and seconded by Riegsecker, the Council unanimously carried and approved the Declaratory Resolution for Barletta Boats CC-2020-08.

HUMAN RESOURCE MATTERS;

None

Letherman & Hess discuss the upcoming budgets.

ADDITIONAL APPROPRIATION EXPLANATIONS:

A. GENERAL FUND (#1000)

1. Sheriff (105) requested \$84,665.00 to purchase 2 Skytron Sterilizers.

Sheriff Jeff Siegel explained this request to the Council.

On motion made by Hess and seconded by Stump, the Council unanimously carried and approved this request.

B. GENERAL FUND (#1000)

1. Elkhart County Circuit Court (160) requested \$50,000.00 for the purchase of new furniture.

Judge Christofeno explained to the Council that is to purchase 4 new desks with hutches for court staff, 8 new chairs for the courtroom, 10 new chairs (6 for Judge's chambers and 4 bailiff's office) and 12 new chairs for the jury room.

Taxpayer Glenn Null expressed concern over the costs of the furniture.

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

~~C. GENERAL FUND(#1000)–RESCINDED~~

- ~~1. Commissioners(130) requested \$500,000.00 to set up accounts for reimbursement from the CARES act.~~

~~County Administrator Jeff Taylor rescinded the request due to the State requiring the establishing of a separate COVID-19 Fund.~~

D. EDIT (#1112)

1. Highway Department(980) requested \$100,000.00 for funds to upgrade detection cameras at various intersections, as well as replace/repair traffic signal hardware as needed.

Charlie McKenzie presented this request to the Council.

On Motion made by Stump and seconded by Riegsecker, the Council unanimously carried and approved this request.

E. CLERK'S PERPETUATION FUND (#1119)

1. Clerk (980) requested \$19,800.00 for Superior Court #4 to pay for Remodeling and new desk/dividers.

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

F. CUMULATIVE BRIDGE (#1135)

1. Highway (980) requested \$800,000.00 for funds for construction of bridge 269 and associated costs.

Charlie McKenzie explains to the Council, the bridge is in need of replacement and that this project was designed by in house staff.

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

G. CUMULATIVE DRAINAGE (#1141)

1. Surveyor (980) requested \$155,000.00 for maintenance on County regulated drains.

2.

County Surveyor Phil Barker explains request to the Council.

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

H. LOCAL ROAD AND STREET (#1169)

1. Highway Department (980) requested \$25,000.00 for funds to purchase /install a new generator at the New Paris Highway garage.

Charlie McKenzie explained to the Council, this request will replace both the generator for the garage and the generator for the 911 tower. Both are in need of replacement.

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

I. SOLID WASTE USER FEES (#1194)

1. Landfill (980) requested \$2,000,000.00 for cell and Leachate Tank Construction.

John Bowers explained this request to the Council.

On motion made by Graham and seconded by Stump, the Council unanimously carried and approved this request.

J. MILLERSBURG II (#4503)

1. Planning & Development (980) requested \$139,813.44 for final close out amount to close TIF.

Natasha Kauffmann explained this request to the Council.

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

K. NORTHWEST TIF (#4504)

1. Planning & Development (980) requested \$50,000.00 for Elkhart County/St. Joe County joint mobility plan.

Natasha Kauffmann presented this request to the Council.

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

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

1. Planning & Development (980) requested \$800,000.00 for final phase of CR 4 road reconstruction project.

Natasha Kauffmann presented this request to the Council.

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

M. INDIANA TOBACCO PREVENTION/CESSATION (#9104)

1. Health Department (981) requested \$125,000.00 to set-up budget for FY July 1, 2020 to June 30, 2021.

Health Officer Dr. Lydia Mertz presented this request to the Council.

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

REDUCTIONS:

TRANSFER REQUESTS REQUIRING COUNCIL ACTION

| | | | |
|----|-------------------------------|--|----------|
| A. | GENERAL FUND (#1000) | | |
| | 1. Emergency Management (137) | | |
| | From: 43510 Maint/Serv. Cont. | | \$612.00 |
| | To: 44505 Radio Equip. | | \$612.00 |

On motion made by Yohn seconded by Riegsecker, the Council unanimously carried and approved these transfers.

OTHER BUSINESS:

Craig Buche:

- (a) Approval and Consideration of: Funding Agreement for Close-Out of Remaining Tax Incremental Finance Funds of the Millersburg II TIF District for the Town of Millersburg, Indiana.

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

Craig Buche explained to the Council, this is the Semi-Annual review of the Loans from the Major Moves Fund. He discussed the details of each loan as listed below and reports they are in compliance and currently at the 2% interest.

On motion made by Riegsecker and seconded by Stump to vote on the Review of Loan Resolutions for the Major Moves Fund together, the Council unanimously carried and approved this request.

- (b) Review of Loan Resolutions for the Major Moves Fund for review of interest and repayment terms:

1. Resolution CC-2011-07: Re-Amortizing Loan from the Local Major Moves Construction Fund for the Johnson Street Bridge Project and the Six Span Bridge Project.
2. Resolution CC-2016-12: Resolution Authorizing the Loaning of Money from the Local Major Moves Construction Fund for the County Road 38 and Kercher Bridge Reconstruction Project.
3. Resolution CC-2018-21: Resolution Authorizing the Loaning of Money from the Major Moves Construction Fund for the Elkhart County 911 Center 800MHZ Radio System Upgrade Project.
4. Interlocal Agreement: Bristol Bypass Route Loan
5. Resolution CC-2019-24: Resolution Authorizing the Loaning of Money from the Local Major Moves Construction Fund for the Elkhart County Sheriff's Department 2019 Computer Equipment Upgrade Project.

On motion made by Riegsecker and seconded by Stump, the Council unanimously carried and approved the review of the Major Moves Fund without changes.

- (c) For Consideration & Approval: Interlocal Agreement (Grant Agreement) for funding the expansion at IVY Tech for the advancement of manufacturing and robotics lab.

Dave Balkin Chancellor of the Elkhart IVY Tech Campus gave an overview of project.

Letherman and Hess explain they would like to see a level of protection for Elkhart County put in the agreement. Hess states he would like to see a memorandum of understanding of the program and spells out what is expected from the County and IVY Tech. Both have concerns about past issues.

Graham talks about the need to support high technical projects in our area.

Chris Stager talks about the EDC and IVY Tech's relationship.

Natasha Kauffmann of Planning & Development explains that Elkhart County is supporting the structure of the building not the program and that TIF dollars are being used for this project.

Council member Stump supports using TIF dollars for this project.

Taxpayer Glenn Null voices his opposition and concerns.

On motion made by Wenger and seconded by Stump, the Council unanimously carried and approved this request with a roll call vote as follows:

Letherman- Aye

Hess-Aye

Wenger-Aye

Graham-Aye

Yohn-Aye

Riegsecker-Aye

Stump-Aye

(d) Jeff Taylor explains the process of reviewing the CF-1's to ensure the companies are compliant. The following companies are considered in substantial compliance and recommended for approval:

Agdia Inc. -PP

BVAC LLC.-RE

Champagne Metals, LLC. -RE/PP

Detweiler Real Estate, LLC.-RE

Dynamic Metals, LLC.-PP

Everence Trust Company (Operating)-RE

Forest River State Road 13, Millersburg-RE/PP

Furrion, LLC (Furrion Investments, LLC.-RE

JF's Real Estate Holding, LLC.-RE

Jomar Machining & Fabrication, Inc. -PP

MCA Holdings, LLC-RE

REV Renegade. LLC.-RE/PP

Smart, LLC.-PP

Smart, LLC/SCM Properties, LLC.-RE

Welch Packaging Group, Inc.-RE/PP

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

AUDIENCE ITEMS

Commissioner Mike Yoder talks about the new COVID-19 plans and a discussion on face masks. Dr. Mertz goes over the issues concerning COVID-19 and the resolution given to the Commissioners. She answers questions the Council concerning the COVID-19 recommendations.

Graham on the War Memorial at the Courthouse, he states that all the new names have been added and there needs to be a dedication but there is no time frame as of right now.

Taxpayer Glenn Null expresses points of interest and disinterest. .

ADJOURN

There being no further business to come before the Council the meeting was adjourned at 11:22 am on motion made by Riegsecker 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.

* 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.