

**MINUTES**  
**ELKHART COUNTY COUNCIL**  
**117 N. 2<sup>nd</sup> St. Room 104, Goshen, In. 46526**  
**May 14th,2022**

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 were Council President Thomas W. Stump, Council Vice President David L. Hess, Douglas S. Graham, Darryl J. Riegsecker, Randy D. Yohn, Adam M. Bujalski and Steven E. Clark.

Also present were Patricia A. Pickens, County 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. This meeting was made available for the public and press to attend in-person and virtually in remote real-time observation via Web-Ex.

**MINUTES:** Approval of CC Meeting Minutes: April 9<sup>th</sup>,2022

On motion made to approve by Graham and seconded by Riegsecker. With a vote of 7 to 0 the Council carried and approved the April 9<sup>th</sup>, 2022 minutes.

**COMMITTEE REPORTS:**

COMMISSIONERS: None

COUNCIL: None

AUDITOR: - Pickens gave financial report.

SHERIFF: None

**COUNCIL APPOINTMENTS:**

Craig Buche:

- (a) For Consideration and the Approval of Chris Godlewski to be appointed to the Elkhart County Regional Sewer District Board. 6/1/2022-01/05/2024.

On motion made to approve by Graham and seconded by Riegsecker, the Council

unanimously carried and approved this appointment with a 7 to 0 vote.

**EDC MATTERS:**

Craig Buche:

- (a) For Consideration and Approval for Declaratory Resolution CC-2022-04 for a possible Tax Phase In. (Steel Harbor, LLC.)

Craig Buche and Chris Stager presented this request for possible tax phase-in. Bujalski stated he struggled with this because of the last-minute addition to the agenda and not enough time to read over the material. Stump stated he would possibly support a Declaratory Resolution but not committing to approve the final action. Graham questioned the 3-year abatement versus the 5 year and questioned if there might possibly be an annexation. He also questioned the hourly pay, and the company didn't show any significant diversification. Several Council members had issues with the labor force being low already and that the hourly wage doesn't set this company apart from other companies in the area to be able to retain employees. Clark questioned the last minute of this request and asked about the score card used to determine the tax phase in. Commissioner Weirick address the last-minute request issue.

On motion to approve Declaratory Resolution CC-2021-04 (Steel Harbor, LLC.) made by Riegsecker and seconded by Yohn, By roll call vote the Council members votes are as follows: Stump-Aye, Hess-Nay, Clark-Nay, Graham-Nay, Yohn-Aye, Riegsecker-Aye and Bujalski-Nay. With a vote of 4-3 this request was denied.

**ADDITIONAL APPROPRIATION EXPLANATIONS:**

A. GENERAL FUND (#1000)

- 1. Commissioners (130) requested \$100,000.00 for funds to pay for accounting and American legal expenses.

Jeff Taylor presented this request to the Council.

On motion made to approve by Yohn and seconded by Graham, the Council carried and approved this appropriation with a vote of 7 to 0.

B. GENERAL FUND (#1000)

- 1. Buildings & Grounds had originally requested \$149,000.00 for the Elkhart County Community Corrections roof.

\*This request was withdrawn prior to the Council meeting.

C. GENERAL FUND (#1000)

- 1. Buildings & Grounds (140) requested \$100,000.00 for custodial supplies and services.

\*This request was withdrawn prior to the Council meeting.

D. GENERAL FUND (#1000)

1. Building & Grounds (140) requested \$50,000.00 for mechanical plumbing/electric/HVAC.

\*This request was withdrawn prior to the Council meeting.

E. GENERAL FUND (#1000)

1. Buildings & Grounds (140) requested \$25,000.00 for Excessive charges for equipment failure. Replace AC Compressor in I.T. server room at the Administration Building in Goshen.

\*This request was withdrawn prior to the Council meeting.

F. LIT SPECIAL PURPOSE (#1114)

1. Buildings and Grounds (140) requested \$44,000.00 for a water heater at the jail.

\*This request was withdrawn prior to the Council meeting.

G. LIT SPECIAL PURPOSE (#1114)

1. Building and Grounds (140) requested \$75,000.00 for unexpected increase for utility bills.

\*This request was withdrawn prior to the Council meeting.

H. PRISONER REIMBURSEMENT (#1130)

1. Community Corrections (980) requested \$37,670.00 to reconcile outstanding expenses in CY2021 Grant Fund Accounts.

Auditor Patricia Pickens presented this request to the Council on behalf of Ross Maxwell.

On motion made to approve by Graham and seconded by Riegsecker, the Council unanimously carried and approved this request with a vote of 7 to 0.

I. PRISONER REIMBURSEMENT (#1130)

1. Community Corrections (980) requested \$160.00 to reconcile outstanding expenses in CY2021 Grant Fund Accounts

Auditor Patricia Pickens presented this to the Council on behalf of Ross Maxwell.

On motion made to approve by Riegsecker and seconded by Yohn, the Council unanimously carried and approved this request with a vote of 7 to 0.

J. CUMULATIVE DRAINAGE (#1141)

1. Surveyor (980) requested \$200,000.00 for maintenance and/or reconstruction projects on County Regulated Drains.

Phil Barker presented this to the Council.

On motion made by Riegsecker and seconded by Clark to approve the Council unanimously carried with a vote of 7 to 0 and approved this request.

K. CUMULATIVE VOTING SYSTEM (#1143)

1. Clerk (190) requested \$322,000.00 for payment of Election equipment loan from 2021.

Christopher Anderson presented this request to the Council.

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

L. LOCAL ROAD AND STREET (#1169)

1. Highway (980) requested \$60,000.00 for funds for unexpected engine repairs for the Highway Department's only road grader (\$30k estimate) as well as funds to rent a machine until the repair is complete (\$30k estimate).

Jeff Taylor presented this to the Council.

On motion made to approve made by Graham and seconded by Riegsecker, the Council unanimously carried with a 7 to 0 vote and approved this request.

M. MIDDLEBURY AG TIF (#4508)

1. Planning & Development (980) requested \$256,211.44 for design & construction costs of improvements to CR 20 & CR 37 in conjunction with Middlebury closeout costs of TIF in effort to go to zero balance-originally the proposal included the costs of a fence along CR 37 which is subject to project approval and TIF qualification.

Natasha Kauffman presented this to the Council, she asked for a \$10,000.00 reduction in the request. On motion to amend the dollar amount of the appropriation to \$246,211.44 by Graham and seconded by Riegsecker, the Council unanimously carried and approved this request with a vote of 7 to 0.

On motion to approve the appropriation request of \$246,211.44 made by Graham and seconded by Bujalski, the Council unanimously carried and approved this request with a vote of 7 to 0.

N. AMERICAN RESCUE PLAN (#8951)

1. Commissioners (980) requested \$25,000.00 additional funds required to pay for the Builders Risk Insurance for the courthouse project.

Jeff Taylor presented this to the Council.

On motion to approve made by Graham and seconded by Riegsecker, the Council unanimously carried with a vote of 7 to 0 and approved this request.

O. JDAI GRANT FUND (#9113)

1. Elkhart County Judiciary (983) requested \$397.00 to appropriate in order to return the unexpended 2020-2021 JDAI Grant Funds to the IDOC in the amount of \$396.09.

Auditor Patricia Pickens presented this request to the Council on behalf of Ross Maxwell.

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

P. JCC GRANT FUND (#9120)

1. Elkhart County Judiciary (983) has requested \$10.00 to be appropriated to transfer \$.06 that the IDOC overpaid in the 2020-2021 grant year. Per exit letter received after audit was completed.

Auditor Patricia Pickens presented this request to the Council.

On motion to approve made by Graham and seconded by Riegsecker, the Council unanimously carried and approved this request with a vote of 7 to 0.

Q. SAFETY PIN GRANT (#9148)

1. Health (980) requested \$11,671.00 to create a collaborative program encompassing area health systems to expand home visiting programs, reduce barriers to care for pregnant women in four counties in the Northern region (St. Joseph, Elkhart, Marshall and Laporte). This appropriation is for FY 2023 (July 1, 2022 thru March 31, 2023)

Concetta Sanfilippo presented this request to the Council.

On motion made to approve by Graham and seconded by Bujalski, the Council unanimously carried and approved this request with a vote of 7 to 0.

**REDUCTIONS:** None

**TRANSFER REQUESTS REQUIRING COUNCIL ACTION**

A.	GIS (#1150)		
	1. Planning & Development (980)		
From:	43110 Sustenance		2,800.00
	43510 Maint. Contract		7,880.00
	43830 Tuition		1,570.00
	43835 Training Programs		500.00
To:	44540 Data Software	Total	12,750.00
B.	PUBLIC HEALTH PREPAREDNESS (#8119)		
	1. Health (980)		
From:	42195 Operating Supplies		2,538.00
	42090 Office Supplies		100.00
To :	41120 Professional		2,221.00
	41300 FICA		136.00
	41305 Medicare		32.00
	41400 PERF	Total	2,638.00
C.	PUBLIC HEALTH PREPAREDNESS (#8119)		
	1. Health (980)		
From:	42195 Operating Supplies		1,246.00
To:	44510 Other Equip.		1,000.00
	43090 Otr. Prof. Services		246.00
		Total	1,246.00
D.	IMMUNIZATIONS & VACCINES FOR CHILDREN (#9149)		
	1. Health (980)		
From:	41120 Professional		15,400.00
	41300 FICA		1,036.00
	41305 Medicare		242.00
	41130 Insurance		18,647.00
	41310 Wellness		3,000.00
	41400 Perf		1,725.00
To:	42380 Capital Supplies		3,900.00
	43090 Otr. Services		26,327.00
	44535 Data Processing		1,500.00
	44530 Copier		7,350.00
	44540 Software		1,000.00
		Total	40,077.00
		Total Transfers	56,711.00

On motion made by Bujalski and seconded by Riegsecker, the Council unanimously carried and approved this request with a 7 to 0 vote.

**OTHER BUSINESS:**

Jeff Taylor:

1. Consideration for Approval of CF-1 Forms:
  - (a) Innovations, LLC- RE (Lot #8)
  - (b) Innovations, LLC- RE (Lot #10)
  - (c) Travel Lite, INC.- PP

County Administrator Jeff Taylor explained that Bruce Korenstra company representative had sent the Council members a letter that explained the questions the Council had from the April meeting. Bruce Korenstra was at the meeting to answer any questions the Council had.

On motion made to find the company in substantial compliance made by Graham and seconded by Bujalski the Council unanimously carried and approved this request with a 7 to 0 vote.

2. Vista Building, LLC. -RE Resolution #R-02-21

Jeff Taylor presented this request to the Council and stated he found this company in substantial compliance.

On motion made by Bujalski and seconded by Graham, the Council unanimously carried and approved this request with a vote of 7 to 0.

3. Alliance Sheets, LLC-RE  
Alliance Sheets, LLC-PP

Jeff Taylor presented this request to the Council and stated he found this company in substantial compliance.

On motion to approve made by Graham and seconded by Riegsecker, the Council unanimously carried and approved this request with a 7 to 0 vote.

4. Delivery Concepts, Inc. (T & T Marchetti, LLC)-RE

Jeff Taylor presented this request to the Council and stated he found this company in substantial compliance.

On motion to approve made by Graham and seconded by Riegsecker, the Council unanimously carried and approved this request with a 7 to 0 vote.

5. Three Limes, LLC (Barletta Boat Company, LLC)-RE

Jeff Taylor presented this request to the Council and stated he found this company in substantial compliance.

On motion to approve made by Bujalski and seconded by Clark, the Council unanimously carried and approved this request with a 7 to 0 vote.

6. Barletta Boat Company, LLC. -PP Resolution 2017-21; 2017-15  
Barletta Boat Company, LLC. -PP Resolution CC-2020-13

Jeff Taylor presented this request to the Council and stated he found this company in substantial compliance.

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

**AUDIENCE ITEMS**

Ernie Miller discussed the Middlebury Ag TIF and the replacement of his fence. Clark asked about his participation in the TIF.

Glenn Null discussed MACOG and neighborhood associations. Discussed the timeliness on busses (Trolley). He talked about the doors being locked during the counting of the votes from the Election and the starting time of the Commissioners meeting.

Stump and Riegsecker address some issues on abatements.

**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 9:49 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.