

MINUTES

ELKHART COUNTY BOARD OF COMMISSIONERS MEETING

July 5, 2022

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, Administrative Manager.

***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 or engage in remote real-time observation and remote electronic participation.

On a motion made by Frank Lucchese, seconded by Brad Rogers and unanimously carried, the Board approved the Minutes of the June 20th & June 27th, 2022 meeting and placed them on file.

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

BUSINESS ITEMS:

Planning & Development, Mae Kratzer, requested approval of Shah Land Development LLC represented by Anchor Construction for a zone map change from GPUD E-3 to DPUD M-2 and for primary approval of a 1-lot minor subdivision to be known as **SHAH LAND DEVELOPMENT, LLC-WAREHOUSE 200**, southeast corner of County Road 4 and County Road 15, in Osolo Township. Anchor Construction Representative, Matthew Smith was available to answer any questions on the project. Suzie Weirick opened a public hearing. No other 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 Brad Rogers, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

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Planning & Development, Mae Kratzer, requested approval of Miller-Silver LLC represented by Innovative Communities, Inc. for secondary approval of a 16-lot major subdivision to be known as **FALCON'S LAIR AT BARRINGTON, PHASE II**, south end of Falcon's Lair Lane, 170 feet south of Barrington Drive, west of County Road 25, in Jackson Township. Innovative Communities Representative, Tim Saylor, was available to answer any questions on the project. Suzie Weirick opened a public hearing. Tim Leer spoke on behalf of Fairfield Community Schools requesting special attention be given to making sure sidewalks are

in the plan connecting the subdivision to the school. Discussion followed insuring that sidewalks were in fact part of the overall plan. No other 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 Brad Rogers, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

Planning & Development, Mae Kratzer, requested approval of Miller-Silver LLC represented by Innovative Communities, Inc. for secondary approval of a 16-lot major subdivision to be known as **FALCON'S LAIR AT BARRINGTON, PHASE III**, north end of Falcon's Lair Lane, 180 feet north of Barrington Drive, west of County Road 25, in Jackson Township. Suzie Weirick opened a public hearing. 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.

Redevelopment Program Coordinator, Natasha Kauffman, requested approval of additional appropriation from Middlebury AG TIF Fund in the amount of \$10,000 for a proposal of fence along County Road 37 which is subject to project approval and TIF qualification. On motion made by Brad Rogers, seconded by Frank Lucchese the Board approved this request. Suzie Weirick voted NAY.

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Redevelopment Program Coordinator, Natasha Kauffman, requested approval of additional appropriation from State Road 13 TIF Fund in the amount of \$6,500 for funds for State Road 13 Interchange Water Utility Preliminary Rate Study. On motion made by Frank Lucchese, seconded by Brad Rogers and unanimously carried, the Board approved this request.

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Redevelopment Program Coordinator, Natasha Kauffman, requested approval of additional appropriation from Middlebury East TIF Fund in the amount of \$30,000 for Preliminary Engineering Report for the water treatment plant expansion. 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, requested approval of Commissioner Ordinance (Amending Commissioner Ordinance No. CO 2022-05) Highway Reference No. R1-1, Amending Stop Regulations on Elkhart County Highways. 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 Joint Use and Maintenance Agreement between INDOT and Elkhart County concerning a Multi-Path along County Road 17 and Bridge Over US Highway 33. 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, requested approval of additional appropriation from EDIT Fund in the amount of \$50,000 for funds to pay for various services related to on going right of way and real estate matter, including legal fees, appraising, title work, etc. 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 additional appropriation from EDIT Fund in the amount of \$2,500,000 for funds to support approved 2021 Fiber Budget and funds to support approved 2022 Fiber Budget. 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, requested approval of additional appropriation from General Fund in the amount of \$1,500,000 for funds required to pay for cameras and related upgrades at the Correctional Complex. 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 additional appropriation from American Rescue Plan in the amount of \$1,500,000 for funds required to pay for cameras and related upgrades at the Correctional Complex. This request is similar to the prior request and will go before County Council to determine which fund will be used for this project. On motion made by Frank Lucchese, seconded by Brad Rogers and unanimously carried, the Board approved this request.

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Planning & Development Building Inspector, Kevin Williams, requested approval of additional appropriation from the Cumulative Capital Development Fund in the amount of \$75,000 for funds requested for Demolition of Properties. 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, requested approval of additional REDUCTION from Cumulative Capital Development Fund in the amount of \$16,863.06 from Project #202613 due to project closeout. 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 additional REDUCTION from Cumulative Capital Development Fund in the amount of \$144,763.64 from Project #202612 due to project closeout. 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, requested approval of additional REDUCTION from Cumulative Capital Development Fund in the amount of \$47,643.53 from Project #202606 due to project closeout. On motion made by Brad Rogers, seconded by Frank Lucchese and unanimously carried, the Board approved this request.

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Health Department Director, Melanie, Sizemore, requested approval of Grant Application Review Form for COVID-19 Community Testing Site Grant. On motion made by Frank Lucchese, seconded by Brad Rogers and unanimously carried, the Board approved this request.

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Health Department Director, Melanie Sizemore, requested approval of Grant Application Review Form for Together We Will Grant. On motion made by Frank Lucchese, seconded by Brad Rogers and unanimously carried, the Board approved this request.

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BOARD ITEMS:

PRIVILEGE OF THE FLOOR;

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

Respectfully submitted,
Anita Mock