

MINUTES

ELKHART COUNTY BOARD OF COMMISSIONERS MEETING

December 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 member, Brad Rogers was also present. Others present were Craig Buche, County Attorney; Tiara Jackson, Deputy Auditor; Jeff Taylor, County Administrator and Anita Mock, Administrative Manager. Commissioner Frank Lucchese and Auditor Patty Pickens were absent.

***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 Brad Rogers, seconded by Suzie Weirick and unanimously carried, the Board approved the Minutes of the November 21st & November 28th, 2022, meetings as amended and placed them on file.

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

BUSINESS ITEMS:

County Highway, Charlie McKenzie, received Bids for County Road 38 – County Road 35 to State Road 13 Reconstruction Project. The Bids received are as follows:

- Niblock Excavating, Inc. in the amount of \$7,019,800.55.
- C & E Excavating, Inc. in the amount of \$6,931,649.00.
- Phend & Brown, Inc. in the amount of \$7,845,092.30.

On motion made by Brad Rogers, seconded by Suzie Weirick and unanimously carried, the Board approved to accept and Highway review the Bids.

Planning & Development Director, Chris Godlewski, received proposals for an update to the Elkhart County Zoning & Subdivision Control Ordinances to be combined into a Unified Development Ordinance. The proposals received are as follows:

- MACOG
- Abonmarche
- Beckett & Raeder

On motion made by Brad Rogers, seconded by Suzie Weirick and unanimously carried, the Board approved to accept and Planning to review the Proposals.

Planning & Development, Mae Kratzer, requested approval of Kim Warner-Squires (Buyer) and Erma & Roger Swartzendruber (Seller) represented by Century 21, Coldwell Banker for a zone map change from A-1 & B-3 to R-1, southwest corner of State Road 15 & County Road 20, common address of 58527 State Road 15, in Jefferson Township. Suzie Weirick opened a public hearing. No audience members wished to speak on this matter. On motion made by Brad Rogers, seconded by Suzie Weirick and unanimously carried, the Board closed the public hearing. On motion made by Brad Rogers, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 521)

Planning & Development Zoning Administrator, Jason Auvil, requested approval of Larry Miller represented by Hand to the Plow Surveying for a zone map change from A-1 to DPUD A-1 and for primary approval of a 1-lot minor subdivision to be known as **MILLERSBURG FEEDS DPUD A-1**, southeast corner of County Road 40 & State Road 13, in Clinton Township. Suzie Weirick opened a public hearing. No audience members wished to speak on this matter. On motion made by Brad Rogers, seconded by Suzie Weirick 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.

(Page 522)

Planning & Development Zoning Administrator, Jason Auvil, requested approval of Finis Terra, Inc. & Seahawk Corporation represented by Jones Petrie Rafinski for secondary approval of a 6-lot major subdivision to be known as **ELKHART EAST AREA G-PHASE 1**, west side of County Road 19, 1,780 feet south of County Road 4, in Washington Township. Suzie Weirick opened a public hearing. No audience members wished to speak on this matter. On motion made by Brad Rogers, seconded by Suzie Weirick and unanimously carried, the Board closed the public hearing. On motion made by Brad Rogers, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 523)

County Attorney, Craig Buche, requested approval of Ordinance Adopting Amendment to Elkhart County Government Personnel Policy and Standard Procedures Manual. On motion made by Brad Rogers, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 524)

County Highway, Charlie McKenzie, requested approval of LPA – Consultant Agreement with Lochmueller Group for the construction inspection of the County Road 17 Multi Use Path Project. On motion made by Brad Rogers, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 525)

County Highway, Charlie McKenzie, requested approval of Final Subdivision Acceptance of Chandonnet Place Subdivision. On motion made by Brad Rogers, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 526)

County Highway, Charlie McKenzie, requested approval of Final Subdivision Acceptance of Jackson Terrace Phase III. On motion made by Brad Rogers, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 527)

County Highway, Charlie McKenzie, requested approval of Initial Subdivision Acceptance of Longboat Pointe DPUD. On motion made by Brad Rogers, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 528)

County Highway, Charlie McKenzie, requested approval of Uniform Conflict of Interest Disclosure Statement for Kent Myers. On motion made by Brad Rogers, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 529)

County Highway, Charlie McKenzie, requested approval of Uniform Conflict of Interest Disclosure Statement for Anthony Jesuit. On motion made by Brad Rogers, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 530)

County Highway, Charlie McKenzie, requested approval of LPA Consultant Agreement with Lochmueller Group for the construction inspection of the County Road 18, County Road 13 and County Road 115 Intersection Project. On motion made by Brad Rogers, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 531)

County Highway, Charlie McKenzie, requested approval of application for Grant for Bridge 126 – County Road 6 over Christiana Creek. On motion made by Brad Rogers, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 532)

County Highway, Charlie McKenzie, requested approval of Segment Agreement for Barletta Boat, 51687 County Road 133, Bristol, Indiana. On motion made by Brad Rogers, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 533)

County Highway, Charlie McKenzie, requested approval of Dark Fiber Network Subscription Agreement for ETHOS. On motion made by Brad Rogers, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 534)

County Highway, Charlie McKenzie, requested approval of Segment Agreement for ETHOS, 2015 North Michigan Street, Elkhart, Indiana. On motion made by Brad Rogers, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 535)

BOARD ITEMS:

Planning & Development Director, Chris Godlewski, requested approval of Professional Services Agreement by and between Elkhart County Planning & Development and Abonmarche to perform professional services regarding Technology Strategic Plan. On motion made by Brad Rogers, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

(Page 536)

PRIVILEGE OF THE FLOOR:

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

Respectfully submitted,
Anita Mock