

MINUTES

ELKHART COUNTY BOARD OF COMMISSIONERS MEETING

February 13, 2023

President Brad Rogers 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, Suzie Weirick and Bob Barnes 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 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.

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

BUSINESS ITEMS:

Request for approval of Elkhart County, Series 2022 Bonds Disbursement of Funds from Project Fund #1001026397 Requisition #8 Pay App #9 for the Courthouse Construction in the amount of \$2,659,121.92. On motion made by Suzie Weirick, seconded by Bob Barnes and unanimously carried, the Board approved this request.

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County Treasurer, Tina Bontrager, presented Board of Finance Annual Report of Investment Activity for 2022. On motion made by Suzie Weirick, seconded by Bob Barnes and unanimously carried, the Board accepted the Financial Report.

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Court Services Director, Ross Maxwell, requested approval of Out of State Travel for Justin Minder and Gloria Navarro to attend the National Association of Drug Court Professionals annual RISE Conference in Houston, Texas from June 26, 2023 – June 29, 2023. On motion made by Suzie Weirick, seconded by Bob Barnes and unanimously carried, the Board approved this request.

Court Services Director, Ross Maxwell, requested approval of Out of State Travel for Kristine Osterday to attend the Economics Institute for Judges in Destin, Florida from March 3 – March 10, 2023. On motion made by Suzie Weirick, seconded by Bob Barnes and unanimously carried, the Board approved this request.

County Highway Engineer, Charlie McKenzie, withdrew the request from EDIT Fund in the amount of \$1,625,000 for matching funds for construction costs for the County Road 17 Multi Use Path Bridge Project. Also, funds for construction inspection services for the project.

County Highway Engineer, Charlie McKenzie, conducted a presentation on the County Road 13, County Road 115 & County Road 18 Project progress.

County Highway Engineer, Charlie McKenzie, requested approval of additional appropriation from EDIT Fund in the amount of \$105,000 to appropriate grant funds awarded by the Community Foundation for design costs associated with design revisions to project. Brad Rogers called for a roll call vote: Bob Barnes, AYE; Suzie Weirick, AYE; Brad Rogers, AYE. The Board approved this request.

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County Highway Engineer, Charlie McKenzie, requested approval of additional appropriation from EDIT Fund in the amount of \$1,475,000 for matching funds for construction costs for the County Road 18, County Road 13 & County Road 115 Roundabout Project. Also, funds for construction inspection services for the Roundabout Project. Brad Rogers called for a roll call vote: Bob Barnes, AYE; Suzie Weirick, AYE; Brad Rogers, AYE.

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County Highway Engineer, Charlie McKenzie, requested approval of additional appropriation from Road Maintenance & Construction Fund in the amount of \$500,000 for funds for paving, construction and associated costs. On motion made by Suzie Weirick, seconded by Bob Barnes and unanimously carried, the Board approved this request.

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County Highway Engineer, Charlie McKenzie, requested approval of additional appropriation from Local Road & Street Fund in the amount of \$750,000 for funds for paving, construction and associated costs. On motion made by Bob Barnes, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

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County Highway Engineer, Charlie McKenzie, requested approval of additional appropriation from Cumulative Bridge Fund in the amount of \$550,000 for engineer design of Bridge 385 – County Road 18/Hively Avenue over Yellow Creek. The bridge is on County Road 18 located between US Highway 33 and County Road 13. On motion made by Suzie Weirick, seconded by Bob Barnes and unanimously carried, the Board approved this request.

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County Highway Engineer, Charlie McKenzie, requested approval of additional appropriation from Motor Vehicle Highway Fund in the amount of \$1,000,000 for funds for paving, construction and associated costs. On motion made by Bob Barnes, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

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County Attorney, Craig Buche, requested approval of Resolution Establishing the Intent to Conduct a Commissioners' Sale to Sell Tax Sale Certificates for Properties that are Severely Delinquent in Payment of Property Taxes. On motion made by Suzie Weirick, seconded by Bob Barnes and unanimously carried, the Board approved this request.

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County Attorney, Craig Buche, received applications from non-profits for eight tax sale certificates offered for transfer and public hearing on requested transfers. A proposal was received by Habitat for Humanity of Elkhart County, Inc. President of Habitat for Humanity, Gregg Conrad, advised Habitat had interest in the proposed lots. Brad Rogers opened a public hearing. No other audience members wished to speak on this matter. On motion made by Suzie Weirick, seconded by Bob Barnes and unanimously carried, the Board closed the public hearing. On motion made by Suzie Weirick, seconded by Bob Barnes and unanimously carried, the Board approved to accept the application from Habitat for Humanity of Elkhart County, Inc.

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County, Attorney, Craig Buche, requested approval of Annual Expense Reimbursement Agreement for the RDC to utilize TIF revenues to reimburse the planning budget for resources utilized. On motion made by Suzie Weirick, seconded by Bob Barnes and unanimously carried, the Board approved this request.

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County Attorney, Craig Buche, requested approval of Resolution Authorizing the Loaning of Money from the Local Major Moves Construction Fund for the County Road 38 East Reconstruction Project (Phase II) and Combining with Existing County Road 38 and County Road 17 Loans. On motion made by Bob Barnes, seconded by Suzie Weirick and unanimously carried, the Board approved this request.

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BOARD ITEMS:

County Attorney, Steve Olsen, requested approval of awarding the Foraker/Southwest Sewer Project to H & G Underground Facilities. He advised that Lochmueller reviewed and approved the bid received. On motion made by Suzie Weirick, seconded by Bob Barnes and unanimously carried, the Board approved the notice of award.

PRIVILEGE OF THE FLOOR:

Bruce Hardy discussed the County Road 18, County Road 13 and County Road 115 project.

Glenn Null discussed several issues.

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

Respectfully submitted,
Anita Mock