

MINUTES
ELKHART COUNTY COUNCIL MEETING
117 N. 2nd St. Room 104, Goshen, IN 46526
April 20th2023

The meeting of the Elkhart County Council was called to order by Sheriff Jeff Siegel at 4:00 p.m., in Room 104 of the County Administrative Building, Goshen, Indiana. Members present were Council President Thomas W. Stump, Darryl J. Riegsecker, Douglas S. Graham, Randall D. Yohn, Adam M. Bujalski and Steven E. Clark. Council Vice President David L. Hess arrived late. Also present were Patricia A. Pickens County Auditor, Tiara Jackson First Deputy Auditor, and Craig Buche, County Attorney.

** 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: March 16th ,2023

On motion made to approve March 16th,2023 minutes by Graham and seconded by Riegsecker, the Council unanimously carried and approved the minutes as presented with a vote of 6 to 0.

COMMITTEE REPORTS:

COMMISSIONERS: None

COUNCIL: Yohn spoke on the passing of Longtime Elkhart Historian Paul Thomas and his contribution to Elkhart City and Elkhart County.

Clark spoke on meeting with the Sheriff and Under Sheriff and the positions at the Jail, with some of the risks involved with those positions. Stated his appreciation on the people who fill those positions every day.

Bujalski congratulated Fairfield Girls Basketball and Northwood Boys on their State Championships. He also commended 14 students from Northwood was part of the Robotics Team that qualified for the World Championship in Dallas.

AUDITOR: Patricia A. Pickens gave the financial report.

SHERIFF: None

EDC MATTERS:

Craig Buche:

1. ** PUBLIC HEARING **
 ** Truck Accessories Group, LLC. **

Craig Buche explained the details of the possible tax phase-in. The company plans to spend no less than \$4,000,000.00 on new manufacturing equipment and create no less than 10 new positions with an annual payroll of at least \$520,000.00 by the end of 2024.

On motion made to Open the Public hearing by Graham and seconded by Riegsecker, the Council unanimously carried and approved the request.

President Stump opens the floor for any questions or comments. No questions or comments were made.

On motion to Close the Public Hearing made by Yohn and seconded by Riegsecker, the Council unanimously carried and approved the request.

2. Commitment & Payment Agreement

Consideration and Approval of Commitment and Payment Agreement for Truck Accessories Group, LLC.

Craig Buche discussed the details of the Commitment and Payment Agreement to the Council.

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.

3. Approval of Confirmatory Resolution CC-2023-09

Consideration and Approval of Confirmatory Resolution CC-2023-09 for Truck Accessories Group, LLC.

Craig Buche discussed the details of the Confirmatory Resolution to the Council.

On motion made by Graham and seconded by Riegsecker, the Council unanimously carried and approved the Confirmatory Resolution CC-2023-09 with a vote of 7 to 0.

HUMAN RESOURCES:

Craig Buche:

- (a) Consideration and Approval of Ordinance CC-2023-08 -Ordinance of Elkhart County Establishing Certain Expense Reimbursement Limits.

Craig Buche presented this request to the Council.

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

ADDITIONAL APPROPRIATION EXPLANATIONS:

A. GENERAL FUND (#1000)

1. Commissioners (130) requested \$350,000.00 for Electrical service allowance (up to \$2500.00) for each home for possible electrical upgrade.

Jeff Taylor presented this request to the Council.

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

B. GENERAL FUND (#1000)

1. Commissioners (130) requested \$281,435.00 for sewer meter fees paid to the City of Nappanee for receiving sewage from the Foraker/SW/Tecumseh project.

Jeff Taylor 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 7 to 0 vote.

C. GENERAL FUND (#1000)

1. Planning & Development (132) requested \$30,000.00 for GIS data migration to transition away from end-of-life equipment.

Monica Davis presented this request to the Council.

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

D. LIT SPECIAL PURPOSE (#1114)

1. Building & Grounds (140) requested \$100,000.00 for building/plumbing/electrical/HVAC repairs at the jail.

Jeff Taylor 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.

E. SALES DISCLOSURE (#1131)

1. Assessor (980) requested \$15,116.68 for hardware for server update for new GIS system.

Cathy Searcy presented this request to the Council.

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

F. CUMULATIVE DRAINAGE (#1141)

1. Surveyor (980) requested \$70,000.00 for maintenance and/or replacement projects on County Regulated Drains.

Phil Barker presented this request to the Council.

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

G. LOCAL ROAD & STREET (#1169)

1. Highway (980) requested \$40,000.00 for funds to upgrade radio equipment that is outdated, as replace 12 radios for use by the maintenance division.

Kent Myers presented this request to the Council.

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

H. MOTOR VEHICLE HIGHWAY (#1176)

1. Highway (204) requested \$130,000.00 for funds to replace the roof of the maintenance facility located on CR 7 or near the landfill. This garage is used by the Highway, the Sheriff's office. EMA and Weights & Measures.

Kent Myers presented this request to the Council.

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

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

1. Planning & Development (980) requested \$30,000.00 for Design/Planning funds for the PCR Greenway.

Natasha Kauffmann presented this request to the Council.

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.

J. LOCAL GRANT HEALTHY BABIES (#9122)

1. Health Department (982) requested \$1,000.00 to appropriate donations received from the Elkhart County Community Foundation.

Melanie Sizemore presented this request to the Council.

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.

Total Appropriations: \$1,047,551.68

REDUCTIONS:

K. GENERAL FUND (#1000)

- 1. Commissioners (130) requested a reduction in the amount of -\$630,000.00 to provide corresponding appropriation for Foraker/SW/Tecumseh electric (\$350,000.00) and the Foraker/SW/Tecumseh Acres: Nappanee connection and sewer meter fees (\$230,000.00).

County Auditor Patricia Pickens presented this reduction to the Council.

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

Total Reductions: -\$630,000.00

TRANSFER REQUESTS REQUIRING COUNCIL ACTION:

A. GENERAL FUND (#1000)

Elkhart County Extension (145)

From: 42380 Capital Supplies 1,630.00

To: 44515 Office Furniture 1,630.00

B. COMMUNITY COORDINATION (#8180)

Community Corrections (981)

43830 Conference &

From: Education 1,500.00

To: 41330 Wellness 1,500.00

C. IMMUNIZATIONS AND VACCINES FOR CHILDREN (#9149)

Health Department (981)

From: 42180 Medical Supplies 15,000.00

43830 Tuition 5,000.00

To: 44510 Other Equipment 20,000.00

D. IMMUNIZATIONS AND VACCINES FOR CHILDREN (#9149)

Health Department (981)

From: 43090 Other Services 971.00

To: 44535 Data Processing Hardware 971.00

E. IMMUNIZATIONS AND VACCINES FOR CHILDREN (#9149)

Health Department (981)

From: 43620 Lease 4,141.00

To: 42195 Operating Supplies 4,141.00

Total 28,242.00

On motion made to approve transfers between funds together by Graham and seconded by Riegsecker, the Council unanimously carried and approved these transfers with a vote of 7 to 0.

TRANSFER REQUESTS NOT REQUIRING COUNCIL ACTION:

(Available in the Auditor's office)

OTHER BUSINESS:

Jeff Taylor:

1. Consideration for Approval of CF-1 Forms:

(a) Delivery Concepts, INC. (T & T Marchetti, LLC.)-RE

On motion made by Graham to find Delivery Concepts, INC. in substantial compliance and seconded by Bujalski, the Council unanimously carried and approved the CF-1 with a vote of 7 to 0.

(b) Travel Lite, INC. -PP
Innovations, LLC. -Lot #8-RE (purchased by TLRV Properties, LLC.)
Innovations, LLC. -Lot #10-RE (purchased by TLRV Properties, LLC.)

On motion made by Graham to find the company was not in substantial compliance due to a shortage of employees and to request that the company representative come next month to the Council meeting to explain the discrepancy, with a vote of 7 to 0 the Council, carried and approved the motion.

(c) Smoker Craft, INC.-CC-2014-14 & 18-RE
Smoker Craft, INC.-CC-2021-19 & 22-RE
Smoker Craft, INC.-CC-2021-19&22-PP

On motion made by Graham to find Smoker Craft, INC in substantial compliance and seconded by Riegsecker, the Council unanimously carried and approved the request.

(d) Vista Buildings, LLC. CC-2013-01-RE
Vista Buildings, LLC. -R-02-21-RE

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

2.Consideration and Approval of Interlocal Agreement between Elkhart County, Indiana and with the Town of Bristol, Indiana, for Animal Control Services.

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

AUDIENCE ITEMS:

Taxpayer Cindi Hajcek addressed the Council and the Community concerning some books that are in the Public Libraries, that some people deem as inappropriate for minors to access. She handed out a pamphlet and a book that reviewed 12 books that are allegedly in libraires in Elkhart County containing” pornographic subjects and pictures”. President Stump asked for clarity as to what she was asking the Council to do. Haijcek stated she was just wanting to bring awareness to the Council and the Community. Council Member Steven E. Clark spoke on this matter and sited the content could be subjective from person to person. He reminded everyone of the 1st Amendment and the importance of keeping that in tact for all.

ADJOURN

There being no further business to come before the Council, on motion to adjourn made by Graham seconded by Clark the Council unanimously carried and approved the adjournment of the meeting at 5:15pm.

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.