

MINUTES

ELKHART COUNTY BOARD OF COMMISSIONERS MEETING

January 6, 2020

President Mike Yoder 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, Suzie Weirick, was present. Frank Lucchese was absent. Others present were Patricia Pickens, County Auditor; Craig Buche, County Attorney; Jeff Taylor, County Administrator and Anita Mock Executive Assistant.

On a motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved the Minutes of the December 16th, December 23rd & December 30th 2019 meetings and placed them on file.

On a motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board elected officers and approved the various assignments as follows:

President – Mike Yoder
Vice President – Frank Lucchese
MACOG – Suzie Weirick
St. Joseph River Basin – Suzie Weirick
Drainage Board – Mike Yoder
Plan Commission – Frank Lucchese
Oaklawn – Mike Yoder
Community Corrections Advisory Board (CCAB) – Suzie Weirick
CCPA – Personnel Liaison – Frank Lucchese
Affirmative Action (EEOC) – Frank Lucchese
Emergency Management Board – Suzie Weirick

On a motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved the appointments to various county departments and also approved appointments to various boards in the county for 2020.

Superintendent, Buildings & Grounds – Bruce MacLachlan
Veteran's Service Officer – James Snowden
County Highway Engineer – Kent Schumacher
Manager of Transportation – Charlie McKenzie
Director Human Resources – Kirt Hunsberger
Director IT – Matt Dietz
Weights & Measures – Todd Barrows
Emergency Management Director – Jennifer Tobey
County Administrator – Jeff Taylor
County Attorney – Craig Buche

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

BUSINESS ITEMS:

Planning & Development, Kevin Williams, requested approval to receive Bids for Demolition Projects in Elkhart County. The first bid received was from B & E Excavating for demolition project at 57839 County Road 13, Elkhart, Indiana, in the amount of \$13,500 and demolition project at 54083 Wilson Street, Elkhart, Indiana, in the amount of \$9,800. The second bid received was from C & E Excavating for demolition of both properties combined in the amount of \$25,646. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved to accept and review the bids.

County Administrator, Jeff Taylor, requested approval of additional appropriation from General Fund for \$219,544 for funds to be paid to the Humane Society on behalf of the communities who will reimburse the County in (2) installments. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved the Contract for Animal Shelter Management and Animal Control Services.

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County Administrator, Jeff Taylor, requested approval of additional appropriation from Economic Development Fee Fund for \$12,000 for investment in Regional Economic Development Strategy. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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County Administrator, Jeff Taylor, requested approval of additional appropriation from General Fund for \$434,886. This amount is from bed rental income at the jail to be applied towards the purchase of new squad cars for 2020. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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County Administrator, Jeff Taylor, requested approval of additional appropriation from Cumulative Capital Development Fund for \$1,470,000. The Cum Cap Development Commissioner Budget for the calendar year of 2020 did not get uploaded into Gateway during the budget process. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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Planning & Development Director, Chris Godlewski, requested approval of additional appropriation from Redevelopment Fund for \$1,725 for meals during conferences, fees for conferences and education, data fee for use of wireless service and meal for 2020 RDC meeting for Board Members.

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Planning & Development Director, Chris Godlewski, requested approval of additional appropriation from Millersburg II TIF Fund for \$2,500 for annual expense reimbursement agreement. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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Planning & Development Director, Chris Godlewski, requested approval of additional appropriation from Northwest Gateway TIF Fund for \$55,500 for Baker Tilly TIF Neutralization, annual expense reimbursement agreement and Baker Tilly continuing disclosure/Regions Bank bond service fee. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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Planning & Development Director, Chris Godlewski, requested approval of additional appropriation from South Benton TIF Fund for \$1,750 for TIF Neutralization Services and Annual Expense Reimbursement Agreement. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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Planning & Development Director, Chris Godlewski, requested approval of additional appropriation from Western Gateway TIF Fund for \$1,500 for TIF Neutralization and Annual Expense Reimbursement Agreement. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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Planning & Development Director, Chris Godlewski, requested approval of additional appropriation from Middlebury AG TIF Fund for \$3,000 for Annual Expense Reimbursement Agreement. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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Planning & Development Director, Chris Godlewski, requested approval of additional appropriation from Middlebury SE TIF Fund for \$912,654 for TIF Neutralization, Annual Expense Reimbursement Agreement and Fiber Project for Middlebury and County. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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Planning & Development Director, Chris Godlewski, requested approval of additional appropriation from Middlebury East TIF Fund for \$11,500 for TIF Neutralization and Annual Expense Reimbursement Agreement. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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Planning & Development Director, Chris Godlewski, requested approval of additional appropriation from County Road 6 & County Road 17 Northeast TIF Fund for \$155,459 for reimbursement to Fund 1138 for payment to Barnes & Thornburg for Proton Project, TIF Neutralization, Baker Tilly/Regions Bank bond fees, Annual Expense Reimbursement Agreement and additional legal fees for services/projects related to TIF over 2018/2019. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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Planning & Development Director, Chris Godlewski, requested approval of additional appropriation from North Baugo TIF Fund for \$1,250 for TIF Neutralization and Annual Expense Reimbursement Agreement. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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Planning & Development Director, Chris Godlewski, requested approval of additional appropriation from State Road 13 TIF Fund for \$384,227 for TIF Neutralization, Annual Expense Reimbursement Agreement, legal fees associated with organizing interlocal, repayment with entities over the past three years and reimbursement to Lippert and ERSC. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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Planning & Development Director, Chris Godlewski, requested approval of additional appropriation from Plan Commission Fund for \$25,000 for expense for Baker Tilly to conduct annual TIF report – reimbursed by TIF Funds. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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Planning & Development Director, Chris Godlewski, requested approval of additional appropriation from Code Fund for \$6,000 for 2020 legal fees for code enforcement matters to be reimbursed by code fines. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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Planning & Development Director, Chris Godlewski, requested approval of additional appropriation from Weed & Rank Vegetation Fund for \$4,916 for expenses for contractors to mow and trim nuisance properties. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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Planning & Development Director, Chris Godlewski, requested approval of additional appropriation from Electronic Map Generation for \$9,214 for payments for pictometry service, revenue from elevate subscriptions. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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Planning & Development Director, Chris Godlewski, requested approval of additional appropriation from Unsafe Building Fund for \$10,121 for expenses for contractors to repair or demolish unsafe buildings. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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County Highway Manager of Transportation, Charlie McKenzie, requested approval of additional appropriation from EDIT Fund for \$525,000 for funds for the design of the replacement of Bridge 312 on County Road 142 between County Road 21 and State Road 15. Also, funds utilized for miscellaneous repairs to roads and bridges. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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County Highway Manager of Transportation, Charlie McKenzie, requested approval of additional appropriation from Cumulative Bridge for \$120,000 for funds to replace Bridge 241 on County Road 32 west of State Road 19 over Nunemaker Ditch. Also, funds to pay for geotech, survey and other design related costs for Bridge 269 on County Road 1 between County Road 46 and County Road 144 over Fisher Gordon Ditch. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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County Highway Manager of Transportation, Charlie McKenzie, requested approval of additional appropriation from Motor Vehicle Highway Fund for \$2,000,000 for funds needed for road paving and construction. \$1 million will be reimbursed by the Community Crossings Grant. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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County Highway Manager of Transportation, Charlie McKenzie, requested approval to "POST" Bridge Weight Limit signs (9) on County Road 6 at Christiana Creek (31 Ton Weight Limit), on County Road 43 at Stony Creek (19 Ton Weight Limit), on County Road 42 at Stony Creek (19 Ton Weight Limit), on County Road 34 at Rock Run Creek (31 Ton Weight Limit), on County Road 32 at Yellow Creek (18 Ton Weight Limit), on County Road 142 at Turkey Creek (26 Ton Weight Limit), on County Road 142 at Elkhart River (14 Ton Weight Limit), on County Road 31 at Hydraulic Canal (11 Ton Weight Limit), on Hively Avenue at Yellow Creek (17 Ton Weight Limit); AND to "REMOVE" Bridge Weight Limit signs (5) on County Road 23 at Pine Creek (15 Ton Weight Limit), on County Road 31 at Horn Ditch (24 Ton Weight Limit), on County Road 31 at Elkhart River (14 Ton Weight Limit), on Shorelane West at Shorelane Canal (15 Ton Weight Limit). On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

County Attorney, Craig Buche, requested approval of 2020 Addendum to Expense Reimbursement Agreement. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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County Attorney, Craig Buche, requested approval of Grant of Drainage and Storm Sewer Easement on behalf of Grantor appointed and acting Trustee of the Shaylor E. King Revocable Trust. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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County Attorney, Craig Buche, requested approval of Barnes & Thornburg Engagement for legislative lobbying effort for Courts Project. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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County Attorney, Craig Buche, requested approval of Uniform Conflict of Interest Disclosure Statement for Thomas Stump and Disclosure of Family Member Proposed Contract with Elkhart County for David Hess. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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County Attorney, Craig Buche, requested approval of Agreement for Engagement of Elkhart County Attorney. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved the Weights & Measures report for November 16th to December 15th, 2019.

BOARD ITEMS:

On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved to consent to continue the partnership in the Catholic Charities Refugee Resettlement Program in Goshen.

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Landfill Director, John Bowers, informed the Board of Commissioners that he received a "Burn Permit" for one year to burn wood and vegetation during daylight hours at the Landfill Location.

Director of Court Services, Ross Maxwell, requested approval of Equipment Sale Agreement with Siemens Healthineers to perform in house drug screens. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

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County Attorney, Craig Buche, requested approval Fiber Project with Elkhart Community Schools and to grant President of the Board of Commissioners and the Auditor to sign. On motion made by Suzie Weirick, seconded by Mike Yoder and unanimously carried, the Board approved this request.

AUDIENCE ITEMS:

Glen Null spoke on several different items and concerns.

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

Respectfully submitted,
Anita Mock