

MINUTES
ELKHART COUNTY COUNCIL MEETING
117 N. 2nd St. Room 104, Goshen, In. 46526
September 19th,2024

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, Council Vice President David L. Hess, Darryl J. Riegsecker, Randall D. Yohn, Steven E. Clark. and Adam M. Bujalski. Douglas S. Graham was absent for the meeting. 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:

(a) Approval of CC Meeting Minutes: August 15th,2024

On motion made to approve August 15th,2024 minutes by Yohn and seconded by Riegsecker, the Council unanimously carried and approved the minutes with a vote of 6 to 0.

(pg. 357)

COMMITTEE REPORTS:

COMMISSIONERS: None

COUNCIL: None

SHERIFF: None

COUNCIL APPOINTMENTS:

1. Consideration and Approval of Appointment for Cassandra (Cassie) Weaver to the Nappanee Public Library Board of Trustees. Four (4) Year Term. Term Expires: 10/01/2028.

On motion made to Appoint Cassandra (Cassie) Weaver to the Nappanee Public Library Board of Trustees, by Bujalski, and seconded by Clark, the Council unanimously carried and approved the appointment with a vote of 6 to 0.

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EDC MATTERS:

Craig Buche presented this request to the Council.

1. ****Public Hearing****
****Truck Accessories Group, LLC. D.B.A. Leer, Inc.****

President Stump opens the Public Hearing.

President Stump asks if anyone wishes to speak on this matter. Let the record show that no one wished to speak on this matter.

On motion to close the Public Hearing made by Yohn and seconded by Riegsecker, the council unanimously carried and approved the motion. (pg. 359)

- (a) For Consideration and Approval of Resolution CC-2024-23 Waiver of Noncompliance (Truck Accessories Group, LLC. D.B.A. Leer, Inc).

On motion made to approve by Yohn and seconded by Bujalski, the Council unanimously carried and approved the motion with a vote of 6 to 0. (pg. 360)

- (b) For Consideration and Approval of Amended Commitment and Payment Agreement.

On motion made to approve by Riegsecker and seconded by Hess, the Council unanimously carried and approved the motion. (pg. 361)

1. For Consideration and Approval, of Declaratory Resolution CC-2024-24 Possible Tax Phase-In Project from GDC, Inc.

Chris Stager presented this request to the Council; Company Representative Cory Troeger was present to answer questions from the Council.

On motion to approve made by Bujalski and seconded by Clark, the Council unanimously carried and approved Declaratory Resolution CC-2024-24 with a 6 to 0 vote. (pg. 362)

ADDITIONAL APPROPRIATION EXPLANATIONS:

A. GENERAL FUND (1000)

1. Commissioners (130) requested \$130,000.00 for funds to provide ongoing construction inspection for the new Courthouse. It is anticipated that the services will be required through the end of April. If the project is delayed and more inspections are required, then more funds will be required.

Jeff Taylor presented this request to the Council.

On motion made to approve by Clark and seconded by Bujalski, the Council unanimously carried and approved the request with a vote of 6 to 0. (pg. 363)

B. EDIT (#1112)

1. Highway (980) requested \$40,000.00 for funds to replace Traffic Signal Detection Cameras and Associated Costs.

Kyle Wagner 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 6 to 0. (pg. 364)

C. EDIT (#1112)

1. Highway (980) requested \$250,000.00 for funds for Engineer to Design Bridge 410 CR 36 between U.S. 33 and CR. 31. Over Horn Ditch.

Kyle Wagner presented this request to the Council.

President Stump asked for a roll call vote.

On motion made to approve a roll call vote by Yohn and seconded by Riegsecker, the Council members votes are as follows: Bujalski-Nay, Clark- Aye, Graham-Absent, Hess-Aye, Riegsecker-Aye, Yohn-Aye and Stump-Aye. With a roll call vote of 5 to 1, the Council approved the request. (pg. 365,366)

D. EDIT (#1112)

1. Highway (980) requested \$250,000.00 for funds for Engineer Design of Bridge 332-CR 142 between CR 29 and CR 42. 2024 Inspection found Critical Failure. Bridge is structurally deficient. Posted weight limit.

Kyle Wagner presented this request to the Council.

On motion made to approve by Bujalski and seconded by Hess, the Council unanimously carried and approved the request with a 6 to 0 vote. (pg. 367)

E. LIT-SPECIAL PURPOSE (#1114)

1. Building & Grounds (140) requested \$300,000.00 for ongoing building repairs, electrical, plumbing and anticipated updates at the jail.

Jeff Taylor presented this request to the Council.

On motion made to approve by Hess and seconded by Clark, the Council unanimously carried and approved this request with a vote of 6 to 0. (pg. 368)

F. CHN LOBLEY DONATIONS (#1159)

1. Health (983) requested 3,000.00 to appropriate donated funds from the Community Foundation of Elkhart County.
Melanie Sizemore presented this request to the Council.

On motion made to approve by Yohn and seconded by Bujalski, the Council unanimously carried and approved this request with a vote of 6 to 0. (pg. 369)

G. LOCAL ROAD & STREET (#1169)

1. Highway (980) requested \$20,000.00 for funds to replace 1 overhead garage door at the Goshen Garage. The door is in disrepair.

Kyle Wagner presented this request to the Council.

On motion made to approve by Clark and seconded by Bujalski, the Council unanimously carried and approved this request with a 6 to 0 vote. (pg. 370)

H. ~~MIDDLEBURY EAST TIF (#4510) (Withdrawn)~~

- ~~1. Planning & Development (980) requested \$150,000.00 for matching funds for Pavilion, Shed and Lawn Mower at Corson Riverwood Park.~~

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

1. Planning & Development (980) request is reduced to \$75,000.00 instead of the original \$100,000.00 for max amount anticipated for a Park Design at “Beech Grove” to become a Memorial Park. RFPs to go out this fall & design in Winter 2025. “Beech Grove” is internal name for Commissioner’s owned land at SE Corner of CR 20 & CR 17.

Mae Kratzer presented this request to the Council.

On motion made to approve by Yohn and seconded by Clark, the Council unanimously carried and approved this request with a 6 to 0 vote. (pg. 372)

J. WIC (#8101)

1. Health (612) requested \$1,362,004.00 to set up the 2025 WIC grant (October 1,2024 through September 30,2025. Total WIC Budget \$1,362,004.00.

Melanie Sizemore presented this request to the Council.

On motion made to approve by Hess and seconded by Riegsecker, the Council unanimously carried and approved this request with a vote of 6 to 0. (pg. 373)

K. WIC BREASTFEEDING PEER COUNSELOR (#8102)

1. Health (981) requested \$129,418.00 to set-up the WIC Breastfeeding Peer Counselor Grant (October 1,2024 through September 30th,2025).

Melanie Sizemore presented this request to the Council.

On motion made to approve by Clark and seconded by Hess, the Council unanimously carried and approved this request with a vote of 6 to 0. (pg. 374)

L. ARPA (#8951)

1. Commissioners (980) requested \$158,456.01 to reallocate ARPA Funds to Courthouse Construction #222643. These funds are from ARP funded projects that are closed or not encumbered in 2024. 2023 IT Budget (account line 42195 \$113,515.89) 232800 IT remodel (\$13,051.03) Project 222649 Property Acquisition (\$27,886 and \$4,002.98 reimbursed from Elko Title Corp. for a total of \$31,888.98) and Project 222527 (.11) Total amount to be appropriated \$158,456.01

Jeff Taylor presented this request to the Council.

On motion made to approve by Clark and seconded by Bujalski, the Council unanimously carried and approved this request with a vote of 6 to 0. (pg. 375)

Total Appropriations: \$ 2,717,878.00

REDUCTIONS: NONE

TRANSFER REQUESTS REQUIRING COUNCIL ACTION:

A.	EMERGENCY TELEPHONE SYSTEM (#1153)		
	PSCC (323)		
	From: Telephone		2,998.45
	To: 45100 Transfer Between Funds		2,998.45
B.	LOCAL ROAD & STREET (#1169)		
	Highway (222)		
	From: 45000 Motor Vehicles		200,000.00
	To: 43090 Otr. Prof. Services		200,000.00
		Total	
		Transfers:	202,998.45

On motion made by Yohn to approve both transfers above and seconded by Riegsecker, the Council unanimously approved the transfers with a vote of 6 to 0. (pg. 376)

TRANSFER REQUESTS NOT REQUIRING COUNCIL ACTION:

(Available in the Auditor's office)

OTHER BUSINESS:

Craig Buche:

1. For Consideration and Approval for Amendment of Gas Rights Agreement for the County Landfill Project.

Craig Buche 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 6 to 0 vote. (pg. 377)

AUDIENCE ITEMS:

Glenn Null spoke on disrespect between Bureaucrats and Elected Officials. He discussed concerns over the Railroad Crossing being closed and unemployment extensions.

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ADJOURN

There being no further business to come before the Council, on motion to adjourn made by Yohn seconded by Clark, the Council unanimously carried and approved the adjournment of the meeting at 5:00 pm.

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.