

MINUTES OF THE  
REGULAR MEETING  
OF THE  
ST. JOSEPH COUNTY COUNCIL  
FEBRUARY 12, 2019

The regular meeting of the St. Joseph County Council was called to order at 6:03 p.m., on February 12, 2019 by the President, Rafael Morton, in the Council Chambers, fourth floor, County-City Building, South Bend, Indiana.

Members in attendance were:

Mr. Robert L. Kruszynski  
Mr. Corey Noland  
Ms. Diana Hess  
Mr. Rafael Morton  
Mr. Mark P. Telloyan  
Mr. Mark A. Catanzarite  
Mr. Joseph F. Canarecci  
Mr. Mark Root

Present from the Auditor's office was Michael J. Hamann, Auditor and John Murphy, Chief Deputy Auditor. Council staff present was Mr. Michael Trippel, Attorney and Ms. Jennifer Prawat, Executive Secretary. Councilman Richard Pfeil was not present.

**Petitions, Communications & Miscellaneous Matters:**

Ms. Hess made a motion to approve the minutes of the January 8, 2019 meeting and was seconded by Mr. Noland the motion was passed by a voice vote; 8-0.

No report from the County Auditor  
No report from the County Commissioner  
No Report from Council Special Committee

Mr. Morton: At this time, I would like to announce that Bill No. 66-18 and 73-18 have been tabled indefinitely at the request of the petitioner.

**First Reading(s):**

**BILL NO. 18-19:** AN ORDINANCE AMENDING AND SUPPLEMENTING TITLE XV, LAND USAGE, CHAPTER 154, PLANNING AND ZONING, OF THE ST. JOSEPH COUNTY CODE, AS AMENDED, SECTION 154.007 TO AMEND TRAILERS, MOBILE HOMES AND TENTS  
PETITIONER: AREA PLAN COMMISSION  
Assigned to the Land Use Planning Committee

**BILL NO. 19-19:** AN ORDINANCE AMENDING AND SUPPLEMENTING TITLE XV, LAND USAGE, CHAPTER 154, PLANNING AND ZONING, OF THE ST. JOSEPH COUNTY CODE, AS AMENDED, SECTION 154.070 TO AMEND DEVELOPMENT STANDARDS OF ACCESSORY STRUCTURES IN RESIDENTIAL DISTRICT  
PETITIONER: AREA PLAN COMMISSION  
Assigned to the Land Use Planning Committee

**Resolution(s):**

**BILL NO. 17-19: A RESOLUTION ESTABLISHING CUMULATIVE CAPITAL DEVELOPMENT FUND**

Mike Hamann, St. Joseph County Auditor, before you is a request to reestablish the cumulative capital development rate to 3.3 cents per 100 dollars of assessed value. Some years ago, that fund was sitting at about that rate and the state legislature passed a law which required local entities to look at their rates every year and to reestablish them if it was necessary. For years, these rates stayed the same, whether people used them or not, its kind of became like a TIFF district where revenues would just build up so the state legislature put in a law saying if you don't look at these every year, they are going to decline. Our have been going down. The Commissioners undertook to last week to reestablish the major bridge fund rate, so we are asking you do that for cum cap development. I am asking you to take a serious look at it and reestablish it so we can move forward and properly fund all of our departments.

Steve Dalton, Cender and Company, I would point to our original documentation which projected that a average house of two hundred thousand dollars in market value would see an increase of property taxes of no more than thirteen dollars and seventy five cents where this rate increased a three and a third cents per hundred dollars of assessed value so I think that's normally the place we start when we talk about tax impact.

Mr. Kruszynski: You indicated in your attachment how it's going to affect other entities, and these are estimates, am I correct?

Mr. Dalton: Absolutely, I think I bolded the term estimate and disclaimer.

Mr. Kruszynski: Numerous times.

Mr. Dalton: I'd be glad to a little bit to that if you want me to. Between now and April of 2020 all hundred and twenty thousand parcels in this county will be assessed or revised or appealed or corrected so a lot of things can happen, but an estimate is probably an appropriate term.

Mr. Kruszynski: In other words, you can't give us the full effect of the circuit breaker?

Mr. Dalton: I can't tell you, to be honest, the full effect of the circuit breaker this year. I can tell you what I think it's going to be and the DLGF will nail that number down in April, but I can't tell you what its going to be this year.

Mr. Kruszynski: I have a hard time with conservative or estimated numbers when we are talking about raising taxes and I know it's very minimum, but we are talking about raising them. I think you responded the best you could, you didn't really single out the townships that are going to take the biggest hit, I thought you were going to give us that.

Mr. Dalton: I could, off the top of my head, the townships that would have the largest levys which would have the biggest hits would probably be Clay Township and Penn Township.

Mr. Kruszynski: But there is no way of telling us how many households that would affect?

Mr. Dalton: The Assessor and the Auditor could pull from the property tax system, in exact number of households from each taxing district, there was some numbers run a couple weeks ago right after our committee meeting by the Auditor's office showing sixty percent of households were not at the 1% cap yet in the county, we would have to break that down by taxing district to get it down to the specific township.

Mr. Kruszynski: I still would like to see that number.

Mr. Dalton: Understood.

Mr. Kruszynski: Also, I don't see anything in your emails or on here in regard to the Parks Department or the Health Department, what kind of hit they are going to be taking.

Mr. Dalton: If you take a look at the document that has the arrow in the middle of it that I sent our yesterday, to the right, where it says county funds, I list each of the county funds, so I took the total county portion, eighty eight

thousand dollars and broke it down by the way the circuit breakers would be applied to those various funds, it's applied by the percentage of the tax rate.

Mr. Kruszynski: It looks like the schools are going to be taking a hit.

Mr. Dalton: The schools, absolutely, I think that we don't want to beat around the bush when it comes to schools, schools have the hardest challenge ahead of them with circuit breaker. They only get paid by student from sales taxes from the state or from property taxes for their operations fund. They get hit hard by circuit breakers. There is no solution we can provide to them without some legislative support or referendum that's going to fix a multimillion-dollar circuit breaker problem. Yes, we would be adding some circuit breaker to the school.

Mr. Kruszynski: The libraries, you are pretty confident in this number? I know it's an estimate, I get that.

Mr. Dalton: Yes. I provide the same number to the library when they ask for it.

Mr. Canarecci: One of the things you mentioned in the email was this fund can be used in an emergency to fund other needs as determined by public health or safety emergencies, your understanding of the statute would that allow us to potentially help out some of the entities that may be adversely impacted by shift in the levy?

Mr. Dalton: Good question, I think I would probably defer to legal on the definition of emergency, the first thought that came to my mind when I read that specific paragraph was our lead crisis which is a very specific emergency as opposed to just an entity having financial difficulty, like a library, what have you so not sure if the library would qualify for an emergency but the health crisis that is the lead crisis might.

Mr. Morton: Who makes that final determination?

Mr. Dalton: The Commissioners have to issue an order declaring an emergency and then ask you to appropriate dollars from this fund for that emergency.

Mr. Catanzarite: Auditor, can you go over general fund items we are currently funding that could be funded with this, I know you mentioned four hundred thousand dollars in IT, what were the other items?

Mr. Hamann: It's seven hundred thousand dollars out of Building's and Structures that we could, and I am not suggesting shifting the entire cost over there but, to take a substantial portion of that, four hundred twenty five thousand dollars we are spending on IT, five hundred and some thousand dollars on police vehicles and some buildings and structures and that just about eats up the budget, for cum cap development.

Mr. Noland: I've got, from 2017, the same thing, I read through it earlier today, I think everything in here is still relevant: The cum cap development fund continues to decrease each year due to the state imposed formula connected to the funding level that automatically resets the rate every year but the fiscal body does not actively reset the rate but the previous fifteen years this rate has not been reset and the funding has dwindled to a point that can no longer cover expenses. In 2015 and each year since, this situation has been brought before us and we have chosen not to act. I felt at the time, as I do now, that this was a mistake and one I don't wish to repeat again. By resetting this rate to three and a third cents per a hundred dollars per assessed value from the current one point eight five cents, St. Joseph County will realize approximately a million dollars in additional revenue to invest in our community through large capital expenditures such as police cars, Information Technology, improvement, buildings and structures repairs, we hear about the elevators, the voting equipment, possibly lead abatement and these items are crucial to improving the functionality of our county and to encourage outside investment in our community by demonstrating a willingness and a desire to invest in our infrastructure or provide a viable and flourishing community. Of course, there is a cost associated with this and while it certainly should not be minimalized, I feel it is not significant an estimated five dollars increase on a hundred-thousand-dollar property and only if it is not already under the circuit breaker tax cap. It's also important to remember that this action is merely catching up with several missed opportunities. Continuing to kick this can down the road will only lead us to deeper cuts and spending for cum cap development as the revenues continue to diminish. Governing and leadership requires that we make unpopular decisions sometimes and I am certain it's not going to be a popular decision but if we continue to do nothing we will be back here in two years and it's going to be even worse.

Mr. Catanzarite: What is the drop-dead date to pass CCD tax?

Mr. Dalton: The hard deadline is April 30<sup>th</sup>.

Debra Durall, 21677 Auten Road, South Bend, St. Joseph County has reasonable cost of living. I would ask that you consider the town of New Carlisle.

Judith Rubleski, 515 S. Mead St., South Bend, I just like different agencies of our government, everybody put their heads together and slow up spending the money so fast. The New Carlisle is coughing up a lot of money because of development things. I am concerned about the cost of keeping up our roads.

Mr. Kruszynski: Can we designate where some of this money could go in regard to certain projects or does it go into one fund and that's it?

Mr. Hamann: You guys decide. You are the fiscal body.

Mr. Kruszynski: Questions I get asked the most lately, last month, you had seven, eight hundred thousand dollars a year for ERP program, this month, we don't have any money. Where was the seven, eight hundred thousand coming from? That's the question I get asked.

Mr. Hamann: That was going to be leased out of the general fund. What we have tried to do, trim as much fat out of these budgets as we possibly can and we asked these departments to make tremendous sacrifices and they have in trying to get ready for the fiscal cliff, we have been benefitting from a very good economy so we have been seeing our net assessed values go up, we have also been able to see in our income taxes go up, frankly, had we increased the CCD, had you guys voted on this last year, the ERP would have been paid for out of that, that was part of the idea.

Mr. Noland: And by choosing to do nothing, that's the other affect, how's this going to affect me? How does it affect you if we continue to let this go down to zero.

Mr. Kruszynski: I don't think you heard me say not to do nothing.

Mr. Noland: It's what we have been doing for four years.

Mr. Hamann: We have been doing nothing. I am encouraging us to do something at some point in time and we have to make the case to the public, this makes sense.

Motion to pass Bill No. 17-19 was made by Mr. Noland. The motion died due to lack of a second.

A motion to return Bill No. 17-19 to committee was made by Mr. Kruszynski and seconded by Mr. Catanzarite. The motion to return Bill No. 17-19 to committee was passed to-wit; 8-0

#### **Salary Amendment(s):**

**BILL NO. 5-19: AN ORDINANCE AMENDING ORDINANCE 53-18, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2019 PETITIONER: VOTER REGISTRATION (COMBINED WITH BILL NO. 4-19 N)**

Ms. Hess reported that Bill No. 5-19 comes with a favorable recommendation.

Arielle Brandy, Democratic Board Member, Voter Registration, Kimberly Riskovitch, Republican Board Member, Voter Registration, we are requesting to ask for two additional full-time deputy clerks, two part time deputy clerks and an increase in our printing and travel budget. Our office has been cut down tremendously, leaving us with only two board members and four deputies.

Muhammad Shabazz, 722 California Ave., South Bend, I work in the department of Voter Registration and one problem we was bringing people in, even if you bring in temps, we cannot give them access to the computers so they are just really there filing cards and doing stuff like that while we need people to register people to vote. We almost missed that deadline.

Trisha Carrico, Lakeville, Republican Deputy Clerk, 2018 was my first year here between Labor Day and the election, I accumulated a hundred and seventy comp hours. We were here twelve-hour days, seven days a week, it was a lot.

Motion to pass Bill No. 5-19 was made by Ms. Hess and seconded by Mr. Catanzarite. Bill No. 5-19 was passed to-wit; 6-2 Against: Mr. Root and Mr. Telloyan.

**BILL NO. 6-19: AN ORDINANCE AMENDING ORDINANCE 53-18, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2019 PETITIONER: PUBLIC DEFENDER**

Mr. Kruszynski reported that Bill No. 6-19 comes with a favorable recommendation.

Neil Wiseman, Deputy Chief, Public Defender, this is an amendment to our salary amendment, it does not require any additional staff or funds.

Motion to pass Bill No. 6-19 was made by Mr. Noland and seconded by Ms. Hess. Bill No. 6-19 was passed to-wit; 8-0

**BILL NO. 7-19: AN ORDINANCE AMENDING ORDINANCE 53-18, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2019 PETITIONER: PLANNING, PUBLIC WORKS & ECONOMIC GROWTH (COMBINED WITH BILL NO. 4-19 C)**

Mr. Catanzarite reported that Bill No. 7-19 comes with a favorable recommendation.

Jessica Clark, County Engineer, before you tonight is consideration to amend our salary budget for 2019 it also does not affect the actual amount, it is not an increase in staff simply just shifting money from a full time position into the part position where a current employee who's performing those duties, they are part time status, they need to be paid as such.

Motion to pass Bill No. 7-19 was made by Ms. Hess and seconded by Mr. Canarecci. Bill No. 7-19 was passed to-wit; 8-0

Mr. Morton: At the request of the Health Department, we will have a combined public hearing and a separate vote on Bill No.'s 8-19, 9-19, 10-19, 11-19, 12-19, 13-19 and 14-19

**BILL NO. 8-19: AN ORDINANCE AMENDING ORDINANCE 53-18, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2019 PETITIONER: HEALTH (COMBINED WITH BILL NO. 4-19 E)**

Mr. Kruszynski reported that Bill No.'s 8-19, 9-19, 10-19, 11-19, 12-19, 13-19 and 14-19 comes with a favorable recommendation.

Robin Vita, Director of Health Education, all of the subsequent bills are looking at changing wording to be more cohesive with job titles in our overall budget.

Motion to pass Bill No. 8-19 was made by Mr. Catanzarite and seconded by Mr. Canarecci. Bill No. 8-19 was passed  
to-wit; 8-0

**BILL NO. 9-19:** AN ORDINANCE AMENDING ORDINANCE 53-18, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2019 PETITIONER: HEALTH (*COMBINED WITH BILL NO. 4-19 F*)

Motion to pass Bill No. 9-19 was made by Mr. Kruszynski and seconded by Ms. Hess. Bill No. 9-19 was passed  
to-wit; 8-0

**BILL NO. 10-19:** AN ORDINANCE AMENDING ORDINANCE 53-18, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2019 PETITIONER: HEALTH (*COMBINED WITH BILL NO. 4-19 G*)

Motion to pass Bill No. 10-19 was made by Mr. Canarecci and seconded by Ms. Hess. Bill No. 10-19 was passed  
to-wit; 8-0

**BILL NO. 11-19:** AN ORDINANCE AMENDING ORDINANCE 53-18, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2019 PETITIONER: HEALTH (*COMBINED WITH BILL NO. 4-19 H*)

Motion to pass Bill No. 11-19 was made by Mr. Noland and seconded by Mr. Kruszynski. Bill No. 11-19 was passed  
to-wit; 8-0

**BILL NO. 12-19:** AN ORDINANCE AMENDING ORDINANCE 53-18, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2019 PETITIONER: HEALTH (*COMBINED WITH BILL NO. 4-19 I*)

Motion to pass Bill No. 12-19 was made by Mr. Noland and seconded by Mr. Canarecci. Bill No. 12-19 was passed  
to-wit; 8-0

**BILL NO. 13-19:** AN ORDINANCE AMENDING ORDINANCE 53-18, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2019 PETITIONER: HEALTH (*COMBINED WITH BILL NO. 4-19 J*)

Motion to pass Bill No. 13-19 was made by Mr. Kruszynski and seconded by Mr. Noland. Bill No. 13-19 was passed  
to-wit; 8-0

**BILL NO. 14-19:** AN ORDINANCE AMENDING ORDINANCE 53-18, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2019 PETITIONER: HEALTH (*COMBINED WITH BILL NO. 4-19 A3*)

Motion to pass Bill No. 14-19 was made by Mr. Noland and seconded by Mr. Canarecci. Bill No. 14-19 was passed  
to-wit; 8-0

**BILL NO. 15-19: AN ORDINANCE AMENDING ORDINANCE 53-18, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2019 PETITIONER: JUVENILE JUSTICE CENTER (COMBINED WITH BILL NO. 4-19 J)**

Mr. Kruszynski reported that Bill No. 15-19 comes with a favorable recommendation.

Jason Cichowicz, Judge of the St. Joseph Probate Court, for the past couple of years, the St. Joseph Probate courts case loads have been extremely high. This does not require any new funding, it would create a new position, but the other position would be spread out the duties that end up going to our Quest administrator.

Motion to pass Bill No. 15-19 was made by Mr. Noland and seconded by Ms. Hess. Bill No. 15-19 was passed to-wit; 8-0

**BILL NO. 16-19: AN ORDINANCE AMENDING ORDINANCE 53-18, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2019 PETITIONER: SHERIFF (COMBINED WITH BILL NO. 4-19 K)**

Mr. Kruszynski reported that Bill No. 16-19 comes with a favorable recommendation.

Bill Redman, Sheriff, St. Joseph County, I am requesting a new position, an executive major which is a combination of a current position within the 2019 budget of Captain and money being transferred.

Motion to pass Bill No. 16-19 was made by Mr. Noland and seconded by Mr. Catanzarite. Bill No. 16-19 was passed to-wit; 8-0

**Public Hearing/Public Comment:**

**BILL NO. 4-19: AN ORDINANCE APPROPRIATING AND TRANSFERRING MONEYS FOR THE PURPOSE HEREIN SPECIFIED FOR THE SEVERAL DEPARTMENTS HEREIN LISTED OF ST. JOSEPH COUNTY GOVERNMENT**

**TRANSFERS:**

**A. Auditor**

**General Fund**

FROM:	1000-39201-000-0040	Mental Health	\$540,100.00
TO:	1000-38013-000-0040	Principal Mental Hlth Bonds	\$505,000.00
	1000-38012-000-0040	Interest Mental Hlth Bonds	35,100.00
		<b><u>TOTAL:</u></b>	<b><u>\$540,100.00</u></b>

**B. Planning, Public Works & Economic Growth**

**MVH Fund**

FROM:	4923-91901-000-0023	Recon/Resurf – 2019	\$2,000,000.00
TO:	4923-23230-000-0023	Paint	\$85,000.00
	4923-23440-000-0023	Road Signs	75,000.00
	4923-31020-000-0023	Administration	1,840,000.00
		<b><u>TOTAL:</u></b>	<b><u>\$2,000,000.00</u></b>

**C. Planning, Public Works & Economic Growth**

**General Fund**

FROM:	1000-11077-000-0070	Admin. Assist.	\$16,255.00
TO:	1000-11950-000-0070	Part Time	\$16,255.00
		<b><u>TOTAL:</u></b>	<b><u>\$16,255.00</u></b>

D. PSAP

Dispatch Non Reverting Fund  
FROM: 4931-41070-000-0013  
TO: 4931-42010-000-0013

911 Technology \$22,751.00  
Buildings & Structure \$22,751.00  
TOTAL: \$22,751.00

E. Health Dept.

County Health  
FROM: 1159-11410-000-0055  
TO: 1159-11650-000-0055

Communications Supervisor \$37,500.00  
Executive Secretary \$37,500.00  
TOTAL: \$37,500.00

F. Health Dept.

County Health  
FROM: 1159-11164-000-0055  
TO: 1159-11162-000-0055

Environmental/Food Specialist \$47,000.00  
Asst. Dir.-Environmental Health \$47,000.00  
TOTAL: \$47,000.00

G. Health Dept.

County Health  
FROM: 1159-11706-000-0055  
TO: 1159-11163-000-0055

Food Service Supervisor \$51,000.00  
Director of Food Services \$51,000.00  
TOTAL: \$51,000.00

H. Health Dept.

County Health  
FROM: 1159-11164-000-0055  
TO: 1159-11165-000-0055

Environmental/Food Specialist \$47,000.00  
Asst. Dir. Food Services \$47,000.00  
TOTAL: \$47,000.00

I. Health Dept.

County Health  
FROM: 1159-11193-000-0055  
TO: 1159-11192-000-0055

Health Educator \$51,000.00  
Director of Health Education \$51,000.00  
TOTAL: \$51,000.00

J. Juvenile Justice Center

General Fund  
FROM: 1000-13333-000-0025  
TO: 1000-11978-000-0025  
1000-11079-000-0025

Data Processing Administrator \$60,313.00  
Judicial Referee (Part Time) \$50,000.00  
Court Administrator 10,313.00  
TOTAL: \$60,313.00

K. Sheriff

General Fund  
FROM: 1000-11505-000-0005  
1000-11508-000-0005  
TO: 1000-11510-000-0005

Captain \$66,775.00  
Lieutenant 5,587.00  
Executive Officer/Major \$72,362.00  
TOTAL: \$72,362.00



**APPROPRIATE:**

L. Health Dept.

Health Trust Fund

9111-11195-000-0055	Public Health Coordinator	\$3,474.00
9111-14800-000-0055	FICA	266.00
9111-14810-000-0055	PERF	389.00
9111-31070-000-0055	Other Contractual Svc.	52,300.00
	<b><u>TOTAL:</u></b>	<b><u>\$56,429.00</u></b>

M. Ducomb Center

Community Transition Prog.

9115-65030-019-0080	Interfund Transfer	\$32,353.03
	<b><u>TOTAL:</u></b>	<b><u>\$32,353.03</u></b>

N. Voter Registration

General Fund

1000-11101-000-0028	Deputy	\$61,664.00
1000-11950-000-0028	Part Time	27,000.00
1000-33100-000-0028	Printing	650.00
1000-32020-000-0028	Travel	200.00
	<b><u>TOTAL:</u></b>	<b><u>\$89,514.00</u></b>

O. County Clerk/Election Board

New Fund

8139-44600-000-0027	Camera Equipment	\$12,164.00
	<b><u>TOTAL:</u></b>	<b><u>\$12,164.00</u></b>

P. Auditor

2017 Energy Savings Capitol

4602-65030-000-0002	Transfer Out	\$201,512.87
	<b><u>TOTAL:</u></b>	<b><u>\$201,512.87</u></b>

Q. Hotel Motel Tax Board

Tourism Capitol Development Fund

7304-35102-000-0099	Tourism Capitol Dev. Fund	\$100,000.00
	<b><u>TOTAL:</u></b>	<b><u>\$100,000.00</u></b>

R. Department of Public Works

General Drain Improvements

1158-97043-000-0022	Beachwood	\$163.74
1158-97058-000-0022	Chapman's Addit.	157.00
1158-97008-000-0022	Crofoot	607.22
1158-97064-000-0022	Crown Ridge	162.50
1158-97006-000-0022	East Bunch	8,351.41
1158-97011-000-0022	Gast	1,615.14
1158-97153-000-0022	Heather Lake	901.00
1158-97020-000-0022	Mud River	6,459.45
1158-97050-000-0022	Nature's Gate	752.00
1158-97121-000-0022	Northwood Hills	912.00
1158-97133-000-0022	Patrician Park	489.98
1158-97025-000-0022	Pine Creek	35,965.94
1158-97096-000-0022	Pleasant Valley	1,628.72
1158-97027-000-0022	Row	1,792.46
1158-97029-000-0022	Rupe	1,371.42
1158-97109-000-0022	Sandy Hill	310.31
1158-97017-000-0022	Sherwood Forest	321.75
1158-97015-000-0022	Shidler Forest	3,169.93
1158-97055-000-0022	Verkler	1,226.65
1158-97033-000-0022	Walters	870.37
	<b><u>TOTAL:</u></b>	<b><u>\$67,228.99</u></b>

S. Planning, Public Works & Economic Growth

MVH Fund

1173-23400-000-0062	Stone, Gravel & Aggregates	\$165,000.00
1173-23420-000-0062	Bituminous	800,000.00
1173-31020-000-0062	Administration	985,000.00
1173-36014-000-0062	Road Repairs	50,000.00
1173-39150-000-0062	Other Expenses	300,000.00
1173-91901-000-0062	Recon/Resurf 2019	2,000,000.00
	<b><u>TOTAL:</u></b>	<b><u>\$4,300,000.00</u></b>

T. Planning, Public Works & Economic Growth(Appropriation/Reduction)

MVH Restricted

1176-23230-000-0062	Paint	\$85,000.00
1176-23400-000-0062	Stone, Gravel & Aggregates	165,000.00
1176-23420-000-0062	Bituminous	800,000.00
1176-23440-000-0062	Road Signs	75,000.00
1176-36014-000-0062	Road Repairs	50,000.00
	<b><u>TOTAL:</u></b>	<b><u>\$1,175,000.00</u></b>

U. Planning, Public Works & Economic Growth

Local Hwy. User Tax Projects

4923-91901-000-0023	Recon/Resurf 2019	\$600,000.00
	<b><u>TOTAL:</u></b>	<b><u>\$600,000.00</u></b>

V. Planning, Public Works & Economic Growth

County Tourism Development

7402-31070-000-0070	Other Contractual Svc.	\$40,000.00
7402-39150-000-0070	Other Expenses	20,000.00
	<b><u>TOTAL:</u></b>	<b><u>\$60,000.00</u></b>

W. Superior Court

9117-39404-000-0020	Court Interpreter Svc.	\$12,000.00
	<b><u>TOTAL:</u></b>	<b><u>\$12,000.00</u></b>

X. Ducomb Center

New Fund

9114-65030-019-0080	Interfund Transfer	\$49,281.18
	<b><u>TOTAL:</u></b>	<b><u>\$49,281.18</u></b>

Y. Ducomb Center

New Fund

9131-65030-019-0080	Inter Fund Transfer	\$410.54
	<b><u>TOTAL:</u></b>	<b><u>\$410.54</u></b>

Z. Health Dept.

Local Health Svc. Grant

9101-14800-000-0055	FICA	\$4,836.00
9101-14810-000-0055	PERF	8,064.00
9101-14840-000-0055	Group Insurance	16,691.00
9101-21030-000-0055	Office Supplies	2,500.00
9101-31070-000-0055	Other Contractual Svc.	600.00
9101-32020-000-0055	Travel	5,275.00
9101-32203-000-0055	Cell Phones	1,000.00
9101-33368-000-0055	Public info & Educ.	7,300.00
	<b><u>TOTAL:</u></b>	<b><u>\$46,266.00</u></b>

A1. Health Dept.  
 Health Trust Fund  
 9111-11195-000-0055 Public Health Coordinator \$38,026.00  
 9111-14800-000-0055 FICA 2,909.00  
 9111-14810-000-0055 PERF 4,259.00  
 9111-14840-000-0055 Group Insurance 16,691.00  
 9111-22328-000-0055 Equipment Repairs 2,500.00  
 9111-31070-000-0055 Other Contractual Svc. 10,921.31  
 9111-32020-000-0055 Travel 6,975.00  
 9111-36500-000-0055 Service Contract 3,850.00  
 9111-34030-000-0055 Liability Insurance Coverage 9,500.00  
TOTAL: \$95,631.31

A2. Sheriff  
 County Misdemeanor Fund  
 1175-31150-000-0006 Medical \$150,000.00  
TOTAL: \$150,000.00

A3. Health Dept.  
 Local Health Services Grant  
 9101-11193-000-0055 Health Educator(s) \$72,000.00  
 9101-14800-000-0055 FICA 672.00  
TOTAL: \$72,672.00

A4. Appropriation/Budget Reduction:  
 Health Dept.  
 County Wide Lead Initiative  
 4940-31059-000-0055 Lead Program \$26,516.00  
TOTAL: \$26,516.00

A5. Appropriation/Budget Reduction:  
 Health Dept.  
 County Wide Lead Initiative  
 4940-31059-000-0055 Lead Program \$167,459.20  
OTAL: \$167,459.20

Motion to pass Bill No. 4-19 was made by Ms. Hess and seconded by Mr. Noland. Bill No. 4-19 was passed to-wit; 8-0 Against Item N: Mr. Root and Mr. Telloyan

**Land Use Planning:**

**BILL NO. 71-18:** AN ORDINANCE AMENDING AND SUPPLEMENTING TITLE XV, LAND USAGE, CHAPTER 154, PLANNING AND ZONING, OF THE ST. JOSEPH COUNTY CODE, AS AMENDED, FOR PROPERTY LOCATED AT 54422 PINE ROAD FROM M: MANUFACTURING DISTRICT TO R: SINGLE FAMILY DISTRICT  
 PETITIONER: ELSIE LOWERY

Mr. Noland reported that Bill No. 71-19 comes with an unfavorable recommendation.

Angela Smith, Area Plan Commission, the petitioner is seeking to rezone a portion of property located here along Pine Road from M Manufacturing to R Single Family District. To the north, east and south are all properties zone M Manufacturing District. This comes to you from the Area Plan Commission with an unfavorable recommendation. Rezoning this site to R Single Family District will take away from the amount of useable land and pose tougher regulations on the surrounding property owners changing the way they can use their land.

Nina Lower, 54422 Pine Road, we own fifteen and a half acres. The reason we want to parcel off one point eight seven acres of that property is because my children want to build on that. For fifty-three years, our family has owned the property and we would like to build a home there.

Sally Burch, 54497 Pine Road, I own forty-five acres directly across from this property. I am advocate of building things over there, we need that to bring things into our area, jobs. There is no reason why this young family can't build this house knowing that manufacturers could come on the south side of them. If they know and they are willing to take that risk of a manufacturer coming in and building, they have to deal with it.

Jim McKinnis, 51563 Day Court, South Bend, I am the family they are trying to put there. There are two out of twenty-nine properties, there are sixty acres south of the property that has currently been currently marketed for over twenty years and that has not sold with the intent of using it as light manufacturing.

Judith Rubleski, 515 S. Meade, I heard this family speak at the other meeting and their logic makes sense to me.

Santos Fernandez, 55141 Orange Road, South Bend, I am for them building, I will say ditto.

Vicki Shephard, 54366 Pine Road, we have been there twenty-nine years. I have no opposition to them building there, they are wonderful people and I think they deserve it.

Joe Lowery, 54422 Pine Road, to say that this one point seven acres is such a detriment to this growth of this county and to this city is not reality.

Bill Schalliol, Executive Director of Economic Development with the Department of Infrastructure, Planning and Growth, as we look to develop this area for industrial development the next logical place for development is the south west quadrant of the airport. The Economic Development office of the county as well as The Chamber and the City of South Bend are working on the South Bend logistics park which is a three-hundred-acre park immediately south west of the airport.

Matt Deputy, 100 E. Wayne St., I am with Ledoux, Kern and Keene Law Firm, we represent the owners of the property to the south. We are right now starting to see some development interest in our property. Hopefully you will go with Area Plan Commission's recommendation.

Motion to pass Bill No. 71-18 was made by Mr. Kruszynski and seconded by Mr. Root. Bill No. 71-18 was passed to-wit; 7-1 Against: Mr. Catanzarite

**BILL NO. 80-18: AN ORDINANCE AMENDING AND SUPPLEMENTING TITLE XV, LAND USAGE, CHAPTER 154, PLANNING AND ZONING, OF THE ST. JOSEPH COUNTY CODE, AS AMENDED, FOR PROPERTY LOCATED AT APPROXIMATELY 142.9 ACRES INCLUDING AND AROUND 24360 STATE ROAD 23 FROM R: SINGLE FAMILY DISTRICT TO M: MANUFACTURING DISTRICT  
PETITIONER(S): WK LAND ACQUISITION**

Mr. Noland reported that Bill No. 80-18 comes with a favorable recommendation.

Angela Smith, Department of Infrastructure, Planning and Growth, this is a long-standing property along State Road 23 that most of you will know as Walsh and Kelly development. The majority of this property has been operating manufacturing uses for quite some time. Right now, as they build more buildings on that little portion zoned M Manufacturing they have to come back through the final site plan approval and review in our office every time they do something, they have to go back through the process with us. This comes to you with a favorable recommendation.

Brian McMarrow, Abonmarch Consultants, 750 Lincolnway East, South Bend, here on behalf of WK Land Acquisition and Smith Ready Mix. I think the explanation for rezoning was set forth very well by Angela.

Bill Schalliol, Executive Director of Economic Development with the Department of Infrastructure, Planning and Growth, here today to speak in favor. We found Smith Ready Mix to be a good tenant in the Indiana Enterprise Center and we look to see them grow in St. Joseph County with a second location.

Motion to pass Bill No. 80-18 was made by Mr. Noland and seconded by Mr. Catanzarite. Bill No. 80-18 was passed  
to-wit; 8-0

**BILL NO. 1-19: AN ORDINANCE AMENDING AND SUPPLEMENTING TITLE XV, LAND USAGE, CHAPTER 154, PLANNING AND ZONING, OF THE THE ST. JOSEPH COUNTY CODE, AS AMENDED, FOR PROPERTY LOCATED AT 24961 STATE ROAD 23 FROM R: SINGLE FAMILY DISTRICT AND C: COMMERCIAL DISTRICT TO L: LIGHT INDUSTRIAL DISTRICT AND R: SINGLE FAMILY DISTRICT  
PETITIONER: CALEB FRANKLIN**

Mr. Noland reported that Bill No. 1-19 comes with a favorable recommendation.

Angela Smith, Department of Infrastructure, Planning and Growth, this is another instance where we are rezoning and cleaning up our zoning map at the same time. There is a small strip of this property that is zoned C Commercial, it dates back to the 1970's I believe where they once had a kennel at the far north end of this so the property was zoned C Commercial, so it was access for the property. It is part of this lot and part of this zoning it would clean up the zoning so that the southern portion would be light industrial to match this and then the norther portion would be rezoned to the R Single Family District so it's a little bit complicated but that is what the petitioner is seeking to do. The proposed use of the light industrial area would be essentially for a contractor yard, the petitioner has a landscaping firm and you are going to have outdoor storage of equipment or any material that requires that LI Light Industrial Zoning District. This comes to you from the Plan Commission with a favorable recommendation.

Bernard Feeney, Registered land surveyor, 717 S. Michigan, South Bend, I am here this evening on behalf of Mr. and Mrs. Caleb Franklin, they are the property owners in this instance, they purchased this property in October 2018 from an operating engineer's union located in Cook County Illinois. They will store their vehicles on this property and in the building and they will repair their own vehicles in the building.

Motion to pass Bill No. 1-19 was made by Mr. Kruszynski and seconded by Mr. Noland. Bill No. 1-19 was passed to-wit; 8-0

**BILL NO. 2-19: AN ORDINANCE APPROVING THE PETITION FOR SPECIAL USE FILED BY STEVE A. AND JEAN A. COOREMAN FOR PROPERTY LOCATED AT 24545 BRICK ROAD  
PETITIONER: STEVE A. AND JEAN A. COOREMAN**

Mr. Noland reported that Bill No. 2-19 comes with a favorable recommendation.

Angela Smith, Department of Infrastructure, Planning and Growth, the petitioner is seeking a special use for what we call a tattoo establishment, they will describe to you as microblading. Because the state currently regulates them as a tattoo establishment, that's the way they would fall in our ordinance which is a special use within this district. This comes to you with a favorable recommendation subject to the following recommendations: the special use for the property will be use to perform microblading, which is the process of manually implanting hair strokes from the skin with cosmetic grade pigment only, the special use will not be used to perform any other forms of tattoo or tattooing on the property, no body piercing will be performed at the property, the owners and occupants agree that no advertising will be permitted in any broadcast, print or electronic media or publication and any website that tattoos or tattooing is or are performed at the property, there will no expansion or enlargement of the building for this special use and the special use will terminate if the property ceases to be used to perform microblading for a period of six months or longer.

Jessica Pullin 33680 Woodmont Ridge Dr., I am seeking approval for the special use.

Motion to pass Bill No. 2-19 was made by Mr. Kruszynski and seconded by Mr. Canarecci. Bill No. 2-19 was passed to-wit; 8-0

**BILL NO. 3-19: AN ORDINANCE APPROVING THE PETITION FOR SPECIAL USE FILED BY MICHAEL J. JR. AND EDIE M. SHEWCHUK FOR PROPERTY LOCATED AT 54533 TERRACE LANE, SUITE C PETITIONER: MICHAEL J. JR. AND EDIE M. SHEWCHUK**

Mr. Noland reported that Bill No. 3-19 comes with a favorable recommendation.

Angela Smith, Department of Infrastructure, Planning and Growth, this is essentially the same thing as the previous petition. They would like to do microblading at the existing salon location, because under state statute, this is considered a tattoo establishment under our ordinance that requires a special use approval by the council. This comes to you with a favorable recommendation from the Area Board of Zoning appeals.

Eddie Shewchuk, we are asking for special permission that we can add to our services microblading, this is provide for our cancer patients and older ladies.

Motion to pass Bill No. 3-19 was made by Mr. Noland and seconded by Ms. Hess. Bill No. 3-19 was passed to-wit; 8-0

**Miscellaneous:**

**Unfinished Business:**

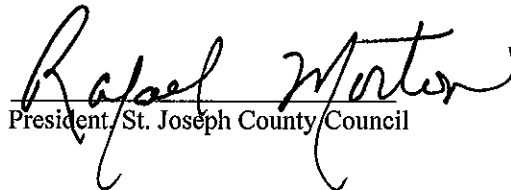
**New Business:** Outstanding Purchase Orders: John Murphy

John Murphy, Chief Deputy Auditor, we emailed you a list of purchase orders, outstanding purchase orders as of 12-31-18, in talking with Steve Dalton he suggested and other units do this, they bring these to their county councils to have them accept this report, you don't need act on it other than to accept this report. What outstanding purchase orders do, they are for projects or invoices that are in process of being paid so they bring forward the budget along with the payment, so the budget and the payment both fall into the next calendar year, so that's all that we are doing, the total amount of the outstanding purchase are two million nine twenty-four four ninety. The purchasing department reviews purchase orders very carefully, also our office does as well. We look for any purchase order that may be stale or outstanding for a long period of time, we try to wipe those off the books before the end of the year. So with your permission, we ask that you accept them and file this report.

Mr. Noland made a motion to accept the report, it was seconded by Mr. Telloyan. The motion passed by a voice vote to wit; 8-0.

**Adjournment:** Mr. Morton stated that the meeting was adjourned 8:10 p.m.

  
Auditor, St. Joseph County

  
President, St. Joseph County Council