

MINUTES OF THE
REGULAR MEETING
OF THE
ST. JOSEPH COUNTY COUNCIL
MARCH 10, 2020

The regular meeting of the St. Joseph County Council was called to order at 6:01 p.m., on March 10, 2020 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
Mr. Richard Pfeil
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.
Council staff present was Mr. Michael Trippel, Attorney and Ms. Jennifer Prawat, Executive Secretary.
John Murphy, Chief Deputy Auditor was not in attendance.

Petitions, Communications & Miscellaneous Matters:

Mr. Root made a nomination to appoint Patti Kindler to the Property Tax Assessment Board of Appeals and make the following reappointments: Dennis Heckaman to the Lakeville Economic Development Commission
Gene Reese to the Walkerton Economic Development Commission and Sara Williams to the North Liberty Economic Development Board was seconded by Mr. Noland. The motion passed 9-0 by a voice vote.

Ms. Hess made a motion to approve the minutes of the February 11, 2020 meeting and was seconded by Mr. Catanzarite, the motion was passed by a voice vote; 9-0.

Mr. Catanzarite: I would like to recognize there are a couple of Boys Scouts here tonight, they are working on their Citizenship in the Community merit badge from Troop 525, we recognize them for being here tonight and appreciate what they are doing.

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

First Readings:

BILL NO. 22-20: AN ORDINANCE TO VACATE A PUBLIC WAY OR PUBLIC PLACE LOCATED WHOLLY WITHIN THE UNINCORPORATED PORTION OF ST. JOSEPH COUNTY, PUBLIC WAY OR PUBLIC PLACE LOCATED AT A PORTION OF MARQUETTE BOULEVARD
PETITIONER: ST. JOSEPH COUNTY AIRPORT AUTHORITY
Assigned to the Land Use Planning Committee

BILL NO. 23-20: AN ORDINANCE OF THE ST. JOSEPH COUNTY COUNCIL AMENDING TITLE VII: TRAFFIC CODE, BY AMENDING CHAPTER 73: TRUCK REGULATIONS ESTABLISHING SECTION 73.4 OVERSIZED/OVERWEIGHT REGULATIONS
PETITIONER: INFRASTRUCTURE, PLANNING AND GROWTH
Assigned to the Land Use Planning Committee

BILL NO. 24-20: 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 26725 NEW ROAD FROM A: AGRICULTURAL DISTRICT TO PUD: PLANNED UNIT DEVELOPMENT DISTRICT PETITIONERS: STEVE AND MELISSA WEISSER
Assigned to the Land Use Planning Committee

BILL NO. 25-20: 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 12661 & 12641 MCKINLEY HIGHWAY FROM R: SINGLE FAMILY RESIDENTIAL AND I: INDUSTRIAL DISTRICT TO C: COMMERCIAL DISTRICT
PETITIONERS: PENN CIVIL TOWNSHIP AND PENN HARRIS MADISON SCHOOL CORPORATION
Assigned to the Land Use Planning Committee

BILL NO. 27-20: 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 56000 WILLOW ROAD, 31751 FILLMORE ROAD, VACANT LAND EARLY ROAD, 31540 FILLMORE ROAD, VACANT LAND FILLMORE ROAD, 31443 FILLMORE ROAD, AND 31333 FILLMORE ROAD FROM A: AGRICULTURAL DISTRICT AND R: SINGLE FAMILY RESIDENTIAL TO I: INDUSTRIAL DISTRICT
PETITIONERS: KENNETH E. SEBASTY, SR. & ELAINE A. SEBASTY AND KENNETH E. SEBASTY, JR.
Assigned to the Land Use Planning Committee

BILL NO. 12-20: 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 13463 AND 13479 STATE ROAD 23 FROM R: SINGLE FAMILY DISTRICT TO O: OFFICE DISTRICT
PETITIONERS: PATRICK MCGANN AND HENRY HONG LE
Assigned to the Land Use Planning Committee

Resolution(s):

BILL NO. 26-20: A JOINT RESOLUTION OF THE ST. JOSEPH COUNTY COUNCIL AND BOARD OF COMMISSIONERS HONORING AND CONGRATULATING THE MISHAWAKA HIGH SCHOOL WRESTLERS FOR WINNING A STATE CHAMPIONSHIP AND STATE RUNNER-UP AT THE 2020 INDIANA STATE CHAMPIONSHIPS

Dr. Deb Fleming: Before you tonight is honoring Joseph Walker and Jacob LaPlace, both Seniors at Mishawaka High School. Joseph won the state wrestling championship in his weight class and Jacob placed second in his weight class. I am very proud of Mishawaka athletes. This resolution also honors the coaching staff and the athletic department at Mishawaka High School that worked to develop these students into the athletes they are today. At our Board of Commissioners meeting this morning, we passed this resolution and I urge you in honoring the Mishawaka Wrestling Victory.

A JOINT RESOLUTION OF THE ST. JOSEPH COUNTY COUNCIL AND BOARD OF COMMISSIONERS HONORING AND CONGRATULATING THE MISHAWAKA HIGH SCHOOL WRESTLERS FOR WINNING A STATE CHAMPIONSHIP AND STATE RUNNER-UP AT THE 2020 INDIANA STATE CHAMPIONSHIPS

WHEREAS, St. Joseph County, Indiana, has been home to many notable coaches, athletes and teams, when Mishawaka Seniors Joseph Walker won the 182 lb. State Championship and Jacob LaPlace was State Runner up at 190 lbs. at the IHSAA State Wrestling Championships on February 22, 2020 at Bankers Life Fieldhouse they added to Mishawaka's rich history by becoming the 18th champion and 17th runner-up; and

WHEREAS, under the guidance of Head Coach - Steve Sandefer; Assistant Coaches -Fabian Chavez, Adam Sandefur, Yancy Gradeless, and Brandon Dillenbeck; Administrators – Superintendent Wayne Barker, Principal John Ross, Director of Athletics Dean Huppert, Assistant Athletic Directors Sherry Keyser and Julie Fisette, and Support Staff – Matt Harmon, Anna Roberts, Michael Szerszen and Jonathon Chase; the Mishawaka Wrestling program has shown not only the Northern Indiana Conference and St. Joseph County, but all of Indiana, how to become champions both on the mat and in the classroom; and

WHEREAS, the following student athletes – Joe Walker and Jacob LaPlace were the two athletes from the 5 state Cavemen qualifiers to make it all the way to the finals under the lights on one of high school's biggest stages in front of over 10,000 fans Friday night and 10,000 more fans Saturday night for the championships.

NOW, THEREFORE, BE IT RESOLVED BY THE ST. JOSEPH COUNTY COUNCIL AND BOARD OF COMMISSIONERS, THAT:

Section 1. On behalf of the citizens of St. Joseph County, the St. Joseph County Council wishes to extend its sincere appreciation and gratitude to the team, coaches and parents of Mishawaka High School for winning an IHSAA State title and IHSAA State Runner-up; and for exemplifying excellence in sportsmanship throughout their representation of our County.

Section 2. The St. Joseph County Council extends its best wishes and good fortune to each member of the Mishawaka Community for being outstanding citizens of our County and for showing the rest of Indiana how to conduct themselves with respect, dignity and class, both on and off the mat.

Passed and adopted this 10th day of March, 2020.

A motion to pass Bill No. 26-20 was made by Mr. Catanzarite and seconded by Mr. Noland. Bill No. 26-20 was passed
to-wit; 9-0

Salary Amendment(s):

BILL NO. 21-20: AN ORDINANCE AMENDING ORDINANCE 80-19, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2020 PETITIONER: COMMISSIONERS (*Combined with Bill No. 15-20 Item A*)

Ms. Hess reported that Bill No. 21-20 comes with a favorable recommendation.

Andy Kostielney, St. Joseph County Board of Commissioners, this is a salary change that should have happened last year when we raised the floor for all county employees, that did not take place through an omission.

Mr. Canarecci: Can you just remind us what employees were affected by that specifically?

Mr. Kostielney: We raised the minimum pay for every full-time county employee and this employee just happened to be missed.

Motion to pass Bill No. 21-20 was made by Mr. Canarecci and seconded by Mr. Root. Bill No. 21-20 was passed
to-wit; 9-0

BILL NO. 14-20: AN ORDINANCE AMENDING ORDINANCE 80-19, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2020 PETITIONER: HEALTH (*Combined with Bill No. 15-20 Item I*)

Mr. Kruszynski reported that Bill No. 14-20 comes with a favorable recommendation.

Robin Vita, Director of Health Outreach, Promotion and Education St. Joseph County Department of Health, this looks a carry forward funds that we have through our local health maintenance fund, looks to establish salary for anew position, a community health worker as well as supplies, promotional items that we may need.

Motion to pass Bill No. 14-20 was made by Ms. Hess and seconded by Mr. Noland. Bill No. 14-20 was passed to-wit; 9-0

BILL NO. 16-20: AN ORDINANCE AMENDING ORDINANCE 80-19, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2020 PETITIONER: HEALTH *(Combined with Bill No. 15-20 Item J)*

Mr. Kruszynski reported that Bill No. 16-20 comes with a favorable recommendation.

Robin Vita, Director of Health Outreach, Promotion and Education St. Joseph County Department of Health, this is our yearly local health maintenance fund, grant monies that are provided to us that establish and pay for our community health worker as well as our health educator.

Motion to pass Bill No. 16-20 was made by Ms. Hess and seconded by Mr. Noland. Bill No. 16-20 was passed to-wit; 9-0

BILL NO. 17-20: AN ORDINANCE AMENDING ORDINANCE 80-19, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2020 PETITIONER: HEALTH *(Combined with Bill No. 15-20 Item K)*

Mr. Kruszynski reported that Bill No. 17-20 comes with a favorable recommendation.

Amy Rupee, Finance Manager with the St. Joseph County Department of Health, we are asking for appropriations in a salary ordinance for our local health department trust account that we receive for the State Department of Health annually.

Motion to pass Bill No. 17-20 was made by Ms. Hess and seconded by Mr. Canarecci. Bill No. 17-20 was passed to-wit; 9-0

BILL NO. 18-20: AN ORDINANCE AMENDING ORDINANCE 80-19, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2020 PETITIONER: HEALTH *(Combined with Bill No. 15-20 Item L)*

Mr. Kruszynski reported that Bill No. 18-20 comes with a favorable recommendation.

Robin Vita, Director of Health Outreach, Promotion and Education St. Joseph County Department of Health, these are funds from the Indiana State Department of Health that fund our fetal infant mortality review program coordinator. I am looking at establishing salary increase that goes in line with county salary increases as well as establishing a line for program assistance.

Motion to pass Bill No. 18-20 was made by Mr. Kruszynski and seconded by Mr. Noland. Bill No. 18-20 was passed to-wit; 9-0

BILL NO. 19-20: AN ORDINANCE AMENDING ORDINANCE 80-19, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2020 PETITIONER: HEALTH *(Combined with Bill No. 15-20 Item M)*

Mr. Kruszynski reported that Bill No. 19-20 comes with a favorable recommendation.

Robin Vita, Director of Health Outreach, Promotion and Education St. Joseph County Department of Health, this is a continuation of our fetal infant fatality review program, this is a match for those state grant dollars coming from both hospital organizations in our community.

Motion to pass Bill No. 19-20 was made by Mr. Catanzarite and seconded by Mr. Canarecci. Bill No. 19-20 was passed to-wit; 9-0

BILL NO. 20-20: AN ORDINANCE AMENDING ORDINANCE 80-19, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2020 PETITIONER: HEALTH

Mr. Kruszynski reported that Bill No. 20-20 comes with a favorable recommendation.

Amy Rupee, Finance Manager with the St. Joseph County Department of Health, when a staff member moved from a non-exempt position to an exempt position, they had comp time on the books that they should have been paid out in that did not happen so we are requesting approval to pay them out for the comp time that they had on the books at that time.

Motion to pass Bill No. 20-20 was made by Mr. Hess and seconded by Mr. Catanzarite. Bill No. 20-20 was passed to-wit; 9-0

Public Hearing/Public Comment:

BILL NO. 15-20: AN ORDINANCE APPROPRIATING AND TRANSFERRING MONEYS FOR THE PURPOSE HEREIN SPECIFIED FOR THE SEVERAL DEPARTMENTS HEREIN LISTED OF ST. JOSEPH COUNTY GOVERNMENT

TRANSFERS:

A. Commissioner

General Fund

FROM: 1000-11950-000-0034	Part Time	\$2,512.00
TO: 1000-11719-000-0034	Secretary	\$1,262.00
1000-11719-000-0034	Secretary	1,250.00
	TOTAL:	\$2,512.00

B. Health

F.I.R.M Program

FROM: 8129-44010-000-0055	Equipment	\$1,945.00
TO: 8129-21030-000-0055	Other Supplies	\$1,945.00
	TOTAL:	\$1,945.00

C. Ducomb Center

Comm. Based Correction-Ducomb

FROM: 9125-21032-020-0080	Copier Costs	\$1000.00
9125-22249-020-0080	Publications	500.00
9125-24100-020-0080	Food	135,000.00
9125-24101-020-0080	Vending	9,000.00
9125-24120-020-0080	Medical	500.00
9125-32706-020-0080	Bus Passes	300.00
9125-32707-020-0080	Incentives	500.00
TO: 9125-36500-020-0080	Service Contract	\$1,000.00
9125-33100-020-0080	Printing	500.00
9125-33025-020-0080	Other Expenditures	135,000.00
9125-33025-020-0080	Other Expenditures	9,000.00
9125-31215-020-0080	Drug Test Fees	500.00

9125-24010-020-0080	Other Supplies	300.00
9125-24010-020-0080	Other Supplies	500.00
	TOTAL:	\$146,800.00

APPROPRIATE:

D. Adult Probation

Justice Addictions Resp.

9156-36015-000-0024	Contractual Services	\$60,000.00
	TOTAL:	\$60,000.00

E. Circuit Court

Court Security Grant

9157-36011-000-0019	Courthouse Security Grant	\$31,000.00
	TOTAL:	\$31,000.00

F. Prosecutor

General Fund

1000-31070-000-0048	Other Contractual Svc.	\$94,000.00
	TOTAL:	\$94,000.00

G. Health

Indiana Cares Echo Grant

8145-36015-000-0055	Other Contractual Svc.	\$60,432.00
	TOTAL:	\$60,432.00

H. Health

Cooking Health Program

9134-33368-000-0055	Public Info & Education	\$500.00
	TOTAL:	\$500.00

I. Health

Health Local

9101-11167-000-0055	Community Health Worker	\$4,243.00
9101-14800-000-0055	FICA	5,885.00
9101-14810-000-0055	PERF	8,615.00
9101-14840-000-0055	Group Health Ins.	33,860.00
9101-21030-000-0055	Office Supplies	2,500.00
9101-32020-000-0055	Travel/Mileage	5,275.00
9101-32203-000-0055	Cell Phones	1,080.00
9101-33368-000-0055	Public Info & Edu.	7,300.00
	TOTAL:	\$68,758.00

J. Health

Health Local Hlth. Services Grt.

9101-11167-000-0055	Community Health Worker	\$30,757.00
9101-11193-000-0055	Health Educator	41,915.00
	TOTAL:	\$72,672.00

K. Health

Health Trust Fund

9111-11195-000-0055	Public Health Coordinator	\$41,915.00
9111-14800-000-0055	FICA	3,207.00
9111-14810-000-0055	PERF	4,695.00
9111-14840-000-0055	Group Health Insurance	16,930.00
9111-22328-000-0055	Equipment Repairs	5,000.00
9111-31070-000-0055	Other Contractual Svc.	1,600.00
9111-32020-000-0055	Travel/Mileage	4,100.00
9111-34030-000-0055	Liability Insurance Coverage	14,334.31
9111-36500-000-0055	Service Contract	3,850.00
	TOTAL:	\$95,631.31

L. Health

F.I.R.M. Program

8129-11446-000-0055	Program Manager	\$37,300.00
8129-11990-000-0055	Program Assistant	
	TOTAL:	\$37,300.00

M. Health

F.I.F.M. Program

8129-11446-000-0055	Program Manager	\$200.00
8129-11990-000-0055	Program Assistant	6,300.00
8129-14800-000-0055	FICA	3,500.00
8129-21030-000-0055	Office Supplies	2,250.00
8129-32020-000-0055	Travel/Mileage	2,200.00
8129-32203-000-0055	Cell Phones	550.00
8129-36015-000-0055	Contractual Services	1,000.00
	TOTAL:	\$16,000.00

A motion to pass Bill No. 15-20 was made by Mr. Noland and seconded by Mr. Kruszynski. Bill No. 15-20 was passed to-wit; 9-0

Land Use:

Miscellaneous:

Unfinished Business:

New Business: Outstanding Purchase Orders: John Murphy
Bill Schalliol and Lou Pierce

Mike Hamann, Auditor, I believe my Deputy Auditor briefed you at the committee meeting about the procedure that we need to report to the County Council, this is the second year we have done that, letting you know that there are some outstanding purchase orders from last year. One of the things we do, a lot of it is from Jessica Clark's construction projects and whatnot, that is an understandable thing but we work really hard in the office to birdog some of these departments to make sure they don't keep some of these purchase orders open for more than several months. According to Steve Dalton, our Financial Consultant, we need to report that to you.

Mr. Morton: Next on our agenda, they are going to have a presentation, an update, if you will from Mr. Bill Schalliol on the Indiana Enterprise Center and a presentation by Mr. Lou Pierce. Just for sake of clarity, basically, by being on tonight's agenda, when I call for privilege of the floor, there will be no comment on this presentation but, there will be a special meeting on April 14th which will take place right after our regular public hearing to address anything wants to talk about in reference to this presentation. When I call for privilege of the floor this evening, the Indiana Enterprise Center will not be eligible for any comment but there again, we will hold a special meeting on April 14th so any concerns you have after hearing these presentations this evening, we will have a discussion on that on April 14th.

Mr. Noland: Were we supposed to make a motion to accept that report?

Mr. Hamann: No action. Mr. Dalton swooped in to let me know there is no action required.

From the audience: I'm sorry, I don't understand during privilege of the floor what can we do and not do?

Mr. Morton: Basically what I am saying is, privilege of the floor is based upon, you have the ability to comment on anything that's not on tonight's agenda and because the IEC presentation IS on tonight's agenda, you will not be able to comment during privilege of the floor but because of that, we are going to have a special meeting on April 14th so anything you hear this evening, please write it down, you will be heard on the 14th.

From the audience: I was under the impression this was a public relations presentation which means Mr. Schalliol....(inaudible)

Mr. Morton: For clarity, these presentations are to the council. We've had much discussion on the protocol of this and what we are saying is our rules say that normally privilege of the floor you can comment on anything not on tonight's agenda, since this is on the agenda tonight, you will not be able to comment tonight on their presentations.

From the audience: Right, on the presentation.

Mr. Morton: So that's why we don't you to feel like we don't want to hear you, that's why we are having a special meeting on April 14th.

From the audience: Thank you Mr. Morton, that's very clear.

Mr. Schalliol: Back on February 23rd, 24th, we released the area management plan for the IEC, this is a document we have been working on for quite some time. Area management plan is really a strategic document that covers a variety of issues, it covers infrastructure, utilities, demographics, financial resources, wetlands, all the factors that go into planning for development area. The difference between an area management plan and a master plan is ownership of the property. In this particular case, we own very little and look to own very little in the IEC area and so what we look to do is create a strategic framework to create platforms for development opportunities, if those opportunities are presented themselves. Different from a master plan because we don't own hundreds of acres of a site that we are looking to very specifically plan. Isn't a comprehensive plan document. A lot of conversation about a comprehensive plan document and we look forward to over the course of 2020 working with our Area Plan staff to bring to you some proposals on how we move forward with comprehensive plan updates. The area management plan that was released as five sections, those five sections are all individually chaptered on the website and on the website we also have public comment sections, chapter, you can click each of the different links, some targeted questions to help guide some information but again, additionally, if there is additional comments or additional questions, there's the opportunities to provide that feedback. Again, we released this plan on the 24th of February, it's on the county's website, SJCindiana.com/amp, hard copies are available in our office on the 11th floor. We also have as of today, put plans in townhall, the Olive Township Library, New Carlisle Olive Township Library. With those copies of the plans are the public comment forms that we have created this part of this, but also the opportunity to provide feedback from a different, whether in person or whether by mail or online. We are trying to find some different ways to create some public comment and dialogue. We have had a lot of comments over the last two years, we have taken a lot of that in but really our goal is to get as much feedback as we can on the plan. As soon as we receive all the feedback, we set a forty-five-day period for the initial round of feedback, all comments will be compiled, a report will be published, all comments received will be part of that document. If in the event the comment is specific to a section of the plan and there's something, we can tie that comment to where it's either addressed or it needs modification of the plan or was not addressed because it was outside of the scope of the plan, there will be a note on the report and then again, any additional plan changes that are made as a result this will also be noted in that. We anticipate again, because it's a draft that there is opportunities for change and comments as we go forward. One of the things again, we've done is release this plan on line so what we did was we looked at our websites analytics so from the 24th when the plan was released as of 4:00 today, the main page of the IEC webpage is at three hundred and twenty views. Fifteen hundred views have gone specifically to SJCindiana.com/AMP so a lot of views to the site and then there are some specific numbers as how many views have happened on each of the chapter sections. As of this morning, we have had thirty one comments, I checked right before we came in, we didn't have an opportunity to adjust the slide, we now have fifty one comments, so since we have opened the period up a little more than two weeks ago, we've had over fifty one comments to the plan so we look forward to compiling those and presenting all those. I do want to address, there was some conversation, a lot about the introductory section so I do want to take a second and talk about that. When we introduced the plan, the first section of the plan is the introductory section. We listed partners, we listed the executive committee, we listed the steering committee, we listed other people that had been involved in the planning process. There were people on the list that were in favor of the process, neutral to the process and there were people that were opposed to the process but at the end of the day, those two pages that were in the plan needed to have better documentation, better information, we received comments from the OSAA group but also from people that no longer with their organizations or had had changes in position, we received a couple of comments from former town council people in New Carlisle that were listed in the plan, they just wanted to make sure it was correct so by noon on Monday, last Monday, the plan was taken down, that section was taken out and we will work to address it properly reflects who was involved in the process as we move forward so I just wanted to acknowledge that. One of the things this process has been very good about, and these are some specific examples not only in the plan but also as part of the project is we have heard a lot of

comments, we have heard a lot conversation over the last two years so here are just some specific examples of where different stakeholder groups have been part of this process. We are working with MACOG and we are working with the Shirley Heinze Land Trust as well as the county parks in creating an ecological overlay district for the north western part of St. Joseph County. It's something Shirley Heinze Land Trust is working in the Lydick Bog as we are working on expansions of Bendix Woods and Spicer Lake, how those all fit together but really, how they work together in that economically friendly format. We have had several conversations with the Kankakee River Basin Commission, a lot of conversation about how the Kankakee fits into the larger area out there. Obviously, a couple hundred years ago the Kankakee was the majority of that area, especially areas south of the State Road 2. One of the things we are looking at with the River Basin Commission is how we can create some very specific projects to lessen water, to lessen silt, to lessen other things running into the Kankakee river basin at the head waters of that area, so that has been one of these comments that's been raised and we are finding ways to address that. The aquifer, we have a lot of conversation, a lot of different meetings about the aquifer, we've heard the questions, comments about protection of the aquifer, we went out and did a study, Peerless Midwest, Peerless Midwest has had a long history doing work out in that area, so Peerless Midwest had done a very specific report, we had a public meeting in partnership with the town of New Carlisle back on Valentines Day, 2019. All of those reports are available on the website and again, tied into the broader thinking of what we are looking to do in the IEC and lastly, a lot of conversation, not only from the business community but, at our Redevelopment Commission meeting this morning, we heard how there is a lack of fiber, a lack of broadband connectivity in the New Carlisle area so one of the things we did was applied for an EDA grant to help us pay to build a twenty four mile fiber optic conduit out to the New Carlisle area, out to back on 20 connecting into the choice light connectivity network, so we are finding ways again, finding different ways to take the comments and put them into action. Those are my broad comments about where we are in the process, we are excited about getting the opportunity for public comment now, I'd like to turn the presentation over to Lou Pierce.

Andy Kostielney: Don't mean to disappoint, Lou is coming up in a second, I wanted to make a couple of comments as to why the county engaged with Lou Pierce and the Big Idea Company. One of the things we realized if you've gone through this process, communication is not our strong suit so we had taken that to heart and we are trying to find how do we better communicate both with external clients and internal folks as well, so one of the other things we tried to identify is we wanted to get some data and find out, we have heard from one subset of the population of how they feel about this project that we just heard about two seconds ago from, it's easier if, if we do this internally and we ask questions, the information may not be trusted because are preceded to have a vested interest so we wanted to hire someone independently to come in, take a look at the data so they could report neutral, impartial, here's the information, good or bad, that's what Lou is going to share with you tonight. Be happy to answer any questions you might have.

Lou Pierce: This is a St. Joseph County Indiana opinion poll, so we served this poll equitably to every town, village and city in the county. It was a blind poll conducted over ten days from January 30 to February 10, 2020. There were only nine questions. I believe the ninth question was, do you want to be, it's an incentivized poll, and what I mean by blind is, no one who took this poll knew what it was about when they initially took it nor did they know who was giving the poll so there was no association with the county or the IEC so we incentivized the poll, you could win a hundred dollar Amazon gift card, I have been doing polling and research since, unfortunately, since the 80's, I have to admit and this is the only real way to get unbiased data. There some canvassing going on that's been reported over the last few months and basically that's not polling, that's not research, it's not unbiased information. Opinion polling on the other hand is the activity of asking many people the same questions in order to find out what most people think about something. That's the kind of research piece we conducted in those ten days. Since 1990, the United State of America population by thirty two percent, that's a lot of people and a lot of growth. St. Joseph County, on the other hand has on anemic nine percent so the consequences with that, whether you agree or disagree with the policy of removing a thousand homes in a thousand days, we had a thousand homes that were vacant. We have empty school buildings only exacerbated by a voucher system, we have less people in significant parts of this county then we did a long time ago when this infrastructure was built and as a result, there's an increase tax burden on fewer people. Two other numbers you might want to know about. In a national poll, it's really a stretch to say the national polls poll eleven hundred and fifty people, if they are lucky, it's usually a little bit over a thousand or in the nine hundred and ninety area, in a county of three hundred and twenty seven million people, that use that data to tell us that one candidate is three to five to ten percent above another. That's point zero, zero, zero three percent of the population. In other words, three ten thousandths of one percent. Nielsen Media, polls in ten counties here, four times a year to assess who's watching what t.v. shows, how long and whether those shows are going to be around

for a while and how the broadcasters set their prices for advertising. The poll seven hundred people in a ten county where there over nine hundred thousand people. We stopped our poll when we got to three hundred and thirty-six people from around the county in a county with two hundred and seventy thousand people. That's point one percent of the population, in other words, one tenth of one percent, significantly better than both Nielson and especially a national poll that we see every day. You are going to see every question we asked, verbatim. Seventy five percent of the respondents were female, twenty five percent male. Fifty-five or older comprised the biggest slice of this pie at fifty nine percent, the next two slices were fourteen percent at forty-five to fifty-four and thirty-five to forty-four, this is generally who you see voting too. Demographically, eight seven percent identified themselves as white, eight percent, African American, two percent Hispanic and three percent other. When we asked if St. Joseph County leaders are doing enough to keep our children here when they grow up by attracting new business's and good jobs to the area, a whopping thirty six percent said no because you could ask any question of our political leaders and it would probably be similar to that in terms of no's would be the biggest slice of the pie. This is a question that is based in how the IEC has always been promoted, are you in favor of creating good, new jobs by preparing a clean, high tech area in the county where large new companies can prosper and grow, this is not a leading question because this is how, from the beginning, the IEC has been described. Seventy two percent of these respondents said yes. The next response was, are you in favor of building this park west of the South Bend city limits, still a whopping forty nine percent said yes and you see a little bit of growth in the no, but significant growth in the I'm not sure, means I'm undecided. We don't go into why they are undecided; we just know they are up for grabs. If you split that thirty percent down the middle, with fifteen more percent in yes and fifteen more percent in no, the no's would be thirty seven percent and the yes's would be roughly sixty five percent. We asked a question do you live in a part of the county where you feel free to express your support for a project like this? Sixty nine percent said yes, seventeen percent said no and twenty two percent no. We wanted to look at the twenty two percent who said no. This is one part on the survey where we asked people if they wanted to make a comment. These are the respondents who answered no to questions regarding ability to speak freely where they live. There is a question in here where we ask people which city, town or village they live closest to. South Bend being the most populous city, Mishawaka had a big slice, New Carlisle which represents point seven three percent, less than one percent of the population of the county had the biggest slice. South Bend dominates, Mishawaka comes in second but New Carlisle had a whopping thirteen percent participation rate, we didn't serve them any more of the poll but these are the polls we can monitor in real time and we know why that happened and we didn't adjust any of the results, someone who was not in favor of the IEC got a hold of the link to the poll and started coaching people on taking the poll and what to say in the poll. We saw that happening in real time, we were about to end the survey in a couple days, and we did anyway. When we ask women if they are in favor of something like the IEC, seventy three percent said yes. Look at the I don't know figure; twelve percent were undecided. Twelve percent goes up to thirty three percent when you actually specify an area, it's the not in my back-yard syndrome that we're all familiar with. Forty eight percent said yes, no went up a little bit but the big thing that shot up was the undecided. Looking at men, seventy two percent said yes I am in favor of something like this and when we specify a place, it goes down to fifty five percent which is still a lead. The no goes up but again the undecided goes up to nineteen. African American community. I am going to show you something I have never seen before. Are you in favor of preparing a clean, high tech area in the county where large new companies can grow and prosper? One hundred percent of the participants in this poll who are African American said yes. When we asked them if they are ok with this west of the South Bend city limits, Olive Township, it went down to a ninety two percent, there's no no vote. The undecided went up to eight percent. It's been out there and reported that twenty-two thousand acres are at stake here. It's been reported that thousands of trucks will be driving through our cities and towns, that Gary style smokestacks will start showing up here. A lot of talk about back room deals, people enriching themselves, the county taking land from people. The idea that there's been no public input and the most recent one, there's a seventy-two-thousand-dollar ad campaign. This has always been seventy-two hundred acres, no more no less. Truck through cities and towns is untrue, the whole reason to consolidate in this area is for the proximity of three major highways, three railroads and one international airport. Lot's of smokestacks, this has always been promoted as a high-tech park, we don't want smokestacks here. Pollution, the county is running water and sewer to and from this area, preparing it to be a clean, high tech, you guys know that because you run the budget. The only pollution in the area is from farm runoff, pesticides, fertilizer that wash into the man-made ditch called the Niespodziany Ditch which was done to drain the land of water over a hundred years ago. Backroad deals, this is really unfortunate. A it's illegal, B it's not happening, it's a shame. Taking land from people, it's not true, not only is this a case of willing sellers who actually approach the county about selling their land, one of the leaders of the opposition, the Blad family itself, Blad's family has been trying to sell their land to the county. It's just a fact. No one is taking land from anyone. It's simply not true that we are going to build bit, vacant buildings out there with no employees. As far as no public input goes, that's not true, I

have been in several meetings where participants, particularly the opposition who are all good, well intentioned people who just disagree, have participated, their beef is, now it's in writing, yeah, we've been there, we just don't want to be called part of the steering committee. This has been an open process in spite of the repeated cry that it's been a closed process, it's not been a closed process. And finally, the seventy-two-thousand-dollar ad, there are more than ten, by the way, these tell you why we had to set the record straight. Seventy-two-thousand-dollar ad campaign is untrue. The ad campaign caused seventy-eight hundred dollars.

Mr. Pfeil: I wanted to make sure that everything said tonight is available to these people who have come here to talk to.

Mr. Schalliol: Yes, so tomorrow morning we will scan it all, it will be available at SJCindiana.com.

Mr. Pfeil: To what extent are we willing to say that the size of this item had seven thousand, two hundred acres is possibly more than we need to get our job done. I think we have a problem here between a county that's not growing and kids that don't find enough jobs here and the facts are, the county is not growing so it's getting older and the fact is, a lot of our kids can't find a job here, those are facts so you kind of have a poll between the fact that you need to find some jobs for people so they can stay in St. Joe County and grow in St. Joe County and the need for property that may infringe on what these people are concerned about. I think that you should explore the subject of whether seventy two hundred acres is somehow sacred and not available perhaps for a review as a compromise between the two situations, with the need for jobs, the fact that our county is not growing and the fact that our people need to find a way to live here and the size of the project. As a councilman, I think we have to be respectful of the two sides to the issue, the possibility for some compromise instead of saying a certain number is sacred and the possibility that some of the twelve items that you went through should be expanded to twenty four items were perhaps the record is straight on the other side.

Mr. Pierce: I can't answer as to the size that something for Mr. Schalliol to comment on. I do know that we are not interested in getting one new employer here and we are not interested in just getting one kind of employer.

Mr. Pfeil: It did take us a while to get to seventy two hundred acres so there was indifference to the people here, there was a time when there was a discussion about twenty two thousand acres, I know it was because we went from even more acres down to twenty two thousand to look at the whole area down to now. I have a little bit of concern about how many people, outside of the area are counted in your survey. I even get a bit concerned about people outside the area that have a lot to say, I think the people in the area should have first discussion.

Ms. Hess: Referencing Councilman Pfeil and also what you were talking about, the steering committee and how maybe there was a way that we could have admitted some failure there and I have had a conversation with Bill Schalliol about this already is, when I saw steering committee, I thought, that's a great idea, why didn't we have a steering committee, that seemed like it would have solved a lot of problems, I think there seemed to be some misunderstanding of what his interpretation of a steering committee is and what I think most of us think is a steering committee as a group of people that come together, a diverse group of people around the table at the same time and have these discussion and so that diverse views could be reflected because there are people in favor of the IEC and there are people vehemently opposed and some in between but all of those voices should have been around the table at the same time that would certainly solved a lot of the participation concern it seems that people have, if that would indeed the case so I am just putting it out there for future projects and future any undertakings we endeavor to take like this in the future would involve putting together a steering committee right from the beginning, a true steering committee of getting everybody around the table.

Mr. Pierce: I would just like to reiterate, I know many of the people in this room and some of the people who oppose the IEC, these are some of the finest people in the world. It's a disagreement, it shouldn't be fatal, and we shouldn't let these misconceptions....

Ms. Hess: I agree it shouldn't be fatal but, to me it would have just improved the process tremendously.

Mr. Kostielney: Some questions are a little out of Lou's purview, so I am here to fill in, depending on what questions get asked.

Mr. Canarecci: One question I'd like to ask Bill and Lou both, can you guys both commit to being here for the April 14th meeting?

Mr. Pierce: Yes, absolutely.

Mr. Schalliol: Yes.

Mr. Canarecci: Roughly the same time as it is right now. Given it sounds like we may not be able the opportunity to speak to you guys tonight, but if we really devote a window to do that, I think that everybody's input will be very valuable to them as well. One of the things that I appreciate everybody coming to the Council and sharing your concerns, regardless of the direction of where this IEC goes, I think it's very important to consider that whatever abatements and whatever zoning changes and whatever else happens in this area, that all does ultimately come before this body so, these conversations are very important to have so we can shape a direction and what direction, if any that is, but it's important to remember that the final decision will land here.

Mr. Kostielney: To add to that, this is the beginning of this process, a lot has been made up of, has the development of this plan gone the way should have or could have, no. We are at the beginning, the infancy of this process so we heard today, there is a land use issue that could impact the IEC by a property owner who came to the county seeking to rezone their land so this is when the true conversations take place, is this a good fit or not. I do want to address one of Councilman Pfeil's questions, we have heard a lot of information, a lot of questions, feedback of different items that the county has been accused of doing so I think someone setting the record straight, this not an all inclusive list but these are questions that have been made, at least raised of me or raised of the county or raised of Economic Development, so we just wanted to provide some context to that not all, because we have heard a lot of voices stating those things so we wanted an opportunity to at least state an opposing view point and as you said, probably someplace in the middle is where that all lies.

Mr. Telloyan: Bill, Andy or anybody, you've mentioned several times a clean, high tech area, clean, high tech jobs, would you consider a Toyota factory a clean, high tech job?

Mr. Schalliol: I would certainly say an automobile plant as a Toyota plant or something similar to that would absolutely fall into that category. Where the plant is now versus where a plant was a hundred years ago, major strides in those kinds of things and absolutely call that part of that.

Mr. Kostielney: But a car shredder, no, I would agree. We are not looking to expand the car shredding business in that area.

From the audience: Does the power plant have smokestacks?

Mr. Pierce: Power plant does not have smokestacks, that is steam coming out of the power plant, it's water vapor, it's the cleanest way to make energy right now. I just want to add, the reason we have a shredder is because there was no planning, this is still America and people can sell their land, the whole idea of the IEC is to create a fertile environment that we control that people want to come to and build a business in and there isn't a city in America that does not have an old factory right in the middle of a neighborhood, there isn't a city in America. The days of putting factories in neighborhoods are over, the whole idea of the IEC is to consolidate and make it a place where it's easy to do business away from our neighborhoods, out of our towns, small or big.

Mr. Noland: Mr. Pierce, can you give a little bit of context to the survey, where would someone have come across this survey and...

Mr. Pierce: We put this out on social media so we placed ad's, Instagram, Facebook and one other social media platform, all in the county so it was geo targeted, there was no influence we could see exactly where people are participating in this, we purposefully kept this within the confines of St. Joseph County.

Mr. Kostielney: But we saw that some responses that were in favor of certain things and some that were not, we tried to present the responses that came so, please keep in mind, everything we have done to this point and continue to do from an IEC standpoint is planning. We're not planning right now to put seventy-two hundred acres under

construction tomorrow but, in the event that development comes, we need to be prepared to answer those questions. How do we bring water, can we bring water, do we bring sewer so we have responsible planning and growth. We have seen from the opposite of this out in Granger from a residential standpoint, there is no planning, there is no water, there is no sewer so we've seen that that's an issue because we did not have the foresight to do the planning, this is the painful work that is being done right now. To make sure that in the event that someone comes looking to sell their property, bring a business in, we can answer the question, does this fit? Ultimately, the response is going to be to you people, is this a good fit? You decide that when it comes. Those questions are still going to be asked, they are still going to be answered by you and other people as this moves through the process.

Privilege of the floor: Limit of 3 minutes to items not on agenda

Sue Kesim, 4022 Kennedy Dr. South Bend, we think that food magically appears in the grocery store, it doesn't magically appear, there's really hard-working people that bring us those thousand meals every single year. We need to think about the things like the pandemic, national emergency, we are seeing boarders shut down where we are not getting food imported. It may be very important that we have a food source near by to our population. Farmers off set the deficit by having people around us growing food that off sets the deficit by importing food. They are already contributing to our local economy and I'd like to say, having been a 4-H member, the farm ethic is very different, it's hard working, it's honest and there is a real pride in being a farmer and feeding other people. There is no more important work than them feeding all of us.

Jack Daily, 217 W. Michigan St. New Carlisle, I am going to take you down memory lane for a minute and go back to the Tondou Park, because the county council listened to the people in the New Carlisle area, we haven't had that coal burning, toxic spewing, albatross hung around our neck for the last fifteen years out in the western St. Joe County so I am hoping you continue to listen to the people out in the western part of the county.

Christopher Cobb, 215 E. Pokagon St. South Bend, I am coming to you tonight specifically because OSAA has submitted a couple resolutions to the county council concerning some matters with respect to the management of county processes and I was hoping I might get an update on what the council is doing to consider those resolutions if anything. One of the resolutions pertains to oversight of the redevelopment commission spending, we have had some concerns about whether certain kinds of spending are really appropriate, use of TIF funds within the purview of the redevelopment commission having to do with advertising, things like that. The other one has to do with making a commitment to initiate a new comprehensive land use planning process since the 2002 plan is going on twenty years old and for there to be real coherence in county policy about land use, it's important that that be updated, the distance in time from that plan has contributed to the way in which different sides in the discussion about development have used that plan.... (inaudible).

Mr. Morton: Yes, I will share something. As far as the resolution, correct me if I am wrong, it was compared to what is going on in Elkhart County as far as us getting any more involved in the oversight of the economic development commission, I did look into that, in my mind, pretty thoroughly, the only reason I say it like that is because I had a long conversation with Council attorney and he did some research and my understanding is, correct me if I am wrong, sir, the way our council and commissioners are set up, it's very different than Elkhart County and their structure, so, am I right in that interpretation, sir?

Mr. Trippel: Elkhart is different in its enabling legislation, all of our surrounding counties are set up differently, St. Joe, Lake and Marion are distinctly different under Indiana code than the other counties in the state. Any resolution regarding the ability of the redevelopment department to spend its monies would be violative of Indiana Code, you can pass a resolution encouraging them to do something but it will be ceremonial only, they have broad discretion to spend money and that is set up by the Indiana Code, they have a board. There is not much you can do to control those things. You can ask, one of the things Mr. Kostielney had mentioned earlier is very accurate in rezoning's, are within the purview of the Council. So, if anybody wanted to rezone land anywhere in the county, has to come before this body and you have the ability to approve or deny so that is one of the areas you have control over. Other than that, they have pretty broad discretion to spend money on professional fees, development fees, anything related to their operation as approved by their board. You can pass a resolution, it would only be ceremonial. It has no legal effect.

Mr. Morton: When I heard "well, they are doing it in Elkhart County" that caught my ear so that is why I attempted to find out details. I will say that I applaud this council on what we were able to come to a conclusion of how we are going to actually be more involved with our two new appointees that we have on the commission.

Mr. Cobb: I am very pleased to see that, and I am already seeing a difference in which financial reporting is being done on the redevelopment commission.

Mr. Morton: I hope those comments helped.

Mr. Cobb: Anything on the other resolution, which is one that I think aligns closely with what you are going to be hearing shortly from New Carlisle.

Mr. Morton: I guess I want to hear what they have to say then we will take it from there.

Judith Rubleske, 515 S. Mead, in response to Jamie O'Brien's VOP letter on March 3rd, I have learned enough to know that at least as much biochemical as anything else and that soil health is human health. Percent of recent insurance surveys, shows us some fifty two percent of United States children under eighteen years of age have some sort of chronic disease or disorder diagnosed, compare that to the 1960's when only four percent of the entire United State population was seen to have a chronic disease, it is a fact that current U.S. food crops are currently mineral deficient compared to USDA records from the 50's.

John Ditallo, 701 N. Cushing St., I was here on Friday, I ascended to the 11th floor to get my copy of a public document, I wanted into the development and planning office and when I asked the secretary for copy of this document she said, "I'm sorry, the press release was not clear, there's not one for the people, there's one here in the office that you can read". I said, "you mean there is just one copy"? She said, "yes sir". I said, "I am running errands, I don't really have time". She said, "I could make you a copy of this document for three dollars a page". I said, "this is a public document"? She said, "yes". I said, "you are telling me you will charge me three hundred dollars for something that already belongs to me." She said, "I know, it sounds crazy but, I am just a secretary". I said, "I understand, you have been very helpful". Guess what that document was, that one we heard about tonight which in it, it said that there are copies available for people, so one, I was, neither I nor anyone I know or anyone I work with was part of that poll, I was automatically excluded because of my mode of communication that doesn't seem right to me and when I went to get the copy of the document that already belongs to me that I don't want to read on line because I prefer reading something in hard copy, I was told that that doesn't exist, so you were lied to at least once and I hope it was no more than that.

Mr. Morton: I am going to be honest with you, I take exception to the term lied to.

Mr. Ditallo: Perhaps disingenuous.

Mr. Morton: Well, that's a little better. When you say disingenuous, I know what that word means but that can be very subjective, if you will. When you say you were lied to, I take exception to that. When you talk about your mode of communication, I work, my day job, I deal with Nielson, I have for the last thirty-one years. So when you talk about you were excluded, I am going to somewhat agree with your frustration because when you talk about ratings and survey's and blind surveys, I have had a problem with Nielson's methodology since my first day at WSBT so I share your frustration there but I will say it one more time, when you use the term lie, it's a little strong but I appreciate your frustration.

Mr. Ditallo: Eleven flights is a lot to walk up to be told that something that belongs to you isn't there.

Mr. Morton: I share your frustration.

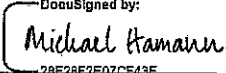
Mike Hamann, Auditor, St. Joseph County, one of the things referenced today is the comprehensive county plan. I think a lot of what we're frustrated with, we need to update that plan. The plan should be the guiding vision, it should be the context within which we make all planning decisions, we update the plan and that plan would be implemented, it would be drawn up with a lot of public input. We have genuine, real stakeholders, stakeholders who part of the process and have input which will be listened to, in my humble opinion, we ought to work hard and press

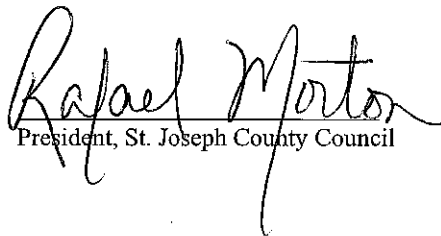
for the adoption of an update to that comprehensive area plan and then once we have the input from people and we have this vision which is a community document, then we can start making some economic development decision, right now, it's like we have the tail wagging the dog.

Ann Thacker, 1517 Hildred St. South Bend, the tail wagging the dog, we have not just an economic problem, we had an environmental problem, not just in this area but the whole world. I think of a plan as addressing the problems and if we just address economics, we are losing sight of what would support the economics but also address the environmental issues.

Jordan Budreau, 413 W. Front St. New Carlisle and Will Miller, Olive Township Trustee, 309 W. Rigg St. New Carlisle, see attached document that was read.

Adjournment: Mr. Morton stated that the meeting was adjourned 7:56 p.m.

DocuSigned by:

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Auditor, St. Joseph County


President, St. Joseph County Council