

MINUTES OF A  
PUBLIC HEARING MEETING  
OF THE  
ST. JOSEPH COUNTY COUNCIL  
April 12, 2022

The public hearing meeting of the St. Joseph County Council was called to order at 6:00 p.m., on April 12, 2022 by the President, Rafael Morton.

Members in attendance were:

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

Mr. Richard Pfeil attended the meeting via Zoom.

Present from the Auditor's office was Auditor, Michael J. Hamann and John Murphy, Chief Deputy Auditor. Council staff present was Mr. Michael Trippel, Attorney and Ms. Jennifer Prawat, Executive Secretary.

**Petitions, Communications & Miscellaneous Matters:**

Ms. Hess made a motion to appoint Lance Roush to the St. Joseph County Area Board of Zoning Appeals, reappointment Andy Place Jr. to the Onsite Wastewater Advisory Board and a nomination for Janet Whitfield-Hyduk - Mishawaka Economic Development Commission and was seconded by Mr. Noland. The motion was passed by 9-0.

Ms. Hess made a motion to approve the minutes of the March 8, 2022 meeting and was seconded by Mr. Noland, the motion was passed by a voice vote; 9-0.

No report from the County Auditor  
No report from the County Commissioners  
No report from any Special Committee

**First Reading(s):**

**BILL NO. 53-22:** A RESOLUTION DETERMINING THAT THE QUALIFICATIONS FOR AN ECONOMIC REVITALIZATION AREA HAVE BEEN MET AND CONFIRMING RESOLUTION NO. \_\_\_\_\_ OF THE ST. JOSEPH COUNTY COUNCIL DECLARING AN AREA OF THAT COUNTY TO BE AN ECONOMIC REVITALIZATION AREA CONFIRMING RESOLUTION  
PETITIONER: EVS LIMITED  
Assigned to the Land Use Planning Committee

**Resolution(s):**

**BILL NO. 54-22:** RESOLUTION OF THE ST. JOSEPH COUNTY COUNCIL HONORING AND CONGRATULATING LOCAL BUSINESS C.E. LEE DECORATING CENTER ON 150 YEARS OF OPERATION IN THE COMMUNITY

Mr. Morton: Bill No. 54-22, due to unforeseen circumstances, that resolution will be tabled until our May public hearing.

**BILL NO. 53-22:** A RESOLUTION OF THE ST. JOSEPH COUNTY COUNCIL DECLARING A PORTION OF ST. JOSEPH COUNTY AN ECONOMIC REVITALIZATION AREA, PURSUANT TO IC. 6-1.1-12.1-1, ET SEQ.  
PETITIONER: EVS LIMITED

**BILL NO. 50-22: A RESOLUTION APPROVING A FEE FOR THE PHYSICAL EVICTION OR EJECTMENT OF A TENANT OR OCCUPANT OF PROPERTY FOLLOWING THE EVICTION ORDER OF A COURT OF ST. JOSEPH COUNTY**  
PETITIONER: SHERIFF

Troy Warner, Attorney for the St. Joseph County Sheriff's Department, we have two fee proposals tonight, the first one is a fee proposal that would allow the Sheriff's department to charge a fee when the officers physically go out to a property to assist the landlord or the property owner with an eviction, the fee is allowed by statute and is kept by IC code 3231-22 with two hundred and fifty dollars as a maximum and so long as the fee is not the request for police is not made by a victim of abuse or crime or an individual in an emergency. We currently have four other counties, neighboring counties that charge a similar fee, those fees range from seventy five to a hundred dollars, currently the process is right now, after a landlord a property owner gets the physical order from the court that the occupant is to vacate the premises, they call the civil division, set a time and date and our officers go out and assist with that, generally they are on site in a conflict resolution role, just assisting the landlord with being able to change the locks, often assisting the occupants with getting their belongings out of the property. About fifty percent to sixty per cent of the time our officers set an appointment to go out and there's nobody there, either the tenant has already got the notice and has left or at the court hearing and were told to vacate and they left or the landlord does not show, if nobody shows up our officers evict anybody or get rid of anybody so they often go out to these properties, in essence, wasting their time and our county resources doing so. The fee we are proposing would be seventy-five dollars. As was asked last time, if there was a way to prohibit a landlord from passing that on to the tenant, I talked to a couple of the judges that handle these and was told no, unfortunately state statute preempts all landlord tenant law, they don't want the local jurisdictions nosing into that after Indianapolis tried to do some things to stringent tenant rights, currently the process, the court process how it plays out is there is, at the beginning of the filing, there is a hearing for immediate possession that the landlord, property owner and tenant go before the court and if the court awards the property to the, or issues an order to vacate the premises then the tenant has to get out within a certain, I think it's five days and then the, generally forty to sixty days later, there's a damages hearing in which the property owner comes and presents evidence on how much back rent is owed, is there physical damage to the property and any other costs and this is a cost the judges expect would be brought to them by the landlord.

Mr. Canarecci: Do you have an idea of how many evictions we do in a year?

Mr. Warner: I think its written in the actual resolution, it's in the range of two hundred. These fees would go to the general fund, they would not go directly to the department.

Mr. Catanzarite: Did we clean up that one scrivener's error, three hours versus three hour?

Mr. Catanzarite made the motion to amend this bill, where it says three hour should be three hours and was seconded by Mr. Canarecci. Bill No. motion passed by a vote of 8-0. Mr. Pfeil is unable to vote due to his attendance was via Zoom and not in person.

A motion to pass Bill No. 50-22, as amended was made by Mr. Noland and seconded by Mr. Kruszynski. Bill No. 50-22 was passed  
to-wit; 8-0

**BILL NO. 51-22: A RESOLUTION APPROVING A POLICE CAMERA RECORDING FEE FOR THE ST. JOSEPH COUNTY POLICE DEPARTMENT FOR PUBLIC VIDEO COPIES OF COUNTY POLICE BODY AND DASH CAMERA VIDEOS AND AMENDING & UPDATING EXISTING DEPARTMENT COPY FEES TO COMPLY WITH STATE STATUE**  
PETITIONER: SHERIFF

Mr. Warner: As you know, the county police department is in process of implementing body cameras and new dash cameras that sync together, we currently, as it is already received multiple, anywhere from three to eight or ten public records request for dash cam videos, the vast majority of, well over ninety percent come from personal injury attorney's. These two fees get to promoting the efficiency of time and resources. State law requires the department to review all of the videos prior to release and requires us to blur, redact or mute twenty four different categories of information including deaths, dead bodies, violence resulting in bodily injury, any juveniles, we have to blur their faces, nudity, any personal medical information, social security numbers and drivers licenses is just a few of the twenty four categories, that process of blurring and redacting can be done by the Axon software, however, it's a frame by frame process that takes quite a bit of time. Our direct costs are estimated to be between forty seven twenty five and fifty eight fifty five per hour depending on who in the department is doing the reviewing and redaction. We have

proposed a fee schedule that starts at twenty-five dollars per recording and then goes up twenty dollars for each additional half hour of preparation time. That follows the guidance of the public access counselor, the state statute caps any fee at one hundred dollars per recording but also says that it must be based on direct costs. We are estimating, just our labor costs, you've also got the cost of the camera, software and data storage. The funds are also going to the general fund. There is another section in the ordinance, a fee an incident report for a dollar and a criminal background check, ten dollars, we've already been charging those.

Mr. Kruszynski: If you find that these fees start to run a little higher, can we adjust the rate?

Mr. Warner: Absolutely, we just bring another resolution. By run higher, what do you.....

Mr. Kruszynski: Well, what is it going to be now?

Mr. Warner: Right now, it's a twenty-five minimum per recording. It can go to a hundred and fifty if you have a recording that would have to be about six hours' worth of video.

Mr. Kruszynski: How often can you raise the fee?

Mr. Warner: We can evaluate it once or twice a year and make adjustment as necessary. I kind of called around and talked to other departments, it varies, right now what we charge is based on the county statute for a disc, so we charge ten dollars for a disc, they do the same thing next door at South Bend police.

Mr. Canarecci: In terms of a criminal proceeding or something, if one side has....

Mr. Warner: So criminal process is different, this is for public requests.

A motion to pass Bill No. 51-22, as amended was made by Mr. Canarecci and seconded by Mr. Noland. Bill No. 51-22 was passed  
to-wit; 8-0

**Salary Amendment(s):**

**BILL NO. 43-22: AN ORDINANCE AMENDING ORDINANCE 95-21, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2022**

PETITIONER: HEALTH DEPARTMENT (Combined with Bill No. 42-22 C)

Mr. Kruszynski reported that Bill No. 43-22 comes with a favorable recommendation.

Amy Ruppe, Administrator for the Department of Health, we are requesting to move one full time nurse and their benefits to part time in order to be able to recruit staff for our immunization clinic.

A motion to pass Bill No. 43-22 was made by Ms. Hess and seconded by Mr. Noland. Bill No. 43-22 was passed  
to-wit; 9-0

**BILL NO. 49-22: AN ORDINANCE AMENDING ORDINANCE 95-21, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2022**

PETITIONER: HEALTH DEPARTMENT (Combined with Bill No. 42-22 O)

Mr. Kruszynski reported that Bill No. 49-22 comes with a favorable recommendation.

Ms. Ruppe: We are receiving funds from the Indiana Department of Health for our TB elimination program, We are wanting to use those funds to ring on board a staff member to help out with our TB program, as an administrative assistant type role.

A motion to pass Bill No. 49-22 was made by Ms. Hess and seconded by Mr. Canarecci. Bill No. 49-22 was passed  
to-wit; 9-0

**BILL NO. 44-22: AN ORDINANCE AMENDING ORDINANCE 95-21, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2022**

PETITIONER: SUPERIOR COURT (Combined with Bill No. 42-22 D)

Mr. Kruszynski reported that Bill No. 44-22 comes with a favorable recommendation.

Ali Wruble, Superior Court Administrator, this request represents a one time transfer from a line item for the bailiff salary over to the administrative assistant salary in order to pay off comp time that has been accrued.

A motion to pass Bill No. 44-22 was made by Mr. Canarecci and seconded by Ms. Hess. Bill No. 44-22 was passed to-wit; 9-0

**BILL NO. 45-22: AN ORDINANCE AMENDING ORDINANCE 95-21, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2022**

PETITIONER: PSAP (Combined with Bill No. 42-22 E)

Mr. Kruszynski reported that Bill No. 45-22 comes with a favorable recommendation.

Julie Tobey, Interim Director for PSAP, we are asking to do an increase for our administrative manager position to match the other manager position.

Mr. Pfeil: What is the percentage increase you are talking about?

Mr. Hamann: Eighteen percent.

Mr. Pfeil: I don't know how many people in our county are getting an eighteen percent increase, so I have questions about it.

Ms. Tobey: I understand, we have, currently three other manager positions, her workload is very vital for everything, all the tracking that goes on with a hundred employees including the administrative staff, it definitely needs to be moved up to at least the manger level. We feel it's very vital to keep her in that position.

Mr. Pfeil: I think other people in county government could make a similar comment.

Mr. Catanzarite: Just to clarify this, from what I have seen in the documentation you have sent to us, PSAP being the fourth highest employee group in the county. Is your attempt to create a pay equity to other managers of similar sized departments so that this has equitable pay?

Ms. Tobey: We are just trying to bring her up to our level.

Mr. Pfeil: We have a budget process coming up so why don't we solve these kinds of problems by our budget process instead of changing things before we have our budget process starting in only a couple of months?

Mr. Canarecci: Is this budget neutral?

Mr. Noland: It is.

Ms. Tobey: That's correct, it would be budget neutral. We have an IT assistant position that we got approved for in 2022 that we are not filling so the funds would come from that position.

Andy Kostielney, President of the St. Joseph County Board of Commissioners, I would like to speak in favor of this, this is especially important now because we have PSAP going through a transition, Ray has left so Julie is trying to shore things up and this is one of the ways she is looking to do that.

Mr. Hamann: I too would like to support this.

A motion to pass Bill No. 45-22 was made by Mr. Noland and seconded by Ms. Hess. Bill No. 45-22 was passed to-wit; 8-1 Against: Mr. Pfeil

**BILL NO. 47-22: AN ORDINANCE AMENDING ORDINANCE 95-21, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2022**

PETITIONER: COMMISSIONERS (Combined with Bill No. 42-22 F)

Ms. Hess reported that Bill No. 47-22 comes with a favorable recommendation.

Andy Kostielney, President of the St. Joseph County Board of Commissioners, here before you tonight, as you know, Scott Senff was our IT Director took a position within a county to help us shepherd through many of the projects from a technology standpoint so now we are now in search for a new IT Director, this is bumping up the salary of the position by a little under seventeen thousand dollars to help to make this a bit more attractive.

A motion to pass Bill No. 47-22 was made by Mr. Noland and seconded by Ms. Hess. Bill No. 47-22 was passed to-wit; 9-0

**Public Hearing/Public Comments: Fiscal Matters:**

**BILL NO. 29-22: AN ORDINANCE APPROPRIATING AND TRANSFERRING MONEYS FOR THE PURPOSE HEREIN SPECIFIED FOR THE SEVERAL DEPARTMENTS HEREIN LISTED OF ST. JOSEPH COUNTY GOVERNMENT**

**TRANSFERS:**

**A. Health Department**

**Health Immunization CoAg**

FROM: 8131-11950-000-0055	Part Time	\$40,000.00
8131-14800-000-0055	FICA	\$3,200.00
TO: 8131-33368-000-0055	Public Info & Education	\$43,200.00
	<b>TOTAL:</b>	<b><u>\$43,200.00</u></b>

**B. Health Department**

**Health COVID Vaccinations**

FROM: 8928-32020-000-0055	Travel/Mileage	\$10,000.00
8928-32050-000-0055	Conferences & Trainings	\$9,814.00
8928-32203-000-0055	Cell Phones	\$200.39
8928-32550-000-0055	Miscellaneous Costs	\$101,625.75
TO: 8928-11985-000-0055	Temp/Seasonal Help	\$120,230.14
8928-14800-000-0-055	FICA Taxes	\$1,410.00
	<b>TOTAL:</b>	<b><u>\$121,640.14</u></b>

**C. Health Department**

**County Health Department**

FROM: 1159-11155-000-0055	Nurses-Other Medical	\$57,090.00
1159-14810-000-0055	PERF	\$3,394.00
1159-14840-000-0055	Group Health Insurance	\$18,000.00
TO: 1159-11950-000-0055	Part Time	\$81,484.00
	<b>TOTAL:</b>	<b><u>\$81,484.00</u></b>

**D. Superior Court**

**General Fund**

FROM: 1000-11352-000-0020	Bailiff	\$825.60
TO: 1000-11077-000-0020	Administrative Assistants	\$825.00
	<b>TOTAL:</b>	<b><u>\$825.00</u></b>

**E. PSAP**

**Dispatch Operating**

FROM: 1222-11314-000-0013	IT Technician	\$9,210.00
TO: 1222-11452-000-0013	Administrative Officer	\$9,210.00
	<b>TOTAL:</b>	<b><u>\$9,210.00</u></b>

**APPROPRIATION(S):**

**F. Commissioners**

**General Fund**

1000-11312-000-0014	IT Manager	\$16,725.00
	<b>TOTAL:</b>	<b><u>\$16,725.00</u></b>

G. Infrastructure, Planning & Growth

General Fund

1000-39902-000-0071	Vehicle Towing/Impounding	(\$10,000.00)
1000-65030-000-0071	Interfund Transfer	\$10,000.00

Abandoned Vehicle Fund

1223-39902-000-0071	Vehicle Towing/Impounding	\$10,000.00
	<b>TOTAL:</b>	<b><u>\$10,000.00</u></b>

H. Sheriff

COVID Supplemental  
8901-11571-000-0006

Jail Overtime	\$37,333.38
<b>TOTAL:</b>	<b><u>\$37,333.38</u></b>

I. Probate Court

CASA Triage Tool  
9154-31070-000-0025

Other Contractual Svc.	\$28,715.37
<b>TOTAL:</b>	<b><u>\$28,715.37</u></b>

J. Probate Court

CASA Capacity Bldg. Grant  
9133-14840-000-0025  
9133-32051-000-0025

Group Health Ins.	\$39,000.00
Promotion	\$9,268.89
<b>TOTAL:</b>	<b><u>\$48,268.89</u></b>

K. Probate Court

Juvenile Probation  
9159-21010-000-0025  
9159-32020-000-0025  
9159-32050-000-0025  
9159-32051-000-0025

Stationary & Printing	\$2,000.00
Travel/Mileage	\$5,000.00
Conferences & Training	\$5,000.00
Promotion	\$13,500.00
<b>TOTAL:</b>	<b><u>\$25,000.00</u></b>

L. Probate Court

Juvenile Probation  
9124-36015-000-0025

Contractual Services	\$75,000.00
<b>TOTAL:</b>	<b><u>\$75,000.00</u></b>

M. Health Department

Health NACCHO SPACECAT  
9170-11077-000-0055  
9170-14800-000-0055  
9170-14810-000-0055  
9170-14810-000-0055  
9170-32550-000-0055

Administrative Assistant	\$4,656.00
FICA Taxes	\$357.00
PERF	\$522.00
Group Health Insurance	\$2,248.00
Miscellaneous Costs	\$11,608.00
<b>TOTAL:</b>	<b><u>\$19,391.00</u></b>

N. Health Department

Health TB Elimination  
8930-11155-000-0055  
8930-14800-000-0055  
8930-14810-000-0055  
8930-14840-000-0055

Nurse-Other Medical	\$30,513.00
FICA Taxes	\$2,266.00
PERF	\$3,318.00
Group Health Insurance	\$10,682.00
<b>TOTAL:</b>	<b><u>\$46,779.00</u></b>

O. Health Department

County Health Fund

1159-11950-000-0055	Part Time	\$10,910.24
1159-14800-000-0055	FICA	\$834.63
1159-14810-000-0055	PERF	\$4,172.56
1159-14840-000-0055	Group Health Insurance	\$18,000.00
		<u>TOTAL:\$33,917.43</u>

Mr. Morton: All financial issues were heard and discussed at our March 22, 2022 committee meeting.

A motion to pass Bill No. 42-22 was made by Mr. Catanzarite and seconded by Mr. Canarecci. Bill No. 42-22 was passed to-wit; 9-0

**Public Hearing/Public Comments: American Rescue Plan Fund**

**BILL NO. 48-22: AN ORDINANCE APPROPRIATING MONEIES FOR THE PURPOSE HEREIN SPECIFIED FROM THE AMERICAN RESCUE PLAN FUND**  
PETITIONER: CIRCUIT & SUPERIOR COURT

Circuit & Superior Court

American Rescue Plan Fund

8950-45520-000-0040	Technology Equipment	\$477,500.00
		<u>TOTAL:\$477,500.00</u>

Ms. Hess reported that Bill No. 48-22 comes with a favorable recommendation.

John Broden, St. Joseph Circuit Court Judge, as you recall, it was hoped that we would receive this portion of the monies from a state grant, we miffed and remain so that we did not receive any state funding for this incredibly valuable project, this is the second half of the project to upgrade court technology in court house one, court house two and the Mishawaka court house so that we can be on par with the felony court house.

A motion to pass Bill No. 48-22 was made by Mr. Noland and seconded by Mr. Catanzarite. Bill No. 48-22 was passed to-wit; 9-0

**Land Use Planning:**

**BILL NO. 38-22: A RESOLUTION OF THE ST. JOSEPH COUNTY COUNCIL DECLARING A PORTION OF ST. JOSEPH COUNTY AN ECONOMIC REVITALIZATION AREA, PURSUANT TO IC. 6-1.1-12.1-1, ET SEQ.**  
PETITIONER: EVS LIMITED

Mr. Noland reported that Bill No. 38-22 comes with a favorable recommendation.

Chris Brown, Economic Development Specialist, Infrastructure, Planning & Growth, before you tonight is a request for a tax abatement for real and personal property for property at 24500 Research Drive, in district A. They are looking at building a new facility on this property, the petitioner is a leader in emergency vehicles safety and innovation having created more ambulance child safety seating products than any other company in the United States. Currently operating out of the Sample Street business complex, they have been operating out of there for about twenty-five years, they are looking to expand as that building is not meeting their demands to move their business forward. They are looking at building a fifty thousand square facility at an approximate construction cost of six million and within that, they are requesting a personal property tax abatement on an investment of approximately three hundred thousand in new equipment for that facility. That expansion is anticipated to create eleven jobs while also retaining all of the jobs they currently have in St. Joseph County. Petitioner has filed all the necessary forms and all the necessary fees have been paid, we are working through the workbook, it's just about finalized, I will bring that to you during the confirming part of this process. We ask for your support.

Joe Duley, EVS Limited, we'd like to say thank you to St. Joe County Council getting us to this point, this is a massive undertaking for a company our size, we've been in business just under twenty-nine years, we've been in the Sample Street business complex for about twenty-five years. Our mission is child safety, we make seats for ambulances. EVS is emergency vehicle seating. We have so much demand and we just can't keep up in our current building.

Rebecca Wallick, 121 Shamrock Street, Walkerton, I am an advocate for child safety and I just wanted to mention that we had an instructor who asked this company for a stand alone seat on a pedestal that they actually produced for us so that we could train those people and the fire department and the police department who help parents get children properly restrained, they provided a couple of seats for us and provided exactly what was needed to get the professional people trained in an effort to make the kids in our community safer. I believe whole heartedly as a person who works and lives in our community in what they do.

Mr. Kostielney: I just want to add, thanks to our economic development department for helping to facilitate this, this is a great example of how a county can help out in an industry that's been serving our community, and quite frankly, the region and United States, for a number of years and how we can help them grow and become another industry leader here in St. Joseph County.

A motion to pass Bill No. 38-22 was made by Mr. Canarecci and seconded by Ms. Hess. Bill No. 38-22 was passed to-wit; 9-0

**BILL NO. 39-22: 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 13750 MCKINLEY HWY AND UNADDRESSED 1.41 ACRES ABUTTING TO THE SOUTH, FROM R: SINGLE FAMILY DISTRICT TO I: INDUSTRIAL DISTRICT**  
PETITIONER: PENN TOWNSHIP OF ST. JOSEPH COUNTY, INDIANA

Mr. Noland reported that Bill No. 39-22 comes without a recommendation.

Ryan Fellows, Infrastructure, Planning & Growth, here you see the proposed rezoning as the former Penn fire station, just east of Capitol Avenue. The property to the north and west is zoned industrial, to the east is R single family district. The site plan shows the existing conditions, any changes to the property would be required to go through commercial plan review. A question was raised at the council committee meeting regarding required setbacks for commercial versus industrial zoning, industrial requires fifty feet adjacent to residential whereas commercial requires forty feet adjacent to residential. The Area Plan Commission favorable recommends this zoning petition.

Steven Studer, Attorney with Kreig Devault, 4101 Edison Lakes Parkway, Mishawaka, we are here this evening representing Penn Township which is attempting to sell this former fire station. We are seeking this be changed from residential to industrial. The potential user is an electrical contractor, he's been in business for over twenty years. He is moving forty employees. This is not heavy industrial, but we do need the outside storage. The buyer understands the restrictions of the site.

Mike Danch, Danch, Harner and Associates, 1643 Commerce Drive, South Bend, a couple of things Ryan mentioned about the outside storage and things to take into account on this particular site. This building is serviced by septic system and well so when you talk about outside storage areas, they are also going to have restrictions on how much area they can actually put outside storage in. Any outside storage would most likely would end up on the very western portion of site where it backs up and is adjacent to the AEP industrial site that is there and completely away from that residential area.

Mr. Canarecci: In terms of the outside storage, you mentioned wires, pools and that sort of thing, would there be anything like transformers that have oil in them, just in concerns with being adjacent to the creek.

Mr. Danch: They have to be careful with that also, so they would have to be working with the health department as well, they will have to go through final site plan approval. They have to make sure they are meeting all the clean water standards as well.

A motion to pass Bill No. 39-22 was made by Mr. Catanzarite and seconded by Mr. Root. Bill No. 39-22 was passed to-wit; 9-0

**BILL NO. 40-22: 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 56435 OAK ROAD AND 56369 OAK ROAD FROM R: SINGLE FAMILY DISTRICT TO C: COMMERCIAL DISTRICT**  
PETITIONER: SONS PROPERTY HOLDINGS LLC

Mr. Morton: On Bill's No. 40-22 and 41-22 we will have a combined public hearing and a separate vote.

Mr. Noland reported that Bill No. 40-22 comes with a favorable recommendation.

Ryan Fellows, Area Plan Commission staff, the site plans shows one zoning lot which includes two parcels totaling five point seven three acres. Area Plan Commission favorably recommends this rezoning petition. The Area Plan Commission favorably recommends this special use permit to allow a contractor yard and offices with outdoor storage up to fifty percent of gross lot area.

Chet Gamble, CTG Associates, I will answer any questions you may have. The property is going to be used for irrigation solutions. It's a company that does commercial irrigation.



Mr. Catanzarite: Is it going to be required to be sprinkled with a fire sprinkler system.....

Mr. Gamble: This building does not require to be fire sprinkled because it is divided by a two-hour fire wall, making it in compartments that meet the state requirements.

A motion to pass Bill No. 40-22 was made by Mr. Kruszynski and seconded by Mr. Canarecci. Bill No. 40-22 was passed to-wit; 9-0

**BILL NO. 41-22: AN ORDINANCE APPROVING THE PETITION FOR A SPECIAL USE FILED BY SONS PROPERTY HOLDINGS LLC FOR PROPERTY BEING LOCATED AT 56435 OAK ROAD AND 56369 OAK ROAD  
PETITIONER: SONS PROPERTY HOLDINGS LLC**

Mr. Noland reported that Bill No. 41-22 comes with a favorable recommendation.

A motion to pass Bill No. 41-22 was made by Mr. Canarecci and seconded by Mr. Kruszynski. Bill No. 41-22 was passed to-wit; 9-0

**Miscellaneous:**

**Unfinished Business:**

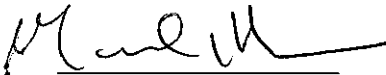
**New Business:**

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

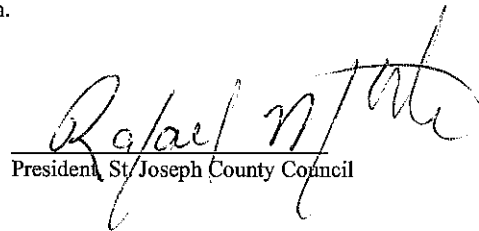
Debora Durall, 21677 Auten Road, South Bend read a poem by Richard Blanco, How to Love a Country.

Dan Caruso, 305 Compton Street, I have some advice tonight. If you should have somebody, come to your home, four people and present you with paperwork saying you should retire or resign then accompany that with veiled threat of some things that may happen if you don't sign the dotted line, unless your family is the Manson family, it would be so much better to get retirement advice, life advice health advice from loved ones.

**Adjournment** Mr. Morton stated that the meeting was adjourned 7:10 p.m.



Auditor, St. Joseph County



President, St. Joseph County Council

5 0'00  
F 7:10  
Zoom-Pfeil

**AGENDA FOR THE  
REGULAR MEETING  
OF THE  
ST. JOSEPH COUNTY COUNCIL  
APRIL 12, 2022  
6:00 P.M.**

**This meeting will be held in person with the option of Zoom**

Join the Meeting

Phone: 312 626 6799

Meeting ID: 951 3037 2751

Passcode: 138 854

1. Call to Order
2. Pledge of Allegiance
3. Invocation
4. Petitions, Communications and Miscellaneous Matters
5. Report from the County Auditor
6. Report from County Commissioners
7. Report from Council Special Committee

**8. First Readings:**

*LUP*  
**BILL NO. 53-22:** A RESOLUTION DETERMINING THAT THE QUALIFICATIONS FOR AN ECONOMIC REVITALIZATION AREA HAVE BEEN MET AND CONFIRMING RESOLUTION NO. \_\_\_\_\_ OF THE ST. JOSEPH COUNTY COUNCIL DECLARING AN AREA OF THAT COUNTY TO BE AN ECONOMIC REVITALIZATION AREA CONFIRMING RESOLUTION PETITIONER: EVS LIMITED

**9. Resolution(s):**

*Tabled until May*  
**BILL NO. 54-22:** RESOLUTION OF THE ST. JOSEPH COUNTY COUNCIL HONORING AND CONGRATULATING LOCAL BUSINESS C.E. LEE DECORATING CENTER ON 150 YEARS OF OPERATION IN THE COMMUNITY

**BILL NO. 50-22:** A RESOLUTION APPROVING A FEE FOR THE PHYSICAL EVICTION OR EJECTMENT OF A TENANT OR OCCUPANT OF PROPERTY FOLLOWING THE EVICTION ORDER OF A COURT OF ST. JOSEPH COUNTY  
PETITIONER: SHERIFF

**BILL NO. 51-22:** A RESOLUTION APPROVING A POLICE CAMERA RECORDING FEE FOR THE ST. JOSEPH COUNTY POLICE DEPARTMENT FOR PUBLIC VIDEO COPIES OF COUNTY POLICE BODY AND DASH CAMERA VIDEOS AND AMENDING & UPDATING EXISTING DEPARTMENT COPY FEES TO COMPLY WITH STATE STATUE  
PETITIONER: SHERIFF

**10. Salary Amendment(s):**

**BILL NO. 43-22:** AN ORDINANCE AMENDING ORDINANCE 95-21, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2022  
PETITIONER: HEALTH DEPARTMENT (Combined with Bill No. 42-22 C)

**BILL NO. 49-22:** AN ORDINANCE AMENDING ORDINANCE 95-21, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2022  
PETITIONER: HEALTH DEPARTMENT (Combined with Bill No. 42-22 O)

**BILL NO. 44-22:** AN ORDINANCE AMENDING ORDINANCE 95-21, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2022

PETITIONER: SUPERIOR COURT (Combined with Bill No. 42-22 D)

**BILL NO. 45-22:** AN ORDINANCE AMENDING ORDINANCE 95-21, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2022

PETITIONER: PSAP (Combined with Bill No. 42-22 E)

**BILL NO. 47-22:** AN ORDINANCE AMENDING ORDINANCE 95-21, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2022

PETITIONER: COMMISSIONERS (Combined with Bill No. 42-22 F)

**11. Public Hearing/Public Comments: Fiscal Matters**

**BILL NO. 42-22:** AN ORDINANCE APPROPRIATING AND TRANSFERRING MONEYS FOR THE PURPOSE HEREIN SPECIFIED FOR THE SEVERAL DEPARTMENTS HEREIN LISTED OF ST. JOSEPH COUNTY GOVERNMENT:

**TRANSFER(S):**

**A. Health Department**

Health Immunization CoAg

FROM: 8131-11950-000-0055	Part Time	\$40,000.00
8131-14800-000-0055	FICA	\$3,200.00
TO: 8131-33368-000-0055	Public Info & Education	\$43,200.00
	<b>TOTAL:</b>	<b><u>\$43,200.00</u></b>

**B. Health Department**

Health COVID Vaccinations

FROM: 8928-32020-000-0055	Travel/Mileage	\$10,000.00
8928-32050-000-0055	Conferences & Trainings	\$9,814.00
8928-32203-000-0055	Cell Phones	\$200.39
8928-32550-000-0055	Miscellaneous Costs	\$101,625.75
TO: 8928-11985-000-0055	Temp/Seasonal Help	\$120,230.14
8928-14800-000-0-055	FICA Taxes	\$1,410.00
	<b>TOTAL:</b>	<b><u>\$121,640.14</u></b>

**C. Health Department**

County Health Department

FROM: 1159-11155-000-0055	Nurses-Other Medical	\$57,090.00
1159-14810-000-0055	PERF	\$3,394.00
1159-14840-000-0055	Group Health Insurance	\$18,000.00
TO: 1159-11950-000-0055	Part Time	\$81,484.00
	<b>TOTAL:</b>	<b><u>\$81,484.00</u></b>

**D. Superior Court**

General Fund

FROM: 1000-11352-000-0020	Bailiff	\$825.60
TO: 1000-11077-000-0020	Administrative Assistants	\$825.00
	<b>TOTAL:</b>	<b><u>\$825.00</u></b>

**E. PSAP**

Dispatch Operating

FROM: 1222-11314-000-0013	IT Technician	\$9,210.00
TO: 1222-11452-000-0013	Administrative Officer	\$9,210.00
	<b>TOTAL:</b>	<b><u>\$9,210.00</u></b>

**APPROPRIATION(S):**

F. Commissioners General Fund 1000-11312-000-0014	IT Manager	\$16,725.00 <u>TOTAL:\$16,725.00</u>
G. Infrastructure, Planning & Growth General Fund 1000-39902-000-0071 1000-65030-000-0071	Vehicle Towing/Impounding Interfund Transfer	(\$10,000.00) \$10,000.00
Abandoned Vehicle Fund 1223-39902-000-0071	Vehicle Towing/Impounding	\$10,000.00 <u>TOTAL:\$10,000.00</u>
H. Sheriff COVID Supplemental 8901-11571-000-0006	Jail Overtime	\$37,333.38 <u>TOTAL:\$37,333.38</u>
I. Probate Court CASA Triage Tool 9154-31070-000-0025	Other Contractual Svc.	\$28,715.37 <u>TOTAL:\$28,715.37</u>
J. Probate Court CASA Capacity Bldg. Grant 9133-14840-000-0025 9133-32051-000-0025	Group Health Ins. Promotion	\$39,000.00 \$9,268.89 <u>TOTAL:\$48,268.89</u>
K. Probate Court Juvenile Probation 9159-21010-000-0025 9159-32020-000-0025 9159-32050-000-0025 9159-32051-000-0025	Stationary & Printing Travel/Mileage Conferences & Training Promotion	\$2,000.00 \$5,000.00 \$5,000.00 \$13,500.00 <u>TOTAL:\$25,000.00</u>
L. Probate Court Juvenile Probation 9124-36015-000-0025	Contractual Services	\$75,000.00 <u>TOTAL:\$75,000.00</u>
M. Health Department Health NACCHO SPACECAT 9170-11077-000-0055 9170-14800-000-0055 9170-14810-000-0055 9170-14810-000-0055 9170-32550-000-0055	Administrative Assistant FICA Taxes PERF Group Health Insurance Miscellaneous Costs	\$4,656.00 \$357.00 \$522.00 \$2,248.00 \$11,608.00 <u>TOTAL:\$19,391.00</u>

N. Health Department		
Health TB Elimination		
8930-11155-000-0055	Nurse-Other Medical	\$30,513.00
8930-14800-000-0055	FICA Taxes	\$2,266.00
8930-14810-000-0055	PERF	\$3,318.00
8930-14840-000-0055	Group Health Insurance	\$10,682.00
		<u>TOTAL:\$46,779.00</u>

O. Health Department		
County Health Fund		
1159-11950-000-0055	Part Time	\$10,910.24
1159-14800-000-0055	FICA	\$834.63
1159-14810-000-0055	PERF	\$4,172.56
1159-14840-000-0055	Group Health Insurance	\$18,000.00
		<u>TOTAL:\$33,917.43</u>

**12. Public Hearing/Public Comment: American Rescue Plan Fund**

**BILL NO. 48-22:** AN ORDINANCE APPROPRIATING MONEIES FOR THE PURPOSE HEREIN SPECIFIED FROM THE AMERICAN RESCUE PLAN FUND  
 PETITIONER: CIRCUIT & SUPERIOR COURT

Circuit & Superior Court		
American Rescue Plan Fund		
8950-45520-000-0040	Technology Equipment	\$477,500.00
		<u>TOTAL:\$477,500.00</u>

**13. Land Use Planning:**

**BILL NO. 38-22:** A RESOLUTION OF THE ST. JOSEPH COUNTY COUNCIL DECLARING A PORTION OF ST. JOSEPH COUNTY AN ECONOMIC REVITALIZATION AREA, PURSUANT TO IC. 6-1.1-12.1-1, ET SEQ.  
 PETITIONER: EVS LIMITED

**BILL NO. 39-22:** 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 13750 MCKINLEY HWY AND UNADDRESSED 1.41 ACRES ABUTTING TO THE SOUTH, FROM R: SINGLE FAMILY DISTRICT TO I: INDUSTRIAL DISTRICT  
 PETITIONER: PENN TOWNSHIP OF ST. JOSEPH COUNTY, INDIANA

**BILL NO. 40-22:** 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 56435 OAK ROAD AND 56369 OAK ROAD FROM R: SINGLE FAMILY DISTRICT TO C: COMMERCIAL DISTRICT  
 PETITIONER: SONS PROPERTY HOLDINGS LLC

**BILL NO. 41-22:** AN ORDINANCE APPROVING THE PETITION FOR A SPECIAL USE FILED BY SONS PROPERTY HOLDINGS LLC FOR PROPERTY BEING LOCATED AT 56435 OAK ROAD AND 56369 OAK ROAD  
 PETITIONER: SONS PROPERTY HOLDINGS LLC

**14. Miscellaneous:**

**15. Unfinished Business:**

**16. New Business:**

**17. Privilege of the floor:** Limit of 3 minutes to items *not* on this agenda

**18. Adjournment**

**Notes:**

April 26, 2022 - Committee Meeting at 5:30 p.m.

May 10, 2022 – Public Hearing 6:00 p.m.