

MINUTES OF THE  
REGULAR MEETING  
OF THE  
ST. JOSEPH COUNTY COUNCIL  
January 14, 2014

The regular meeting of the St. Joseph County Council was called to order at 6:05 p.m., on January 14, 2014, by the President, Rafael Morton, in the Council Chambers, fourth floor, County-City Building, South Bend, Indiana.

Members in attendance were:

Mr. Michael J. Hamann  
Mr. Daniel G. Herbster  
Mr. James O'Brien  
Mrs. Diana Hess  
Mr. Robert J. McCahill  
Mr. Rafael Morton  
Mr. Corey D. Noland  
Mr. Mark Root

Present from the Auditor's office were Ms. Teresa Shuter, Chief Deputy Auditor. Council staff present was Mr. Michael A. Trippel, Attorney and Ms. Jennifer Prawat, Executive Secretary. Mr. Mark Catanzarite was not in attendance.

**Petitions, Communications & Miscellaneous Matters:**

Mr. Noland moved to nominate Jessica Clark to the County Redevelopment Commission and Beehler Keiser to the Water Resources Advisory Board. Mr. McCahill seconded, the motion was passed by a voice vote; 9-0. No negatives were heard.

Mr. Morton moved and was seconded by Mrs. Hess to have the minutes from the December 3, 2013, December 30, 2013 and January 2, 2014 were approved. The motion passed by a voice vote; 8-0. No negatives were heard.

A motion to reappoint the following was made by Mr. Catanzarite:

No report from the County Auditor.

No report from the Board of Commissioners.

No report from any Special Committees.

**BILL NO. 93-13:** AN ORDINANCE APPROVING THE PETITION FOR SPECIAL USE FILED BY WILLIAM R. SYKES FOR THE PROPERTY LOCATED AT 18927 DARDEN ROAD SOUTH BEND, IN THE SAME BEING PETITION NO. 1-8-14-7 FILED WITH THE AREA BOARD OF ZONING APPEALS  
Assigned to Land Use Planning Committee

**BILL NO. 92-13:** AN ORDINANCE AMENDING ORDINANCE 58-13, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2014 (Dept. 0023 County Engineer, Dept. 0061 Highway Admin and Dept. 0062 Highway Maintenance)

Mr. Morton reported that Bill No. 92-13 comes with a favorable recommendation.

Jessica Clark, County Engineer, this is the follow up salary amendment for 2014 as a result of the Public Works merger with engineering and highway, we have personnel that is doing additional work assignments and duties, they are due for their compensation along with the highway supervisors and the assistants have asked to take a stronger leadership role and they are also tasked with increased managerial tasks so we have requested these salary amendments be reflected in their job duties for 2014. The merger occurred after the 2014 budget had been submitted and was being considered for approval so we were asked to hold off until now.

Motion to pass Bill No. 92-13 was made by Mr. Hamann and seconded by Mr. Herbster. Bill No. 92-13 was passed

to-wit; 8-0.

**Public Hearing/Public Comment:**

**BILL NO. 90-13: TRANSFER/APPROPRIATION**

**TRANSFERS:**

Commissioners  
CEDIT

FROM: 7312-65030-000-0034	Inter Fund Transfer	\$ 250,000.00
TO: 1179-05205-000-0057	Inter Fund Transfer	250,000.00

**TOTAL: \$250,000.00**

Engineering  
County Highway

FROM: 1176-11061-000-0061	Highway Commissioner	\$ 18,170.00
TO: 1176-31020-000-0061	Administration	18,170.00

**TOTAL: \$18,170.00**

Engineering  
County Highway

FROM: 1176-11061-000-0061	Highway Commissioner	\$ 1,740.00
TO: 1176-11402-000-0062	Asst. Supervisor	1,740.00

**TOTAL: \$1,740.00**

**APPROPRIATIONS:**

County Surveyor  
Perpetuation Fund

1202-31070-000-0023	Contractual Services	\$ 20,000.00
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**TOTAL: \$ 20,000.00**

Motion to pass Bill No. 90-13 was made by Mr. Noland and seconded by Mr. O'Brien. Bill No. 90-13 was passed to-wit; 8-0.

**Public Hearing/Miscellaneous Matters:**

**BILL NO. 81-13: ORDINANCE ESTABLISHING THE PUBLIC SAFETY COMMUNICATIONS CONSORTIUM OF ST. JOSEPH COUNTY PETITIONER: THE ST. JOSEPH COUNTY COMMISSIONERS**

Mr. Morton reported that Bill No. 81-13 comes with a favorable recommendation.

Mr. Morton: On behalf of Commissioner Kostielney, I will go through this, the public safety communications consortium of St. Joseph County is established for the purpose of promoting the efficient use of public safety agency resources through improved coordination's and cooperation to enhance the safety of St. Joseph County residents using either consolidated dispatch function and enter operable voice and data communication system. It is comprised of St. Joseph County and the municipalities of St. Joseph County and have public safety agencies. The public safety communication's executive board and public safety communications operation board are created to govern the consortium. Also the City of South Bend and the City of Mishawaka will follow with the same process and the executive board will consist of both mayors, the Mayor of South Bend and the Mayor of Mishawaka and the president

of the Commissioners and I believe the board will consist of members of the Fire Department and EMS. And with that said, I was asked to read a statement our colleague, Mr. Catanzarite because he is absent tonight.

Dear Council Members, I request your understanding as I am absent from tonight's meeting as part of my employment with the South Bend Fire Department. I don't take lightly my responsibilities as a representative of County Council District G. Currently I am returning from day two of an informational gathering trip touring public safety communication centers from as far east as Dekalb County Indiana to as far north as Waukesha Wisconsin. I am in the company of Commissioner McClure, Mayor Wood and representatives from all the major police, fire, EMS and communications centers in our county. Our charge is to tour these combined communications centers to help determine what our needs are going to be in order to comply with the state under funded mandate of having no more than two public safety answering points, PSAPs by this December 31<sup>st</sup>, a daunting task. I believe my presence on these trips will be beneficial to us a council as ultimately we will be tasked with funding some or a portion of this consolidation mandate. I hope to bring back valuable information to help all of us when we deal with important matter, which should, if done right, make our county a safer place to live and work. So without hesitation I encourage you all to support passage of Bill No. 81-13 which is fundamental in laying the ground work to form the public safety communications consortium for consolidation of St. Joseph County multiple PSAPs, again I appreciate your understanding on my absence on tonight's meeting but hope my attendance on these trips will be fruitful in the information which I can bring back for our future consideration. Respectfully submitted, Mark Catanzarite, County Council District G.

Motion to pass Bill No. 81-13 was made by Mr. Noland and seconded by Mrs. Hess. Bill No. 81-13 was passed to-wit; 8-0.

**BILL NO. 88-13:** AN ORDINANCE OF THE ST. JOSEPH COUNTY COUNCIL AMENDING TITLE III, ADMINISTRATION CHAPTER 34.15(A), MAINTENANCE OF PETTY CASH AS FUNDS BY CERTAIN DEPARTMENTS OF THE COUNTY, OF THE ST. JOSEPH COUNTY, INDIANA CODE  
(Dept. 0055–Health Department)

Mr. Hamann reported that Bill No. 88-13 comes with a favorable recommendation.

Nick Molchan, Administrator for Health Department, this bill is to increase our petty cash in the health department, fee's/permits. This would allow us to not have to go to the bank less often so we would have petty cash available for change when people are coming in for our services.

Motion to pass Bill No. 88-13 was made by Mr. Noland and seconded by Mrs. Hess. Bill No. 88-13 was passed to-wit; 8-0.

**Public Hearing/Land Use Planning:**

**BILL NO. 83-13:** 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 17874 STATE ROAD 23, SOUTH BEND, INDIANA FROM 'O/B' OFFICE/BUFFER DISTRICT TO 'O' OFFICE DISTRICT  
PETITIONER: BPM CAPITAL LLC C/O TRICIA GREANEY

Mr. Noland reported that Bill No. 83-13 comes with a favorable recommendation.

Christa Hill, Area Plan Commission, I am here and prepared to give our presentation however, unless either of these gentlemen are here to present on behalf of the petitioner, I do not see the petitioner or his representative at the both the Area Plan Commission meeting and committee meeting it was representative from Lange Feeney. Would you like me to continue or do we table it?

Mr. Root made the motion to table and was seconded by Mr. McCahill. Bill No. 88-13 was tabled by a voice vote 8-0.

**Unfinished Business:**

**New Business:**

**Privilege of the floor:** Mr. Root: Id like to comment, I think we'd be remised if we didn't take a second to publicly acknowledge, of thanks and acknowledgement for our snow crew removals in St. Joseph County for the efforts they

put out last week during the storm, a storm that was described as quite frankly, once in a decade type of storm. I know first hand in watching some of their work, very very difficult conditions they worked under last week and they did it professionally and did it competently and it was a credit to St. Joseph County, I know in talking to at least two of the commissioners, the complaints were fairly minimal despite the conditions, and I just think it's prudent that we take a second and publicly acknowledge and thank the snow crew removal of St. Joseph County and the work they did last week.

Mr. Morton: Thank you Councilman Root for those very kind and very true comments.

**Adjournment:** Mr. Morton stated that the meeting was adjourned at 6:15 p.m.

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Auditor, St. Joseph County

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President, St. Joseph County Council













