

MINUTES OF THE
REGULAR MEETING
OF THE
ST. JOSEPH COUNTY COUNCIL
June 14, 2016

The regular meeting of the St. Joseph County Council was called to order at 6:01 p.m., on June 14, 2016, 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
Ms. Diana Hess
Mr. Rafael Morton
Mr. Mark P. Telloyan
Mr. Mark A. Catanzarite
Mr. Robert McCahill

Present from the Auditor's office were Mr. Michael J. Hamann.

Council staff present was Mr. Michael A. Trippel, Attorney and Ms. Jennifer Prawat, Executive Secretary.

Petitions, Communications & Miscellaneous Matters:

Ms. Hess made the motion to nominate Patricia Hancock, Linda Baechle, Brian Young, Mary Butiste-Jones, Jesse Carlton, Susan Rozzi, Ken Cotter, Dan Gebo, Judge Elizabeth Hurley, Christopher Kozelichki, Charles Hurley, Judge Andre Gamage, Judy Jankowski, Corey Noland, Joseph Prahlow, Larry Bennett and Scott Ruskowski to the Domestic Violence Fatality Review Team and was seconded by Mr. Kruszynski. The motion was passed by a voice vote; 6-0.

Mr. McCahill made a motion to approve the minutes of the May 10, 2016 and was seconded by Ms. Hess, the motion was passed by a voice vote; 6-0.

No report from the County Auditor
Report from the County Commissioner:

First Readings:

BILL NO. 38-16: AN ORDINANCE APPROVING THE PETITION FOR SPECIAL USE FILED CLEAR CHOICE ADULT DAY CARE SERVICES FOR THE PROPERTY LOCATED AT 52248 LAUREL ROAD THE SAME BEING PETITION NO. 06-01-16-19 FILED WITH THE AREA BOARD OF ZONING APPEALS
PETITIONER: CLEAR CHOICE ADULT DAY CARE SERVICES
Assigned to the Land Use Planning Committee

Salary Amendments:

BILL NO. 37-16: AN ORDINANCE AMENDING ORDINANCE 52-15, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2016 (Dept. 0025 JUVENILE JUSTICE SYSTEM)

Mr. McCahill reported that Bill No. 37-16 comes with a favorable recommendation.

Judge Fox, this is for the JDAI to finish up the grant, there were some errors in the grant and the state approved this spending of it as an approval to finish the grant in July so it needs to be spent by July 1st or we will be violation of the approval of the grant.

Motion to pass Bill No. 37-16 was made by Mr. McCahill and seconded by Ms. Hess. Bill No. 37-16 was passed to-wit; 6-0

BILL NO. 35-16: AN ORDINANCE AMENDING ORDINANCE 52-15, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2016 (Dept. 0030 PORTAGE MANOR)

Mr. McCahill reported that Bill No. 35-16 comes without a recommendation.

Robyn Challinor, Director of Portage Manor and Jennifer Welch, Administrative Assistant, we are amending salaries by eliminating a position in our budget to people that absorbed those job duties.

Mr. Morton: I know we talked about this in committee, many questions from Council since that meeting.

Mr. Catanzarite: This question to our Deputy Auditor, these amounts have already been paid, am I correct?

Teresa Shuter, Chief Deputy Auditor: Yes, as of the first of the year.

Mr. Catanzarite: So this is just a housekeeping matter?

Ms. Shuter: Yes, they were provided direction from the previous administrator and followed that direction. I think they are aware of the proper protocol moving forward.

Mr. Morton: That was the main issue during committee. You did make that very clear you were just following the direction of the previous director, who, in my opinion, without a doubt, knew protocol and did not follow it.

Motion to pass Bill No. 35-16 was made by Ms. Hess and seconded by Mr. Telloyan. Bill No. 35-16 was passed to-wit; 6-0

BILL NO. 36-16: AN ORDINANCE AMENDING ORDINANCE 52-15, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2016 (Dept. 0025 JUVENILE JUSTICE SYSTEM CASA)

Mr. McCahill reported that Bill No. 36-16 comes with a favorable recommendation.

Brenda Matuszkiewicz, Executive Director of CASA, CASA received the option for applying for a capacity building grant. It was to increase the number of children served in St. Joseph County.

Motion to pass Bill No. 36-16 was made by Mr. Catanzarite and seconded by Mr. McCahill. Bill No. 36-16 was passed to-wit; 6-0

Public Hearing/Public Comment:

BILL NO. 34-16: AN ORDINANCE APPROPRIATING AND TRANSFERRING MONEYS FOR THE PURPOSE HEREIN SPECIFIED FOR THE SEVERAL DEPARTMENTS HEREIN LISTED OF ST. JOSEPH COUNTY GOVERNMENT

TRANSFERS:

A. Emergency Management
General Fund

FROM: 1000-36300-000-0009 Repairs Office Equipment \$3,500.00

TO: 1000-44010-000-0009 Equipment 3,500.00

TOTAL: \$3,500.00

B. JJC
JDAI Fund

FROM: 9112-36015-000-0025 Court Services \$ 2,399.92

TO: 9112-11376-000-0025 Edu. Coordinator \$ 2,399.92

TOTAL: \$2,399.92

C. Prosecutor
General

FROM: 1000-32020-000-0018 Travel \$20,000.00

TO: 1000-16300-000-0018 Witness Fees \$20,000.00

TOTAL: \$20,000.00

APPROPRIATION

D. Commissioners
CEDIT

7312-36010-000-0034 Repairs/Bldgs./Structures \$ 800,000.00

TOTAL: \$800,000.00

E. Juvenile & Probate Court
Capacity Building Grant

9133-11772-000-0025 CASA Supervisor \$ 35,904.00

9133-14800-000-0025 FICA 2,746.66

9133-14800-000-0025 PERF 4,021.25

9133-14840-000-0025 Group Ins. 20,378.28

9133-32051-000-0025 Promotion 5,245.85

TOTAL: \$68,296.04

F. Prosecutor
Drug Prosecution

9136-39750-000-0018 Data Processing \$6,024.00

9136-39605-000-0018 Informer Fees & Buy Money \$3,976.00

TOTAL: \$10,000.00

G. Adult Probation
Veterans Court Grant

9137-32052-000-0024 Treatment Contract Svc. \$3,600.00
TOTAL: \$3,600.00

**G. Community Corrections-DuComb Center Fiscal Year 17
GRANT 9125 (0080) FY 16-17**

9125-11009-017-0080	Director	\$65,000.00
9125-11032-017-0080	Executive Administrator, CCAB	\$55,000.00
9125-11077-017-0080	Executive Admin. Assistant	\$32,000.00
9125-11211-017-0080	Financial Coordinator	\$40,000.00
9125-11215-017-0080	Substance Abuse Counselor	\$39,000.00
9125-11216-017-0080	Case Manager (WR x 2)	\$64,000.00
9125-11217-017-0080	Case Manager (HD x2)	\$64,000.00
9125-11291-017-0080	Client Service Coordinator (RD)	\$32,000.00
9125-11370-017-0080	Detention Officers	\$500,000.00
9125-11405-017-0080	Receptionist	\$27,500.00
9125-11601-017-0080	Program Manager/Supervisor	\$47,500.00
9125-11670-017-0080	Bookkeeper	\$25,500.00
9125-11690-017-0080	Maintenance Tech	\$33,950.00
9125-11706-017-0080	Director of Kitchen Services	\$40,000.00
9125-11800-017-0080	Director of Security	\$47,500.00
9125-11967-017-0080	Case Manager (DR)	\$30,000.00
9125-16800-017-0080	State Grant/Bonus	\$16,500.00
	<i>Salaries Total</i>	<i>\$ 1,159,450.00</i>

9125-14800-017-0080	FICA	\$91,017.00
9125-14810-017-0080	PERF	\$127,539.00
9125-14840-017-0080	Group Insurance	\$117,513.00
	<i>Fringes Total</i>	<i>\$336,068.00</i>

100 Series Total \$1,495,518.00

9125-21030-017-0080	Office Supplies	\$5,000.00
9125-22120-017-0080	Garage & Motor Supplies	\$7,000.00
9125-22200-017-0080	Household Supplies	\$6,500.00
9125-22215-017-0080	Drug Testing Supplies	\$9,000.00
9125-24100-017-0080	Food	\$86,996.00
9125-24110-017-0080	Clothing/Wearing Apparel	\$5,500.00

200 Series Total \$129,996.00

9125-31015-017-0080	Consultant (Professional) Services	\$ 2,500.00
9125-31070-017-0080	Other Contractual Services	\$ 82,000.00
9125-32020-017-0080	Travel & Training	\$ 9,450.00
9125-32200-017-0080	Telephone & Telegraph	\$ 7,000.00
9125-32350-017-0080	Postage	\$ 2,250.00
9125-33100-017-0080	Printing	\$ 1,000.00
9125-35015-017-0080	Utilities	\$ 53,500.00
9125-36050-017-0080	Equipment & Leasing	\$ 59,000.00
9125-39010-017-0080	Dues & Subscriptions	\$ 500.00

300 Series Total \$217,200.00

080 GRANT SERIES TOTAL \$ 1,842,714.00

PROJECT INCOME 9127 (0795) FY 15-16

9127-11138-017-0795	Other Compensation	\$20,000.00
9127-11215-017-0795	Substance Abuse Counselor-PT	\$25,500.00
9127-11217-017-0795	Case Manager-(HD x 2)	\$64,000.00
9127-11370-017-0795	Detention Officers	\$205,000.00
9127-11376-017-0795	Education Coordinator (GED)	\$ 25,500.00
9127-11395-017-0795	Reentry Coordinator	\$40,000.00
9127-11571-017-0795	Overtime	\$55,000.00
9127-11690-017-0795	Maintenance Tech	\$32,000.00
9127-11707-017-0795	Community Service CM	\$32,000.00
9127-11716-017-0795	Cooks	\$76,323.00
9127-11717-017-0795	Dietary Aide	\$ 25,500.00
9127-11950-017-0795	Part Time	\$120,000.00
	<i>Salaries Total</i>	\$720,823.00

9127-14800-017-0795	FICA	\$56,192.00
9127-14810-017-0795	PERF	\$78,740.00
9127-14840-017-0795	Group Insurance	\$214,971.00
	<i>Fringes Total</i>	\$349,903.00

100 Series Total \$1,070,726.00

9127-21030-017-0795	Office Supplies	\$ 5,000.00
9127-22120-017-0795	Garage & Motor Supplies	\$12,000.00
9127-22200-017-0795	Household Supplies	\$15,000.00
9127-22215-017-0795	Drug Testing Supplies	\$20,000.00
9127-23010-017-0795	Maintenance Supplies	\$10,000.00
9127-24010-017-0795	Other Supplies	\$15,000.00
9127-24100-017-0795	Food	\$100,000.00
9127-24110-017-0795	Clothing/Wearing Apparel	\$10,000.00

200 Series Total \$187,000.00

9127-31015-017-0795	Consultant (Professional) Services	\$55,000.00
9127-31070-017-0795	Other Contractual Services	\$110,000.00
9127-32020-017-0795	Travel & Training	\$23,000.00
9127-32200-017-0795	Telephones	\$5,000.00
9127-32203-017-0795	Cellphones	\$11,000.00
9127-32350-017-0795	Postage	\$1,500.00
9127-33100-017-0795	Printing	\$1,500.00
9127-35015-017-0795	Utilities	\$75,918.00
9127-36011-017-0795	Building Maintenance	\$5,000.00
9127-36050-017-0795	Equipment Leasing	\$65,000.00
9127-39010-017-0795	Dues & Subscriptions	\$1,100.00
9127-39600-017-0795	Refunds, Awards and Indemnities	\$2,000.00

300 Series Total \$356,018.00

9127-44250-017-0795	Office Machines/Equipment	\$5,000.00
9127-44600-017-0795	Special/Other Equipment	\$15,000.00
9127-45520-017-0795	Data Equipment	\$20,000.00
9127-45521-017-0795	Home Monitoring Equipment	\$59,500.00
9127-45010-017-0795	Auto/Vehicles	\$50,000.00

400 Series Total \$149,500.00

0795 Project Income Total \$ 1,763,244.00

COMMUNITY TRANSITION PROGRAM 9126

9126-11219-017-0080	Case Manager (x 2)	\$ 64 ,000.00
	<i>Salaries Total</i>	<i>\$64,000.00</i>
9126-14800-017-0080	FICA	\$5,000.00
9126-14810-017-0080	PERF	\$7,040.00
9126-14840-017-0080	Group Insurance	\$16,000.00
	<i>Fringes Total</i>	<i>\$28,040.00</i>
	100 Series Total	\$ 92,040.00
9126-21030-017-0080	Office Supplies	\$500.00
9126-22120-017-0080	Garage & Motor Supplies	\$500.00
9126-22215-017-0080	Drug Testing	\$ 2,500.00
9126-24110-017-0080	Clothing/Wearing Apparel	\$500.00
	200 Series Total	\$ 4,000.00
9126-31070-017-0080	Other Contractual Services	\$1,000.00
9126-32020-017-0080	Travel & Training	\$2,000.00
9126-32350-017-0080	Postage	\$250.00
9126-36050-017-0080	Equipment Leasing	\$4,000.00
9126-39010-017-0080	Dues & Subscriptions	\$500.00
	300 Series Total	\$ 7,750.00

0080 CTP SERIES TOTAL \$ 103,790.00

Community Corrections-Adult IDOC Amendment FY17 (\$164,000)

9131-11219-017-0080	Case Manager	\$30,000.00
9131-11370-017-0080	Work Release Officer (x 2)	\$54,000.00
	<i>Salaries Total</i>	<i>\$84,000.00</i>
9131-14800-017-0080	FICA	\$6,594.00
9131-14810-017-0080	PERF	\$6,720.00
9131-14840-017-0080	Group Insurance	\$16,686.00
	<i>Fringes Total</i>	<i>\$30,000.00</i>
	100 Series Total	\$114,000.00
9131-24100-017-0080	Food	\$50,000.00
	200 Series Total	\$50,000.00
	Total 0080 IDOC Amend	\$164,000.00

Community Corrections-Adult IDOC 1006 Additional Funding FY17 (\$240,800)

9138-11219-017-0080	Reentry Case Manager	\$32,000.00
9138-11290-017-0080	Support Services Coordinato	\$30,000.00
9138-11379-017-0080	Case Manager- Mental Health	\$35,000.00
9138-11376-017-0080	Education Coordinator (GED)	\$ 32,000.00
	<i>Salaries Total</i>	<i>129,000.00</i>
9138-14800-017-0080	FICA	\$9,060.00
9138-14810-017-0080	PERF	\$14,190.00
9138-14840-017-0080	Group Insurance	\$32,250.00
	<i>Fringes Total</i>	<i>\$ 55,000.00</i>

100 Series Total \$184,500.00

9138-21030-017-0080	Office Supplies	\$1,500.00
9138-22200-017-0080	Household Supplies	\$2,000.00
9138-23010-017-0080	Maintenance Supplies	\$3,500.00
9138-24110-017-0080	Clothing/Wearing Apparel	\$1,000.00
200 Series Total		\$ 8,000.00

9138-31070-017-0080	Other Contractual Services	\$20,000.00
9138-32020-017-0080	Travel and Training	\$2,000.00
9138-36011-017-0080	Building Maintenance	\$1,300.00
300 Series Total		\$23,300.00

9138-44600-017-0080	Special/Other Equipment	\$10,000.00
9138-45521-017-0080	Home Monitoring Equipment	\$15,000.00
400 Series Total		\$ 25,000.00
<u>IDOC 1006 Additional Funding</u>		<u>\$240,800.00</u>

Prosecutor/IDOC Pretrial Diversion FY17 (\$123,000)

9139-11320-017-018	Program Analyst/Coordinator	\$40,000.00
9139-11355-017-018	Compliance Officer/Investigator	\$35,000.00
<i>Salaries Total</i>		<i>\$ 75,000.00</i>

9139-14800-017-018	FICA	\$6,000.00
9139-14810-017-018	PERF	\$9,000.00
9139-14840-017-018	Group Insurance	\$33,000.00
<i>Fringes Total</i>		<i>\$48,000.00</i>

Prosecutor/IDOC Pretrial Diversion FY17 \$123,000.00

Superior Court/IDOC CRRP FY17 (\$123,500)

9140-11615-017-020	Probation Officer	\$35,000.00
9140-11041-017-020	Part Time Public Defender	\$22,000.00
<i>Salaries Total</i>		<i>\$ 57,000.00</i>

9140-14800-017-020	FICA	\$4,360.50
9140-14810-017-020	PERF	\$6,384.00
9140-14840-017-020	Group Insurance	\$15,255.50
<i>Fringes Total</i>		<i>\$26,500.00</i>

100 Series Total		\$ 83,500.00
9140-31070-017-020	Other Contractual Services	\$40,000.00
300 Series Total		\$ 40,000.00

Total Superior Court/IDOC CRRP FY17 \$123,500.00

Adult Probation/IDOC Pretrial Services FY17 (\$143,000)

9141-11376-017-0024	Education Coordinator (GED)	\$30,000.00
9141-11613-017-024	Probation Officer (x 2)	\$ 70,000.00
<i>Salaries Total</i>		<i>\$ 100,000.00</i>

9141-14800-017-024	FICA	\$8,000.00
9141-14810-017-024	PERF	\$11,200.00

J. Community Corrections
CBC Fund

FROM: 9114-65030-000-0795 Inter Fund Transfer	\$100,000.00
TO: 4922-44600-016-0795 Special Equipment	\$100,000.00
	<u>TOTAL: \$100,000.00</u>

K. Juvenile Electronic Monitoring
Community Based Corrections

FROM: 1122-65030-016-0798 Inter Fund Transfer	\$3,500.00
TO: 9130-14810-016-0798 PERF	3,500.00
	<u>TOTAL: \$ 3,500.00</u>

Motion to pass Bill No. 34-16 was made by Ms. Hess and seconded by Mr. McCahill. Bill No. 34-16 was passed to-wit; 6-0

Land Use Planning:

BILL NO. 29-16: AN ORDINANCE APPROVING THE PETITION FOR SPECIAL USE FILED BY HARRIS CIVIL TOWNSHIP FOR THE PROPERTY LOCATED AT 51520 ELM ROAD AND 13931 STATE ROAD 23, GRANGER, INDIANA 46530 THE SAME BEING PETITION NO. 05-04-16-06 FILED WITH THE AREA BOARD OF ZONING APPEALS PETITIONER: HARRIS CIVIL TOWNSHIP

Mr. Morton reported that Bill No. 29-16 comes with a favorable recommendation.

Ayoka Paek, Zoning and Business Services Administrator with the Building Department, this bill comes to you with a favorable recommendation. This is for a special use for a park tables and picnic area.

Motion to pass Bill No. 29-16 was made by Mr. Catanzarite and seconded by Ms. Hess. Bill No. 29-16 was passed to-wit; 6-0

BILL NO. 32-16: AN ORDINANCE APPROVING THE PETITION FOR SPECIAL USE FILED BY TIMOTHY L. HANN JR. AND TINA M. HANN FOR THE PROPERTY LOCATED AT 59400 HICKORY ROAD, SOUTH BEND, IN 46614 THE SAME BEING PETITION NO. 05-04-16-07 FILED WITH THE AREA BOARD OF ZONING APPEALS PETITIONER: TIMOTHY L. HANN JR. AND TINA M. HANN

Mr. Morton reported that Bill No. 32-16 comes with a favorable recommendation.

Ayoka Paek, Zoning and Business Services Administrator with the Building Department, this bill comes to you with a favorable recommendation. In residential areas, gun sales are special use application, there were no concerns with the applications and nobody spoke against it.

Tina M. Hann, we are here seeking a special use to allow sales of fire arms and ammunition in a residential district.

Mr. McCahill: Do you have firearms and ammunition on site?

Ms. Hann: There will be very few. The idea is to keep a very low volume in our home.

Mr. McCahill: Do you have a security system for your home?

Ms. Hann: Yes.

Mr. McCahill: Is it monitored and audible?

Mr. Hann: Yes, it works well.

Motion to pass Bill No. 32-16 was made by Mr. McCahill and seconded by Mr. Kruszynski. Bill No. 32-16 was passed to-wit; 6-0

Unfinished Business:

New Business:

Privilege of the floor:

Dot Kessler, 2852 Bell Moral LaPorte, I am here to represent the LOK Wishing Tree Foundation. I am the founder of the foundation. The foundation was established for one of our children. We lost Lynsey O'Brien Kesling at the age of 22, right after she graduated from Indiana University to accidental carbon monoxide poisoning, her and her young dog. Our mission is dual by design. The other part of the mission we do part of the year is work with kids. We work year round with fire houses, fire departments, men and women throughout the state of Indiana. We set up carbon monoxide outreach educational posts. We also work with the national safety company, First Alert and they provide us with over thousands carbon monoxide detectors that we in turn pass out to the families and folks that come to our outreach facilities. We will continue doing this every single year, however, we feel because these numbers are so staggering, even though there are 500 fatalities a year due to accidental carbon monoxide poisoning, what goes under the radar is the over 20,000 individual that are hospitalized that lose their jobs, that have incredible insurance costs, these numbers go unpublicized. These are numbers that should not be happening. I am here to appeal to the council that you all will consider passing an ordinance that would mandate carbon monoxide detectors in dwellings. I am extremely proud to work directly with the fire fighters throughout the state. I thank you for being able to address the council.

Mr. Catanzarite: Have you partnered with any other organizations like the American Red Cross for example? I am a South Bend firefighter and we, just recently, are partnering more and more with the American Red Cross and they are doing the same thing with their voluntary network and they are not only putting in smoke detectors but they are also putting in CO detectors, so it might be somebody you may want to collaborate with, at least in our area.

Mr. Morton: Excellent suggestion.

Mr. Catanzarite: I can give you the name and number and maybe collaborating with that individual you can get a lot more people on board to help.

Ms. Kessler: Thank you, I appreciate that. Again, our goal is to get legislation in our state but right now for 2016 we are addressing municipalities in hope we can have some momentum.

Adjournment: Mr. Morton stated that the meeting was adjourned 6:32 p.m.

Auditor, St. Joseph County

President, St. Joseph County Council