

MINUTES OF THE
REGULAR MEETING
OF THE
ST. JOSEPH COUNTY COUNCIL
December 6, 2011

The regular meeting of the St. Joseph County Council was called to order at 7:01 p.m., on December 6, 2011, by the President, Rafael Morton, in the Council Chambers, fourth floor, County-City Building, South Bend, Indiana.

Members in attendance were:

Mr. Mark Catanzarite
Mr. Dale DeVon
Mr. Michael J. Hamann
Mr. Daniel G. Herbster
Mr. Michael J. Kruk
Mr. Robert J. McCahill
Mr. Rafael Morton
Mr. Corey D. Noland
Mr. Mark Root

Present from the Auditor's office was Mr. Peter H. Mullen, Auditor and Ms. Teresa Shuter, Chief Deputy Auditor. Council staff present were Mr. Michael A. Trippel, Attorney and Ms. Joan M. Pawlowski, Executive Secretary.

Petitions, Communications & Miscellaneous Matters:

Mr. Herbster moved to reappoint the following:
Rafael Morton, Airport Authority Advisory Board
Ralph J. Wolfe, Alcohol and Tobacco Commission
Dorothy Wayne, St. Joseph County Redevelopment Commission
Jessica Clark, St. Joseph County Redevelopment Commission
Corey D. Noland, Data Board
Belinda Gillespie, PTABOA - Property Tax Assessment Board of Appeals
Ann C. Connors, PTABOA - Property Tax Assessment Board of Appeals

The motion was seconded by Mr. Kruk and no other nominations were given. The appointments passed by a voice vote; 9-0. No negatives were heard.

Mr. Herbster moved nominate Sara Williams to serve on the Economic Development Commission - North Liberty. The motion was seconded by Mr. McCahill and no other nominations were given. The nomination passed by a voice vote; 9-0. No negatives were heard.

Mr. Morton reappointed Dale DeVon - Emergency Management Advisory Board and Mark Catanzarite - NICTD - Northern Indiana Commuter Transportation District.

Mr. Noland moved and was seconded by Mr. McCahill to approve the minutes of November 3, 2011. The motion passed by a voice vote; 9-0. No negatives were heard.

Mr. Kruk moved to Waive the Rules for First Reading and a Public Hearing this evening on Bill No. 164-11. The motion was seconded by Mr. Noland and passed by a voice vote; 9-0. No negatives were heard.

No report from the County Auditor.

No report from the Board of Commissioners.

First Readings:

BILL NO. 159-11: AN ORDINANCE APPROPRIATING THE SUM OF \$42,077.00 OUT OF THE ST. JOSEPH COUNTY LOCAL EMERGENCY PLANNING FUND - 0063 AND INTO VARIOUS ACCOUNTS FOR THE PURPOSES HEREIN SPECIFIED FOR THE CURRENT YEAR, 2012. (Dept. 0009 - Emergency Management Agency) - Assigned to the Human Services/Criminal Justice Committee

BILL NO. 160-11: AN ORDINANCE OF THE ST. JOSEPH COUNTY COUNCIL AMENDING TITLE IX, GENERAL PROVISIONS, CHAPTER 90, ANIMALS, OF THE ST. JOSEPH COUNTY, INDIANA CODE. - Assigned to the Human Services/Criminal Justice Committee

BILL NO. 161-11: AN ORDINANCE APPROPRIATING THE SUM OF \$59,707.00 OUT OF THE ST. JOSEPH COUNTY COMMUNITY BASED CORRECTIONS FUND - 0800 AND INTO VARIOUS ACCOUNTS FOR THE PURPOSES HEREIN SPECIFIED FOR THE CURRENT YEAR 2012. (Dept. 0795 - C.B.C. - User Fees) - Assigned to the Human Services/Criminal Justice Committee

BILL NO. 162-11: AN ORDINANCE AMENDING ORDINANCE 108-11, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2012. (Dept. 0795 - C.B.C. User Fees) - Assigned to the Human Services/Criminal Justice Committee

BILL NO. 163-11: AN ORDINANCE APPROPRIATING THE SUM OF \$2,600,000.00 OUT OF THE ST. JOSEPH COUNTY LOCAL LOCAL HWY. USER TAX PROJECTS FUND - 0012 AND \$1,350,000.00 OUT OF THE LOCAL ROADS & STREETS FUND - 0026 AND \$2,800,000.00 OUT OF THE LOCAL MAJOR MOVES CONST. FUND - 0112 AND INTO VARIOUS ACCOUNTS FOR THE PURPOSES HEREIN SPECIFIED FOR THE CURRENT YEAR 2012. (Dept. 0023 - County Engineer & Dept. 0060 - Roads & Highways) - Assigned to the Engineering and Transportation Committee

BILL NO. 164-11: AN ORDINANCE TRANSFERRING THE SUM OF \$10,000.00 FROM VARIOUS ACCOUNTS TO VARIOUS ACCOUNTS ALL BEING WITHIN THE 2011 BUDGET OF ST. JOSEPH COUNTY. (Dept. 0035 - County Council) - For Public Hearing this evening

BILL NO. 166-11: AN ORDINANCE APPROPRIATING THE SUM OF \$11,065.00 OUT OF THE ST. JOSEPH COUNTY JUVENILE PROBATION FEES FUND - 0056 AND INTO VARIOUS ACCOUNTS FOR THE PURPOSES HEREIN SPECIFIED FOR THE YEAR 2012. (Dept. 0025 - Juvenile & Probate Court) - Assigned to the Human Services/Criminal Justice Committee

BILL NO. 167-11: AN ORDINANCE AMENDING ORDINANCE 108-11, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2012. (Dept. 0025 - Juvenile & Probate Court) - Assigned to the Human Services/Criminal Justice Committee

BILL NO. 168-11: AN ORDINANCE APPROPRIATING THE SUM OF \$4,607.00 OUT OF THE ST. JOSEPH COUNTY COMMUNITY BASED CORRECTIONS FUND - 0800 AND INTO VARIOUS ACCOUNTS FOR THE PURPOSES HEREIN SPECIFIED FOR THE CURRENT YEAR, 2012. (Dept. 0797 - Juv Monitoring) - Assigned to the Human Services/Criminal Justice Committee

BILL NO. 169-11: AN ORDINANCE AMENDING ORDINANCE 108-11, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2012. (Dept. 0797 - Juv Monitoring) - Assigned to the Human Services/Criminal Justice Committee

BILL NO. 170-11: AN ORDINANCE APPROPRIATING THE SUM OF \$4,246.00 OUT OF THE ST. JOSEPH COUNTY INELIGIBLE DEDUCTIONS FUND - 0061 AND INTO VARIOUS ACCOUNTS FOR THE PURPOSES HEREIN SPECIFIED FOR THE CURRENT YEAR, 2012. (Dept. 0002 - Auditor) - Assigned to the Budget and Administration Committee

BILL NO. 171-11: AN ORDINANCE AMENDING ORDINANCE 108-11, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2012. (Dept. 0002 - Auditor) - Assigned to the Budget and Administration Committee

Public Hearing:

BILL NO. 129-11: AN ORDINANCE APPROPRIATING THE SUM OF \$270,000.00 OUT OF THE ST. JOSEPH COUNTY PARK & RECREATION-REVERTING FUND - 0017 AND INTO VARIOUS ACCOUNTS FOR THE PURPOSES HEREIN SPECIFIED FOR THE CURRENT YEAR, 2011. (Dept. 0057 - Parks & Recreation) - Assigned to the Land Use Planning Committee

Mr. DeVon reported that Bill No. 129-11 comes without a recommendation.

Evelyn Kirkwood, Director, explained how this appropriation fills the 2011 budget. This is a housekeeping chore.

Motion to pass Bill No. 129-11 was made by Mr. Noland and seconded by Mr. Kruk. Bill No. 129-11 passed to-wit; 9-0.

BILL NO. 141-11: AN ORDINANCE APPROPRIATING THE SUM OF \$367,000.00 OUT OF THE ST. JOSEPH COUNTY GENERAL FUND - 0001 AND INTO VARIOUS ACCOUNTS FOR THE PURPOSES HEREIN SPECIFIED FOR THE CURRENT YEAR, 2011. (Dept. 0005 - County Police & Dept. 0006 - Jail Administration) - Assigned to the Human Services/Criminal Justice Committee

Mr. Hamann reported that Bill No. 141-11 comes with a favorable recommendation.

Chief Robert Boits, County Police, stated how these funds were for gas and oil and for inmate benefit services. They will be paying hospital bills next year at the Medicare rate plus 4 percent.

Motion to pass Bill No. 141-11 was made by Mr. McCahill and seconded by Mr. Catanzarite. Bill No. 141-11 passed to-wit; 9-0.

BILL NO. 143-11: AN ORDINANCE APPROPRIATING THE SUM OF \$20,000.00 OUT OF THE ALT. DISPUTE RESOLUTION FUND - 0116 AND INTO VARIOUS ACCOUNTS FOR THE PURPOSES HEREIN SPECIFIED FOR THE CURRENT YEAR, 2011. (Dept. 0054 - Domestic Relations) - Assigned to the Human Services/Criminal Justice Committee

Mr. Hamann reported that Bill No. 143-11 comes with a favorable recommendation.

Beth Kerns, Director, explained that the request was for other contractual services in order to pay for subsidized mediation services.

Motion to pass Bill No. 143-11 was made by Mr. Catanzarite and seconded by Mr. DeVon. Bill No. 143-11 passed to-wit; 9-0.

BILL NO. 144-11: AN ORDINANCE APPROPRIATING THE SUM OF \$130,000.00 OUT OF THE ST. JOSEPH COUNTY DRUG FREE FUND - 0067 AND INTO VARIOUS ACCOUNTS FOR THE PURPOSES HEREIN SPECIFIED FOR THE CURRENT YEAR, 2012. (Circuit Court) - Assigned to the Human Services/Criminal Justice Committee

Mr. Hamann reported that Bill No. 144-11 comes with a favorable recommendation.

Joe Nagy, representing Judge Gotsch, stated that this appropriation will support Drug Free Community Council, Criminal Justice Prevention and Treatment Programs.

Motion to pass Bill No. 144-11 was made by Mr. Hamann and seconded by Mr. Noland. Bill No. 144-11 passed to-wit; 9-0.

BILL NO. 148-11: AN ORDINANCE APPROPRIATING THE SUM OF \$3,055.00 OUT OF THE ST. JOSEPH COUNTY CLERK'S RECORD PERPETUATION FUND - 0083 AND INTO VARIOUS ACCOUNTS FOR THE PURPOSES HEREIN SPECIFIED FOR THE CURRENT YEAR, 2011. (Dept. 0001 - Clerk & Dept. 0002 - Auditor) - Assigned to the Budget and Administration Committee

Mr. Kruk reported that Bill No. 148-11 comes with a favorable recommendation.

Rita Glen, representing Terri Rethlake, stated how this money in the past been appropriated for additional services that the Mental Health Clerk and Court Input person in Traffic and Misdemeanor do a combination of jobs.

Motion to pass Bill No. 148-11 was made by Mr. McCahill and seconded by Mr. Noland. Bill No. 148-11 passed to-wit; 9-0.

BILL NO. 149-11: AN ORDINANCE AMENDING ORDINANCE 101-10, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2011. (Dept. 0001 - Clerk) - Assigned to the Budget and Administration Committee

Mr. Kruk reported that Bill No. 149-11 comes with a favorable recommendation.

Rita Glen, representing Terri Rethlake, stated that this is a companion bill to Bill No. 148-11 that was just passed.

Motion to pass Bill No. 149-11 was made by Mr. Kruk and seconded by Mr. Noland. Bill No. 149-11 passed to-wit; 9-0.

BILL NO. 156-11: AN ORDINANCE APPROPRIATING THE SUM OF \$818.00 OUT OF THE ST. JOSEPH COUNTY GENERAL FUND - 0001 AND INTO VARIOUS ACCOUNTS FOR THE PURPOSES HEREIN SPECIFIED FOR THE CURRENT YEAR, 2011. (Dept. 0037 - Historic Preservation) - Assigned to the Land Use Planning Committee

Mr. DeVon reported that Bill No. 156-11 comes with a favorable recommendation.

Catherine Hostetler, Director, explained that this was excess grant monies to be dedicated to future workshops and educational programs in the City of South Bend and the County.

Motion to pass Bill No. 156-11 was made by Mr. Kruk and seconded by Mr. Catanzarite. Bill No. 156-11 passed to-wit; 9-0.

Secretary's Note: *The following requests are for end of the year, out-of-line transfers. All bills were represented as indicated. These transfers subsidize various line items for the rest of the year and are taken from unused monies.*

BILL NO. 126-11: AN ORDINANCE TRANSFERRING THE SUM OF \$500.00 FROM VARIOUS ACCOUNTS TO VARIOUS ACCOUNTS ALL BEING WITHIN THE 2011 BUDGET OF ST. JOSEPH COUNTY. (Dept. 0054 - Domestic Relations) - Assigned to the Human Services/Criminal Justice Committee

Mr. Hamann reported that Bill No. 126-11 comes with a favorable recommendation.

Beth Kerns, Director

Motion to pass Bill No. 126-11 was made by Mr. Kruk and seconded by Mr. Hamann. Bill No. 126-11 passed to-wit; 9-0.

BILL NO. 130-11: AN ORDINANCE TRANSFERRING THE SUM OF \$652.00 FROM VARIOUS ACCOUNTS TO VARIOUS ACCOUNTS ALL BEING WITHIN THE 2011 BUDGET OF ST. JOSEPH COUNTY. (Dept. 0009 - Emergency Management) - Assigned to the Human Services/Criminal Justice Committee

Mr. Hamann reported that Bill No. 130-11 comes with a favorable recommendation.

Sarah Dawson, Deputy Director

Motion to pass Bill No. 130-11 was made by Mr. Kruk and seconded by Mr. Noland. Bill No. 130-11 passed to-wit; 9-0.

BILL NO. 131-11: AN ORDINANCE TRANSFERRING THE SUM OF \$2,450.00 FROM VARIOUS ACCOUNTS TO VARIOUS ACCOUNTS ALL BEING WITHIN THE 2011 BUDGET OF ST. JOSEPH COUNTY. (Dept. 0019 - Circuit Court) - Assigned to the Human Services/Criminal Justice Committee

Mr. Hamann reported that Bill No. 131-11 comes with a favorable recommendation.

Joe Nagy, representing Judge Gotsch

Motion to pass Bill No. 131-11 was made by Mr. Kruk and seconded by Mr. McCahill. Bill No. 131-11 passed to-wit; 9-0.

BILL NO. 132-11: AN ORDINANCE TRANSFERRING THE SUM OF \$6,200.00 FROM VARIOUS ACCOUNTS TO VARIOUS ACCOUNTS ALL BEING WITHIN THE 2011 BUDGET OF ST. JOSEPH COUNTY. (Dept. 0020 - Superior Court) - Assigned to the Human Services/Criminal Justice Committee

Mr. Hamann reported that Bill No. 132-11 comes with a favorable recommendation.

Judge Michael Scopelitis, Superior Court

Motion to pass Bill No. 132-11 was made by Mr. Kruk and seconded by Mr. Catanzarite. Bill No. 132-11 passed to-wit; 9-0.

BILL NO. 133-11: AN ORDINANCE TRANSFERRING THE SUM OF \$9,600.00 FROM VARIOUS ACCOUNTS TO VARIOUS ACCOUNTS ALL BEING WITHIN THE 2011 BUDGET OF ST. JOSEPH COUNTY. (Dept. 0032 - Area Plan) - Assigned to the Land Use Planning Committee

Mr. DeVon reported that Bill No. 133-11 comes with a favorable recommendation.

John Byorni, Director

Motion to pass Bill No. 133-11 was made by Mr. Kruk and seconded by Mr. McCahill. Bill No. 133-11 passed to-wit; 9-0.

BILL NO. 134-11: AN ORDINANCE TRANSFERRING THE SUM OF \$1,085.00 FROM VARIOUS ACCOUNTS TO VARIOUS ACCOUNTS ALL BEING WITHIN THE 2011 BUDGET OF ST. JOSEPH COUNTY. (Dept. 0003 - Treasurer) - Assigned to the Budget and Administration Committee

Mr. Kruk reported that Bill No. 134-11 comes with a favorable recommendation.

Sean Coleman, Treasurer

Motion to pass Bill No. 134-11 was made by Mr. Kruk and seconded by Mr. No land. Bill No. 134-11 passed to-wit; 9-0.

BILL NO. 135-11: AN ORDINANCE TRANSFERRING THE SUM OF \$2,651.00 FROM VARIOUS ACCOUNTS TO VARIOUS ACCOUNTS ALL BEING WITHIN THE 2011 BUDGET OF ST. JOSEPH COUNTY. (Dept. 0055 - Health) - Assigned to the Human Services/Criminal Justice Committee

Mr. Hamann reported that Bill No. 135-11 comes with a favorable recommendation.

Nick Molchan, Health Administrator

Motion to pass Bill No. 135-11 was made by Mr. Kruk and seconded by Mr. No land. Bill No. 135-11 passed to-wit; 9-0.

BILL NO. 145-11: AN ORDINANCE TRANSFERRING THE SUM OF \$1,800.00 FROM VARIOUS ACCOUNTS TO VARIOUS ACCOUNTS ALL BEING WITHIN THE 2011 BUDGET OF ST. JOSEPH COUNTY. (Dept. 0008 - Agri Agent) - Assigned to the Human Services/Criminal Justice Committee

Mr. Hamann reported that Bill No. 145-11 comes with a favorable recommendation.

Eddi Sutton, Director

Motion to pass Bill No. 145-11 was made by Mr. Kruk and seconded by Mr. McCahill. Bill No. 145-11 passed to-wit; 9-0.

BILL NO. 146-11: AN ORDINANCE TRANSFERRING THE SUM OF \$575.00 FROM VARIOUS ACCOUNTS TO VARIOUS ACCOUNTS ALL BEING WITHIN THE 2011 BUDGET OF ST. JOSEPH COUNTY. (Dept. 0023 - County Engineer - Surveyor - Drainage Board) - Assigned to the Engineering and Transportation Committee

Mr. Catanzarite reported that Bill No. 146-11 comes with a favorable recommendation.

John McNamara, Surveyor

Motion to pass Bill No. 146-11 was made by Mr. Kruk and seconded by Mr. McCahill. Bill No. 146-11 passed to-wit; 9-0.

BILL NO. 147-11: AN ORDINANCE TRANSFERRING THE SUM OF \$99,370.00 FROM VARIOUS ACCOUNTS TO VARIOUS ACCOUNTS ALL BEING WITHIN THE 2011 BUDGET OF ST. JOSEPH COUNTY. (Dept. 0025 - Juvenile & Probate Court & Dept. 0049 - Juvenile Justice Center) - Assigned to the Human Services/Criminal Justice Committee

Mr. Hamann reported that Bill No. 147-11 comes with a favorable recommendation.

Peter Morgan, Director

Motion to pass Bill No. 147-11 was made by Mr. Kruk and seconded by Mr. Catanzarite. Bill No. 147-11 passed to-wit; 9-0.

BILL NO. 151-11: AN ORDINANCE TRANSFERRING THE SUM OF \$71,500.00 FROM VARIOUS ACCOUNTS TO VARIOUS ACCOUNTS ALL BEING WITHIN THE 2011 BUDGET OF ST. JOSEPH COUNTY. (Dept. 0061 - Highway Adm, Dept. 0062 - Highway Maintenance, Dept. 0064 - Highway Gen Exp) - Assigned to the Engineering and Transportation Committee

Mr. Catanzarite reported that Bill No. 151-11 comes with a favorable recommendation.

Roger Mathia, Highway Commissioner

Motion to pass Bill No. 151-11 was made by Mr. Noland and seconded by Mr. McCahill. Bill No. 151-11 passed to-wit; 9-0.

BILL NO. 154-11: AN ORDINANCE TRANSFERRING THE SUM OF \$2,938.00 FROM VARIOUS ACCOUNTS TO VARIOUS ACCOUNTS ALL BEING WITHIN THE 2011 BUDGET OF ST. JOSEPH COUNTY. (Dept. 0037 - Historic Preservation & Dept. 0002 - Auditor) - Assigned to the Land Use Planning Committee

Mr. DeVon reported that Bill No. 154-11 comes with a favorable recommendation.

Catherine Hostetler, Director, stated that this is funding from excess grant monies. This is a one time occurrence that is going to be awarded to the Director and Assistant Director for overtime work that they have been doing in architectural tourism workshops.

Motion to pass Bill No. 154-11 was made by Mr. Kruk and seconded by Mr. Noland. Bill No. 154-11 passed to-wit; 9-0.

BILL NO. 155-11: AN ORDINANCE AMENDING ORDINANCE 101-10, THE SAME BEING AN ORDINANCE ESTABLISHING SALARIES AND FIXING THE NUMBERS OF EMPLOYEES OF ST. JOSEPH COUNTY FOR THE YEAR 2011. (Dept. 0037 - Historic Preservation) - Assigned to the Land Use Planning Committee

Mr. DeVon reported that Bill No. 155-11 comes with a favorable recommendation.

Catherine Hostetler, Director, stated that this is the companion bill to Bill No. 154-11 to change the salaries.

Motion to pass Bill No. 155-11 was made by Mr. Kruk and seconded by Mr. McCahill. Bill No. 155-11 passed to-wit; 9-0.

BILL NO. 157-11: AN ORDINANCE TRANSFERRING THE SUM OF \$36,900.00 FROM VARIOUS ACCOUNTS TO VARIOUS ACCOUNTS ALL BEING WITHIN THE 2011 BUDGET OF ST. JOSEPH COUNTY. (Dept. 0018 - Prosecutor) - Assigned to the Human Services/Criminal Justice Committee

Mr. Hamann reported that Bill No. 157-11 comes with a favorable recommendation.

Patrick Higgins, Chief of Staff, these transfers will be used for utilities and supplies to get them through the year. Also, some of the funds will be used for Data Processing in order to modernize the computers, with more storage capabilities. A good portion of the funds will go to storage system for video tapes.

Motion to pass Bill No. 157-11 was made by Mr. McCahill and seconded by Mr. Noland. Bill No. 157-11 passed to-wit; 9-0.

BILL NO. 164-11: AN ORDINANCE TRANSFERRING THE SUM OF \$10,000.00 FROM VARIOUS ACCOUNTS TO VARIOUS ACCOUNTS ALL BEING WITHIN THE 2011 BUDGET OF ST. JOSEPH COUNTY. (Dept. 0035 - County Council)

Peter Mullen, Auditor, stated that these funds that are being transferred come from a position that was not filled and will be put in Contractual Services to fill an obligation to help fund Public Access Michiana. This will be a combined effort with the Cities of Mishawaka and South Bend. This is for the 2012 year.

Motion to pass Bill No. 164-11 was made by Mr. Kruk and seconded by Mr. Noland. Bill No. 164-11 passed to-wit; 9-0.

BILL NO. 137-11: AN ORDINANCE OF THE ST. JOSEPH COUNTY COUNCIL ADOPTING THE DOMESTIC RELATIONS COUNSELING BUREAU FEE SCALE POLICIES AND PROCEDURES. (Dept. 0054 - Domestic Relations) - Assigned to the Human Services/Criminal Justice Committee

Mr. Hamann reported that Bill No. 137-11 comes with a favorable recommendation.

Beth Kerns, Director, the DRCB User Fees in 2006 and since that time the State Auditor suggested that the Fee Schedule needs to be revised to a flat fee schedule, with the option for parents to provide documentation in order to qualify for a reduced fee. Along with this is the Policy and Procedures for this service.

Motion to pass Bill No. 137-11 was made by Mr. Kruk and seconded by Mr. McCahill. Bill No. 137-11 passed to-wit; 9-0.

BILL NO. 150-11: AN ORDINANCE OF THE ST. JOSEPH COUNTY COUNCIL ESTABLISHING THE NON-REVERTING COUNTY OFFENDER TRANSPORTATION FUND. (Dept. 0024 - Adult Probation) - Assigned to the Human Services/Criminal Justice Committee

Mr. Hamann reported that Bill No. 150-11 comes with a favorable recommendation.

Jerry Johnson, Chief Probation Officer, pursuant to Enrollment Act each County must have a fund that is used to defray the expenses of those who will not voluntarily return to this jurisdiction.

Motion to pass Bill No. 150-11 was made by Mr. Catanzarite and seconded by Mr. Kruk. Bill No. 150-11 passed to-wit; 9-0.

BILL NO. 158-11: AN ORDINANCE TO VACATE A PUBLIC WAY OR PUBLIC PLACE LOCATED WHOLLY WITHIN THE UNINCORPORATED PORTION OF ST. JOSEPH COUNTY, TO-WIT: 596.62 FEET OF HILDEBRAND STREET. (Petitioner: St. Jude Catholic Church and School) - Assigned to the Land Use Planning Committee

Mr. DeVon reported that Bill No. 158-11 comes with a favorable recommendation.

Christa Nader, Area Plan, stated that the staff has found that this request is valid and recommends the vacation, subject to any easements recommended by the County Engineer.

Steven Donndelinger, Principal, stated the request is needed for the safety of their students. They own the property on the North and South of the street. The students cross this road to go to recess and other recreational periods. There are other events that take place for the school and church throughout the year, where it would be in our interest to control traffic flow. An example is the pick up and drop off of the children. They may be considering using the space in their future plans. He stated how they understand the restrictions with easements and utilities.

Motion to pass Bill No. 158-11 was made by Mr. Herbster and seconded by Mr. McCahill. Bill No. 158-11 passed to-wit; 9-0.

New Business:

Unfinished Business:

Privilege of the floor:

Rita Kopala, 66559 Ivy Road, Lakeville, IN - Stated that after two (2) Common Council meetings in November, she spoke up for the people who were at the Morris Civic area (protestors). She was stating how the public has a right to be heard. She went on to speak with regard to what she had said to the Common Council and submitted a packet of material. She wanted the new Councilmen to know why she does what she does and that citizens have a right to speak and the Tribune's lack of proper coverage.

Adjournment:

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

Auditor, St. Joseph County

President, St. Joseph County Council