

MINUTES OF THE  
REGULAR MEETING  
OF THE  
ST. JOSEPH COUNTY COUNCIL  
JANUARY 14, 2020

The regular meeting of the St. Joseph County Council was called to order at 6:04 p.m., on January 14, 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  
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.  
Councilman Richard Pfeil and John Murphy, Chief Deputy Auditor were not in attendance.

**Petitions, Communications & Miscellaneous Matters:**

Mr. Catanzarite made a motion to appoint to the St. Joseph County Area Board of Zoning Appeals, John O'Brien and also to the St. Joseph County Regional Water and Sewer District, Roger Nawrot and reappoint the Walkerton Town Library Board, Tracie Patrick and also the St. Joseph County Water Resources Advisory Board, Beehler Keiser and was seconded by Ms. Hess. The motion passed 8-0 by a voice vote.

Ms. Hess made a motion to approve the minutes of the December 3, 2019 meeting and was seconded by Mr. Catanzarite, the motion was passed by a voice vote; 8-0.

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

**First Readings:**

**BILL NO. 104-19:** 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 53600 GENERATIONS DRIVE FROM B: BUSINESS DISTRICT TO R-2 RESIDENTIAL DISTRICT PETITIONER: GEK HOLDINGS LLC  
Assigned to the Land Use Planning Committee

**BILL NO. 1-20:** 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 61203 STATE ROAD 931 FROM R: SINGLE FAMILY DISTRICT TO C: COMMERCIAL DISTRICT PETITIONER: RG HOMES LLC  
Assigned to the Land Use Planning Committee

**BILL NO. 2-20:** AN ORDINANCE AMENDING AND SUPPLEMENTING AND APPENDIX: SCHEDULE OF FINES AND FEES FOR THE ST. JOSEPH COUNTY DEPARTMENT OF HEALTH  
PETITIONER: HEALTH DEPARTMENT  
Assigned to the Human Services/Criminal Justice Committee

**BILL NO. 3-20:** AN ORDINANCE OF THE ST. JOSEPH COUNTY COUNCIL ENABLING THE ST. JOSEPH COUNTY PROSECUTOR'S OFFICE TO UTILIZE DIVERSION FUNDS ALLOCATED TO IT  
PETITIONER: PROSECUTOR'S OFFICE  
Assigned to the Human Services/Criminal Justice Committee

**BILL NO. 4-20:** AN ORDINANCE AMENDING AND SUPPLEMENTING TITLE XV, LAND USAGE, CHAPTER 154, PLANNING AND ZONING, OF THE ST. JOSEPH COUNTY CODE, AS AMENDED, TO ADOPT SECTIONS 154.511 THROUGH 154.514 SOLAR ENERGY SYSTEMS AND AMEND SECTIONS 154.070 ACCESSORY USES, BUILDING AND STRUCTURES, 154.505 THROUGH 154.506 SPECIAL REGULATIONS FOR WIND ENERGY CONVERSION SYSTEMS, 154.636 DEFINITIONS AND AMEND PERMITTED USES IN THE FOLLOWING SECTIONS, ALL IN TITLE XV, LAND USAGE, 154.091, 154.106, 154.121, 154.136, 154.151, 154.166, 154.181, 154.211, 154.276 PETITIONER: AREA PLAN COMMISSION

**BILL NO. 5-20:** AN ORDINANCE AMENDING AND SUPPLEMENTING TITLE XV, LAND USAGE, CHAPTER 154, PLANNING AND ZONING, OF THE ST. JOSEPH COUNTY CODE, AS AMENDED, TO REPEAL SECTIONS 154.370 THROUGH 154.400 SIGN REGULATIONS AND ADOPT SECTIONS 154.370 THROUGH 154.381 SIGN REGULATIONS, AND AMEND SECTIONS 154.002 INTERPRETATION, 154.070 ACCESSORY USES, BUILDING AND STRUCTURES, 154.072 HOME OCCUPATIONS, 154.181 PERMITTED USES IN THE C:COMMERCIAL DISTRICT, 154.636 DEFINITIONS, AND AMEND GENERAL DEVELOPMENT STANDARDS IN THE FOLLOWING SECTIONS, ALL IN TITLE XV, LAND USAGE, 154.092, 154.107, 154.122, 154.137, 154.152, 154.167, 154.182, 154.212, 154.277  
PETITIONER: AREA PLAN COMMISSION  
Assigned to the Land Use Planning Committee

**BILL NO. 6-20:** AN ORDINANCE AMENDING AND SUPPLEMENTING TITLE XV, LAND USAGE, CHAPTER 154, PLANNING AND ZONING OF THE ST. JOSEPH COUNTY CODE, AS AMENDED, TO ADOPT SECTIONS 154.520 THROUGH 154.522 AGRITOURISM AND AMEND SECTIONS 154.091 PERMITTED USES IN THE A: AGRICULTURAL DISTRICT AND SECTION 154.106 PERMITTED USES IN THE R: SINGLE FAMILY DISTRICT PETITIONER: AREA PLAN COMMISSION  
Assigned to the Land Use Planning Committee

**BILL NO. 7-20:** AN ORDINANCE AMENDING AND SUPPLEMENTING TITLE XV, LAND USAGE, CHAPTER 154, PLANNING AND ZONING OF THE ST. JOSEPH COUNTY CODE, AS AMENDED, TO AMEND SECTIONS 154.007 TRAILER, MOBILE HOMES AND TENTS, 154.057 RECONSTRUCTION, REMODELING OR ENLARGEMENT OF A LEGALLY ESTABLISHED NONCONFORMING SINGLE FAMILY DWELLING OR TWO FAMILY DWELLING, 154.070 AND 154.071 GENERAL REGULATIONS, 154.421 REQUIRED BICYCLE PARKING, 154.615 AUTHORITY, 154.636 DEFINITIONS, AND PERMITTED USES IN THE FOLLOWING SECTIONS, ALL IN TITLE XV, LAND USAGE, 154.091, 154.106, 154.121, 154.136, 154.151, 154.166, 154.181, 154.211, AND ADOPT SECTION 154.079 RECREATIONAL VEHICLES, TRAILERS, MOBILE HOMES AND TENTS PETITIONER: AREA PLAN COMMISSION  
Assigned to the Land Use Planning Committee

**Salary Amendment(s):**

**BILL NO. 113-19:** 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: JUVENILE JUSTICE CENTER (*Combined with Bill No. 115-19 Item B*)

Mr. Kruszynski reported that Bill No. 113-19 comes with a favorable recommendation.

Judge Cichowicz, St. Joseph Probate Court, we are asking that we eliminate one of our probation officer positions that we just don't necessarily have the numbers for and reallocate the resources to three other positions that have received considerable added duties, the executive director, with our Crisis Stabilization Center, our executive director will have to oversee the additional operations and help in the transition of getting somebody new to come in there not to mention monitoring all the standards that come in with the new Crisis Stabilization really closed to picking a partner with that but he still will have to incorporate and make sure they are following proper procedures as far as intake. The CASA director, I think we finally finished under the year we were, we are still about two hundred ninety

seven kids short of serving from all of CASA, she's got twenty four employees I believe under her full time with four part time and about a hundred and fifteen volunteers. The administrative assistant we are asking for as we have built courtroom five and we have been operational since August of last year, we took an additional, a person that we have already had there and trained them as a court reporter so this isn't a new employee, this just adds to what she's been doing down there and paying her what the equivalent of the other court reporters get paid.

Mr. Telloyan: Judge, how much of a raise are you giving to Dr. Bruinsma?

Judge Cichowicz: Nine thousand, seven hundred and ninety dollars.

Mr. Telloyan: And why wasn't this part of the budget process?

Judge Cichowicz: Before I was going to come to the Council and ask, I wanted to make sure that eliminating a probation officer wouldn't necessarily put me behind the ball, which I wouldn't be back here in a year saying I need to add a probation officer. I wanted to see a full years' worth of numbers from the probation department compared to the last years.

Motion to pass Bill No. 113-19 was made by Mr. Noland and seconded by Mr. Kruszynski. Bill No. 113-19 was passed  
to-wit; 7-1 Against: Mr. Telloyan

**BILL NO. 110-19: 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: DUCOMB CENTER (Combined with Bill No. 115-19 Item E)**

Mr. Kruszynski reported that Bill No. 110-19 comes with a favorable recommendation.

Mr. Squadroni, DuComb Center, this bill in front of you tonight is an appropriation, it's based on where we had to redo the budget because of the Department of Corrections, we thought there was going to be additional monies and so when the original budget was approved and because the monies, only five percent, there was a five percent increase and so because of that we had to redo our budgets and so this is why we are here tonight to get approval for the new appropriations to fit within the funds.

Motion to pass Bill No. 110-19 was made by Mr. Noland and seconded by Ms. Hess. Bill No. 110-19 was passed  
to-wit; 7-1 Against: Mr. Telloyan

**BILL NO. 111-19: 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: DUCOMB CENTER (Combined with Bill No. 115-19 Item F)**

Mr. Kruszynski reported that Bill No. 111-19 comes with a favorable recommendation.

Mr. Squadroni, DuComb Center, this is a request based on where we were anticipating additional funds and because of that, we had to rework our budgets and so these funds, we only received about ninety thousand dollars additional funds and so because of that, the original appropriation had to be reworked and here we are today to request that the monies we received was approximately ninety thousand dollars of that, we eliminated a couple of positions and then we also tried to put more funds towards insurance because that seems to be the biggest issues we have with our funding at this point.

Mr. Telloyan: I thought this was about a body scanner?

Mr. Squadroni: I apologize for that. We are requesting, in one of the appropriations, we had to move the monies over, and we are asking for a body scanner to be approved. The body scanner is something that we feel is very needed and within the facility because of circumstances we have had in the past. The body scanner is about a hundred and fifty thousand dollars, but we feel there is a real need for it at this point in time.

Mr. Canarecci: So, you received ninety thousand of additional from the state, approximately, what did you originally anticipate?

Mr. Squadroni: From the conversations that I was told, they were hoping they would receive enough funding to help cover more of the insurance cost that we are incurring and be able to get a larger sum than what they received so, when that didn't happen, we had to, like I said, redo the budget and move things around.

Mr. Canarecci: And this is based on communication with the state, the kind of guidance they were giving you?

Mr. Squadroni: Yes, the impression was that they felt like this was a real possibility and so the budgets were based on that and when that didn't happen then we had to redo everything.

Mr. Morton: Correct me if I am wrong, but this is not a situation that just begun, this has been on going.

Mr. Squadroni: Correct.

Motion to pass Bill No. 111-19 was made by Mr. Canarecci and seconded by Mr. Catanzarite. Bill No. 111-19 was passed  
to-wit; 8-0

**BILL NO. 112-19: 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: ADULT PROBATION (Combined with Bill No. 115-19 Item G)**

Mr. Kruszynski reported that Bill No. 112-19 comes with a favorable recommendation.

Jesse Carlton, Chief Probation Officer, Adult Probation Department, previously the DOC awarded us two separate grants, the bill before you tonight is because they changed their funding structure and they have decided to compile them all into one grant. We are not adding any additional individuals or anything, this just amends the budget to, in essence to have a combined single grant budget from the DOC.

Mr. Telloyan: I thought you had an additional person who didn't get funded.

Mr. Carlson: They did not fund the additional person we requested for, but this still takes the one person that was previously in a different fund and move them into this one. They just did not fund the additional that we asked for.

Motion to pass Bill No. 112-19 was made by Mr. Noland and seconded by Mr. Catanzarite. Bill No. 112-19 was passed  
to-wit; 8-0

**Public Hearing/Public Comment:**

**BILL NO. 115-19: AN ORDINANCE APPROPRIATING AND TRANSFERRING MONEYS FOR THE PURPOSE HEREIN SPECIFIED FOR THE SEVERAL DEPARTMENTS HEREIN LISTED OF ST. JOSEPH COUNTY GOVERNMENT**

**TRANSFERS:**

A. Police Dept.

LIT Public Safety

FROM: 1170-31150-000-0006

Medical Svc. \$200,000.00

TO: 1170-31070-000-0006

Other Contractual Svc. \$200,000.00

TOTAL: \$200,000.00

B. Juvenile Justice Center

General Fund

FROM: 1000-11385-000-0039	Probation Officer 1	\$42,243.00
TO: 1000-11032-000-0049	Executive Director	\$9,790.00
1000-11770-000-0025	Casa Executive Director	15,574.00
1000-11077-000-0025	Admin Assistant	4,278.00
1000-32050-000-0025	Conferences & Training	12,501.00
	<b>TOTAL:</b>	<b>\$42,243.00</b>

**APPROPRIATE:**

C. Juvenile Justice Center

General Fund

1000-11332-000-0049	Psychologist	\$125,000.00
1000-11950-000-0049	Part Time	150,000.00
1000-11995-000-0049	Regulatory Building Compliance Officer	45,000.00
1000-36010-000-0049	Repairs Bldg. & Structures	75,000.00
	<b>TOTAL:</b>	<b>\$395,000.00</b>

D. Ducomb Center

Community Based Correction

9125-11009-020-0080	Director	\$78,750.00
9125-11032-020-0080	Exec. Administration, CCAR	\$50,000.00
9125-11077-020-0080	Exec. Administrative Assistant	\$35,647.50
9125-11211-020-0080	Financial coordinator	\$51,371.25
9125-11215-020-0080	Substance Abuse Counselor	\$42,329.70
9125-11216-020-0080	Case Manager (WR x 2)	\$61,320.00
9125-11217-020-0080	Case Manage (HD x 2)	\$64,428.00
9125-11290-020-0080	Support Services Coordinator	\$66,591.00
9125-11291-020-0080	R/D Case Manager	\$31,500.00
9125-11291-020-0080	Client Services (RD)	\$29,820.00
9125-11370-020-0080	Detention Officers	\$579,644.10
9125-11376-020-0080	Education Coordinator (GED)	\$31,500.00
9125-11379-020-0080	Re-Entry Case Manager	\$33,600.00
9125-11402-020-0080	Senior Case Manager	\$34,650.00
9125-11405-020-0080	Receptionist	\$31,490.55
9125-11601-020-0080	Program Case Manager/Supervisor	\$51,855.30
9125-11690-020-0080	Maintenance Tech	\$34,766.55
9125-11706-020-0080	Director of Kitchen Services	\$51,371.25
9125-11800-020-0080	Director of Security	\$52,500.00
9125-11967-020-0080	Case Manager (DR)	\$32,445.00
9125-14800-020-0080	FICA	\$110,586.89
9125-14810-020-0080	PERF	\$161,904.98
9125-14840-020-0080	Group Insurance	\$194,562.93
9125-21030-020-0080	Office Supplies	\$11,250.00
9125-21032-020-0080	Copier Costs	\$1,000.00
9125-22010-020-0080	Gas, Oil & Lubricants	\$4,000.00
9125-22120-020-0080	Garage & Motor Supplies	\$3,000.00
9125-22200-020-0080	Household Supplies	\$3,250.00
9125-22215-020-0080	Drug Testing Supplies	\$10,000.00
9125-22216-020-0080	Alcohol Testing Supplies	\$3,000.00
9125-22217-020-0080	Program Manuals	\$800.00
9125-22249-020-0080	Publications	\$500.00
9125-22448-020-0080	Education Books	\$500.00
9125-23010-020-0080	Maintenance Supplies	\$13,500.00
9125-23242-020-0080	Repair Supplies	\$8,000.00

9125-24010-020-0080	Other Supplies	\$2,000.00
9125-24100-020-0080	Food	\$135,000.00
9125-24101-020-0080	Vending	\$9,000.00
9125-24120-020-0080	Medical Supplies	\$500.00
9125-32020-020-0080	Travel & Training	\$9,000.00
9125-32203-020-0080	Cellphones	\$1,500.00
9125-32350-020-0080	Postage	\$250.00
9125-32706-020-0080	Bus Passes	\$300.00
9125-32707-020-0080	Incentives	\$500.00
9125-32708-020-0080	Pest Control	\$900.00
9125-32709-020-0080	Internet Services	\$2,250.00
9125-33100-020-0080	Printing	\$250.00
9125-35015-020-0080	Utilities	\$58,000.00
9125-36050-020-0080	Equipment Leasing	\$10,200.00
9125-37411-020-0080	Confirmation Testing	\$8,400.00
9125-37412-020-0080	Electronic Monitoring Contract	\$151,600.00
9125-37413-020-0080	Fire Testing	\$6,000.00
9125-37414-020-0080	Counseling Services	\$30,000.00
9125-39010-020-0080	Dues & Subscriptions	\$1,000.00
9125-39100-020-0080	Laundry Cleaning	\$1,000.00
9125-44500-020-0080	Office Furniture	\$1,000.00
9125-44522-020-0080	Computer Equipment	\$500.00
		<u>TOTAL \$2,400,585.00</u>

E. Ducomb Center

Community Transition Program

9126-11219-020-0080	Community Transition Case Mgr.	\$28,112.70
9126-11219-020-008	Community Transition Case Mgr.	661.00
9126-14800-020-0080	FICA	2,201.13
9126-14810-020-0080	PERF	3,222.72
9126-14840-020-0080	Group Health Insurance	33,500.00
		<u>TOTAL \$67,697.55</u>

F. Ducomb Center

Project Income

9127-11215-020-0795	Substance Abuse Counselor-PT	(\$3,315.00)
9127-11370-020-0795	Detention Officer	(25,020.98)
9127-11395-020-0795	Community Coordinator	782.00
9127-11670-020-0795	Bookkeeper	30,712.50
9127-11690-020-0795	Maintenance Worker	540.35
9127-11716-020-0795	Cooks	1,794.00
9127-11717-020-0795	Dietary Aide	1,462.50
9127-11950-020-0795	Part Time	6,261.00
9127-14800-020-0795	FICA	1,011.27
9127-14810-020-0795	PERF	1,480.49
9127-14840-020-0795	Group Health Insurance	6,000.00
9127-44600-020-0795	Special Equipment	149,000.00
		<u>TOTAL \$170,708.13</u>

G. Adult Probation

IDOC Pre Trial

9141-11615-020-0024	Probation Officer VII	\$37,584.00
9141-14800-020-0024	FICA	752.00
9141-14810-020-0024	PERF	1,156.00
9141-11613-020-0024	Probation Officer VI	(27,248.00)
9141-14840-020-0024	Group Health Ins.	(10,673.00)
		<u>TOTAL \$1,601.00</u>

Motion to pass Bill No. 115-19 was made by Mr. Catanzarite and seconded by Ms. Hess. Bill No. 115-19 was passed to-wit; 7-1 Against: Mr. Telloyan

**Miscellaneous:**

**BILL NO. 108-19:** AN ORDINANCE AMENDING AND SUPPLEMENTING TITLE III, ADMINISTRATION, CHAPTER 34.15 (A) MAINTENANCE OF PETTY CASH FOR THE ST. JOSEPH COUNTY DEPARTMENT OF HEALTH PETITIONER: HEALTH DEPARTMENT

Mr. Kruszynski reported that Bill No. 108-19 comes with a favorable recommendation.

Amy Ruppe, Finance Manager for the Department of Health, with the opening of our Mishawaka clinic, we would like to reestablish petty cash therefore we are asking for such recommendation.

Motion to pass Bill No. 108-19 was made by Ms. Hess and seconded by Mr. Catanzarite. Bill No. 108-19 was passed to-wit; 8-0

**BILL NO. 109-19:** AN ORDINANCE OF THE ST. JOSEPH COUNTY (INDIANA) COUNCIL APPROVING THE AMENDMENT OF THE 2013 HUMAN RESOURCES POLICIES AND BENEFITS MANUAL AUTHORIZING THE COUNTY EXECUTIVE TO GRANT SENIORITY STATUS TO NEWLY HIRED COUNTY EMPLOYEES WITHIN THE SHERIFF'S DEPARTMENT UNDER SPECIAL CIRCUMSTANCES AS SET FORTH HEREIN. PETITIONER: SHERIFF'S DEPARTMENT

Mr. Kruszynski reported that Bill No. 109-19 comes with a favorable recommendation.

Peter J. Agostino, 131 S. Taylor Street, South Bend, this is an ordinance which would allow granting of seniority status employees coming in. These are employees that were working in the jail previously for Beacon that have been hired by the county to work in the jail providing medical services to our inmates and we are underway in that process and this allows us to recognize our seniority.

Motion to pass Bill No. 109-19 was made by Ms. Hess and seconded by Mr. Canarecci. Bill No. 109-19 was passed to-wit; 7-1 Against: Mr. Telloyan

**Land Use:**

**BILL NO. 96-19:** 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 19880 STATE LINE ROAD AND VACANT PROPERTY ADJACENT TO THE EAST ABUTTING MICHIGAN STREET FROM R: SINGLE FAMILY DISTRICT AND I: INDUSTRIAL DISTRICT TO I: INDUSTRIAL DISTRICT  
PETITIONER: DOSTER REAL ESTATE LLC AND KANDO PROPERTIES LLC

Mr. Noland reported that Bill No. 96-19 comes with a favorable recommendation.

Jordan Wyatt, Infrastructure, Planning and Growth, the petitioners are requesting to rezone the area from I Industrial District and R Single Family District to I Industrial District. The site plan shows that the business on the east of the side trails expanding to the south, new loading areas on the south side of the building, a new crossing will go across the trail to connect the business's the existing crossing will be blocked off from vehicular traffic but it will remain open for pedestrians and bicyclist. A native plant habitat runs along the length of the trail on both sides, this was at the request of the St. Joseph County Parks and they will approve what goes there before it does and that will be addressed in the plan review process. The site plan meets the required landscaping around the residential properties to the south east. One note from the county engineer, is that they would have to improve all roads that will be used to access this site for truck traffic, and this comes to you with a favorable recommendation from the Area Plan Commission.

Debra Hughes, Marbach, Brady & Weaver, 3220 Southview Drive, Elkhart, with me is James Doster of Doster Real estate and Kando Properties who represent the property owners. As Jordan said, the rezoning request is for two pieces of land, the strip that was railroad right of way that was abandoned, the rectangle on the right side of the trail represents residential property that was purchased by the property owner about eight years, it was not used for residential, it was vacant land and the site plan shows they would like to expand their manufacturing building on the east side of the trail to the south and this property would be used for that.

Mr. Catanzarite: Maybe Mr. Doster could answer this, I am not sure, with the sensitivity of the trail being there, I understand you're planting as per the county parks director what her request is, can you just refresh my memory on the safety of the crossing you are going to relocate in terms of pedestrian and bicycle traffic.

James Doster, Kando Properties, Doster Real Estate, we are planning to, along the trail where the crossing exists there will be stop signs for any vehicular or fork lift traffic that crosses the trail and there will also be warning/yield signs to pedestrian traffic just warning them that there is occasional vehicular traffic. With regards to the plantings along the trail, as Jordan eluded to, there are going to be native grass planting that stay probably two, two and half, three feet or shorter, we won't let them grow tall, we don't want them to block any visibility anywhere near those crossings specifically. Those plantings will be along the entire length of the trail on both sides.

Mr. Catanzarite: Would you be able to speak as to what do you think the frequency of traffic would be across the trail with some degree of an estimate?

Mr. Doster: I would say across the trail we might, our truck goes across it maybe four times a day and we might have four additional trucks a day and that's always....

Mr. Catanzarite: You felt pretty confident that safety measures are strong enough to make sure that it will prevent a collision with a bicycle or a pedestrian?

Mr. Doster: Yes, the nice thing about it being fairly wide open is visibility is pretty good as you can see from the pictures.

Motion to pass Bill No. 96-19 was made by Mr. Kruszynski and seconded by Mr. Noland. Bill No. 96-19 was passed to-wit; 8-0

**Unfinished Business:**

**New Business:**

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

Jack Daily, 217 W. Michigan Street, New Carlisle, I attended the redevelopment commission meeting this morning and witnessed, I was stunned and disappointed. Bill Schalliol was among other requests asking the redevelopment commission to give their approval for further IED related expenditures specifically for a feasibility study for another piece of property. One of the commission members was astute enough to try and pin down whether the approval of the feasibility study would be tantamount to proving the plot for potential rezoning as well. Mr. Schalliol told the commission no, the ultimate decision would require, among other things approval from area planning and on down the line. The commission member, who had been on to something, if you ask me, dropped his pursuit of the matter and opted to pass the decision on down the line to area planning. We are out in St. Joe county are getting lots of promises about public input and open meetings but no open meetings, little opportunity to contributing our input. We hear about public involvement but so far, available information is to often after the fact. We want to contribute our input in the county's decision before they are made and we want you, our elected officials to go active and to help us be heard.

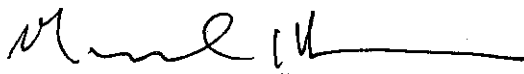
Judith Rubleske, 515 S. Meade St. South Bend, I want to know how much the area planning commission, the comprehensive report that came out in 2002 for the western and northwestern part of St. Joe county, I don't know about the other parts of the county but I am concerned about all the county that has any farmland on it and in towns too.

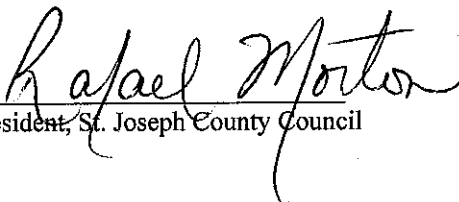


Kathy VanLue, 413 S. Filbert Street, New Carlisle, I am naturally against the invasion of the IEC, the people of New Carlisle spoke, with their votes and we have a new town board and they are preparing a statement concerning the IEC. I would like to read a quote from Theodore Roosevelt that still applies today, "Here is your country, cherish these natural wonders, do not let selfish men and greedy interests skin your country of it's beauty, it's riches or it's romance."

Dan Caruso, 305 Compton Street, New Carlisle, I echo brother Jack Daily's comments about wasting money to further to just do studies, take money from our TIFF for study's, a person who's not elected having access to these funds and seemingly running around spending them at will with no one controlling that office. I am reminding you to sponsor a resolution which will then allow this council to take financial control of the redevelopment commission and get a hold of this wild spending on these crazy ideas we don't know what's happening at this point especially where we haven't, we're working on the new comprehensive plan, the old comprehensive plan the health of the land was item number one, could be item number one on the new comprehensive plan.

**Adjournment:** Mr. Morton stated that the meeting was adjourned 6:51 p.m.

  
\_\_\_\_\_  
Auditor, St. Joseph County

  
\_\_\_\_\_  
President, St. Joseph County Council