

BE IT REMEMBERED THAT, The Board of Commissioners of the County of St. Joseph met in a regular session in the County City Building on November 20, 2013 at the hour of 10:00 a.m. (EST) at which time in the following members were present: Andrew Kostielney, Dave Thomas, and Marsha McClure were present.

Peter Mullen, County Auditor, was present and recorded the minutes of the meeting.

PLEDGE OF ALLEGIANCE

OPENING AND READING OF BIDS ON: NONE

REPORTS AND REQUESTS FROM:

EMERGENCY MANAGEMENT:
IN THE MATTER OF APPROVING
AN IN-LINE TRANSFER

The following in-line transfer has been requested.

From: 1000-36200-000-0009	repairs-other equip	\$35000
Into: 1000-36100-000-0009	repair-auto & truck	\$350.00

Mr. Thomas moved to accept the above in line transfer as read and outlined.
Motion seconded by Ms. McClure.
Motion adopted by a 3-0 vote.

PROSECUTING ATTORNEY:
IN THE MATTER OF APPROVING
AN IN-LINE TRANSFER

The following in-line transfer has been requested.

From: 1000-21010-000-0018	official forms & records	\$400.00
1000-21020-000-0018	stationary & printing	\$800.00
Into: 1000-21030-000-0018	office supplies	\$1200.00
From: 1000-31070-000-0018	other contractual services	\$1800.00
1000-32050-000-0018	instruction & training	\$6300.00
1000-36300-000-0018	repair office equipment	\$ 450.00
Into: 1000-39750-000-0018	data processing	\$8550.00

Mr. Thomas moved to accept the above in line transfers as read and outlined.
Motion seconded by Ms. McClure.
Motion adopted by a 3-0 vote.

COMMISSIONERS

A)
IN THE MATTER OF APPROVING
THE ACCOUNTS PAYABLE DOCKETS

Mr. Thomas moved to accept the Accounts Payable Docket as read and outlined.
Motion seconded by Ms. McClure.

Motion adopted by a 3-0 vote.

B)
IN THE MATTER OF APPROVING
THE CONSENT AGENDA.

Permission was requested to approve the following consent agenda:

Surplus Requests	
Department	Description
Area Plan Commission	An obsolete workstation
Circuit Court	Two broken Brother Typewriters
COOP	An obsolete Labeler

Travel Requests		
Department	Description	Cost Estimate
Health Department	Greenwood, IN / December 12, 2013	\$90.00
Health Department	South Bend, IN / December 19, 2013	\$15.00
Health Department	South Bend, IN / December 19, 2013	\$45.00

Motion was made by Mr. Thomas to accept the consent Agenda as read and outlined.
 Motion seconded by Ms. McClure.
 Motion adopted by a 3-0 vote.

C)
IN THE MATTER OF APPROVING
AN IN LINE TRANSFER

The following in-line transfer has been requested.

From: 1000-39955-000-0034	sale cost-co. property	\$35000.00
Into: 1000-39402-000-0034	care patients & inmates	\$35000.00
From: 1000-36200-000-0034	repairs office equip	\$30000.00
Into: 1000-39402-000-0034	care patients & inmates	\$30000.00
From: 1000-33010-000-0034	publication of legal notices	\$853.30
Into: 1000-36500-000-0034	service contract	\$853.30
From: 1000-31010-000-0034	legal services	\$282.29
Into: 1000-36500-000-0034	dues & subscriptions	\$282.29

Mr. Thomas moved to accept the above in line transfer as read and outlined.
 Motion seconded by Ms. McClure.
 Motion adopted by a 3-0 vote.

D)
IN THE MATTER OF APPROVING
A SALT/SAND PROPOSAL FOR
2013/2014 SEASON WITH THE
ST. JOSEPH COUNTY PARKS
DEPARTMENT, PENN-HARRIS-
MADISON SCHOOL CORPORATION
AND THE TOWN OF ROSELAND

This years cost will remain the same as 2012/2013 at \$38 per cubic yard, which will be billed to the St. Joseph County Parks Department at the end of the season.

Mr. Kostielney states that this is a great way to leverage resources and save taxpayer dollars when appropriate.

Mr. Thomas also agrees with this and says it is a great example of interlocal agreement.

Mr. Thomas moved to accept the above proposal as read and outlined.

Motion seconded by Ms. McClure.

Motion adopted by a 3-0 vote.

E)

IN THE MATTER OF APPROVING
BILLS PASSED BY THE ST. JOSEPH
COUNTY COUNCIL

<u>BILL NO.</u>	<u>ORDINANCE NO.</u>
78-13	66-13
79-13	67-13-as ammended
76-13	78-13

*as amended

Mr. Thomas moved to accept ordinance 66-13 and 67-13 as read and outlined.

Motion seconded by Ms. McClure.

Motion adopted by a 3-0 vote

Mr. Kostielney moved to accept ordinance 78-13 as read and outlined.

Motion seconded by Ms. McClure.

Motion adopted by a 2-1 vote.

F)

IN THE MATTER OF APPROVING
AN INTERLOCAL AGREEMENT
BETWEEN ST. JOSEPH COUNTY
AND THE ST. JOSEPH COUNTY
SOLID WASTE MANAGEMENT
DISTRICT

The purpose of this is to establish a unified health benefit self insurance plan for eligible employees of the St. Joseph County Solid Waste Management District and the County.

Mr. Thomas says that this is another great example of interlocal agencies working together to help save taxpayers dollars and better serving the employees.

Mr. Thomas asks counsel about dates that are missing in the contract and as to when it will start.

Mr. Kostielney says that it would start on January 1, 2014 and go until December 31, 2014.

Mr. Thomas moved to accept the above proposal as read and outlined.

Motion seconded by Ms. McClure.

Motion adopted by a 3-0 vote.

G)

IN THE MATTER OF APPROVING
A PROPOSAL FROM FIRMS
QUALIFIED TO PERFORM VOTE
CENTER PROCESSES ACCORDING
TO INDIANA AND FEDERAL
STATUTES

This is a request to purchase new vote machine equipment.

Mr. Kostielney says there are a couple of amendments that I would like to add to the RFP. The first one being to add a date of December 20th 2013 for this to be due. The second thing would be for section 1.1 at the end to include that there be no less than forty vote centers to be included in the RFP. The last item would be for item 1.2.3 and that would be to make sure there is a paper trail for each ballot cast. I will get with Counsel to make sure these changes are taken care of. We are hoping to accomplish two things with the RFP. We are going to open it and make it as broad as possible. There are two ways for this. We could use our existing machinery and upgrade as necessary and the other is to get new equipment as we move forward. Either way the electronic poll book portion of that is we are looking to pursue, regardless of which voting method we do. Part of this also depends on when this gets certified by the state of Indiana for when some of these groups could sell their equipment.

Mr. Thomas asks counsel if he has had a chance to compare it with or without amendments to compare it with any current contractual limitations or obligations the County may currently have with anyone. In this particular matter I believe that would be with RBM in a five year contract.

Counsel says he did not review it and is unaware of any obligations the County has on an ongoing basis. So no I am not aware of any.

Mr. Thomas says that last year when it was presented I voted against it because I felt it was restrictive. So with counsel not being able to review and compare this I would think this should be tabled.

Counsel says that he has reviewed previous graphs of an RFP that was prepared by a vendor. I understand the proposed minimum statutory requirements by Indiana State law for the vote center equipment. I have reviewed the proposed minimum specifications provided by the County for what would be appropriate for e poll books and vote center equipment. I have read various memorandums of Indiana election division. As well, I have spoken directly to Professor Raymond Shelee from Ball State University, who is the special consultant to the state that is reviewing of the applications for e polling books as well as doing the laboratory testing of the e poll books. I am unaware of any continuing obligations the County has relative to this RFP or equipment that will be purchased through this RFP.

Mr. Thomas asks council that if there are current contracts shouldn't they be reviewed prior to this decision.

Council states that he does not know if there are or are not any contracts.

Short discussion held on the issue of current contract.

Mr. Thomas points out item five of the contract to Counsel and states that this says you must opt out of this sixty days prior to the end of the year or will be obligated till the end of 2014.

Counsel feels that he should have more time to look at the current contract before make any comments on the matter.

Mr. Thomas moved to table the above proposal as read and outlined.

Motion seconded by Ms. McClure.

Motion adopted by a 3-0 vote

BOARD OF PUBLIC WORKS:

A)
IN THE MATTER OF APPROVING
A SURETY CASH IN FOR STONE
OAK FARMS

This is in the amount of \$25000.00 and is drawn under the First State Bank of Middlebury, Indiana. Drafts must be presented on or before November 21, 2013.

Motion was made by Mr. Thomas to accept the above cash in as read and outlined.

Motion seconded by Ms. McClure.

Motion adopted by a 3-0 vote.

B)
IN THE MATTER OF APPROVING
A SURETY CASH IN FOR WESTWOOD

KNOLLS @ BLACKTHORN

This is in the amount of \$9200.00 this is drawn under First State Bank of Middlebury, Indiana. This must be presented on or before November 21, 2013.

Mr. Thomas moved to accept the above cash in as read and outlined.
Motion seconded by Ms. McClure.
Motion adopted by a 3-0 vote.

OLD BUSINESS:

IN THE MATTER OF APPROVING
OF A PRIOR CONFERENCE
PRESENTATION BY THE READING
FOR LIFE DIRECTOR

This is a prior travel request for October. I believe there was a miscommunication since this is for Alesha Seroczynski. She had not requested travel before and is a quasi employee. She just did run the program for the JJC and was not submitted in a timely fashion. She has submitted that the money will come out of the probation user fees.

Mr. Thomas makes a motion to untable the above item as read and outlined.
Motion seconded by Ms. McClure.
Motion adopted by a 3-0 vote.

Mr. Thomas asks for discussion on the matter.
Pete Morgan, Executive Director, 1000 S. Michigan St.

Mr. Thomas asks if the \$1450.07 is the total request.

Mr. Morgan says that is correct. This program is funded out of the Probation user fees and is a supplement to probation. It is a diversionary program. It helps to keep a lot of kids out of the system and has been very affective. This program which helps not only our kids but other kids needs to reach a status known as evidence based. Part of doing that is an academic credential. When this was initiated that is when a certain amount of user fees was to be set aside for the purpose of educational classes and conferences. This conference has been attended on prior years also. It is correct that we did not get the paperwork into the Commissioners in a timely fashion but as Mr. Kostielney pointed out we had a few problems and now have them corrected and hope not to see this again in the future. In the long term we hope to get its own funding in the long term but allow it to help all the children of St. Joseph County. So for all those reason we ask that it be approved. The money is there for this purpose.

Mr. Thomas says he has a strong history of supporting training and education. I appreciate everything that the Probate Court does with our juveniles and Reading for Life is a great program for them. I am very thankful that you would use probation user fees to cover these expenses. I also don't have a problem supporting travel requests even if they come in after the fact due to the great educational experience. However, in this particular matter, I see from the advertising the person in question is a developing psychologist from the University of Notre Dame. This is not the Probate Court or the Juvenile Justice Center. Also, traveling out of not only state, but out of nation to Montreal, Canada. I just can't swallow that.

Mr. Morgan says that as to being out of country this is an annual conference and it just happened to be scheduled there. As far as the expenses go they are probably lower than in several places in the United States in the past. As far as her being a Developmental Psychologist from the University of Notre Dame, it is what it is. I would argue if you will. It is a great advantage for a program. It has always been known and in front of the County about her part in this. There has also always been a salary set aside for her.

Ms. McClure moves to accept the above travel request as read and outlined.
Motion seconded by Mr. Kostielney.
Motion adopted by a 2-1 vote.

PUBLIC COMMENTS:

20TH DAY OF TERM NOVEMBER TERM TUESDAY, NOVEMBER 20, 2013

Mr. Kostielney compliments all workers in the County for there work on the severe weather preparedness. Amnesty week for leaf burning will be December 2-9, 2013. Mr. Thomas also gives thanks to the workers for all there work.

There being no further business to come before the Board at this time, Mr. Kostielney asked for a motion to recess, Mr. Thomas so moved, seconded by Ms. McClure. Meeting recessed by a 3-0 vote.

ST. JOSEPH COUNTY COMMISSIONERS