

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 February 12, 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.

OPENING AND READING OF BIDS ON: None

REPORTS AND REQUESTS FROM:

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
County Clerk	Various Obsolete Items
Superior Court	Obsolete Equipment
Voter Registration	Obsolete Computers and Typewriter

Travel Requests		
Department	Description	Cost Estimate
Adult Probation	Elkhart, IN / February 14, 2013	\$27.00
County Council	Indianapolis, IN / February 18, 2013	\$425.00
Health	South Bend, IN / March 10-12, 2013	\$260.00
Prosecutor	Valparaiso, IN / March 18-22, 2013	\$250.00
Prosecutor	Fort Worth, TX / April 16-18, 2013	\$1670.00
Treasurer	Kokomo, IN / March 6, 2013	\$130.00
Treasurer	Indianapolis, IN / March 15, 2013	\$139.75

Mr. Kostielney states that on the Personnel report Attorney fees will go from \$95.00 to \$125.00. Mr. Kostielney turns further discussion over to Mr. Zappia.

Mr. Zappia explains that they are self insured and there are rare occasions when we are sued and must retain lawyers in those cases that litigation is commenced against the County. Historically we have paid the attorneys what we call a governmental rate. That rate was \$95.00 an hour since 1992. This is something that has been discussed for the last year of two and now with the Commissioners approval will increase that rate to \$125.00 per hour.

Mr. Kostielney says that he would like to point out that normally if a case gets to this point it is a specific dollar amount. We have a couple of cases now that are in the hundreds of thousands of dollars potential exposure so we think it is appropriate to do this at this time.

Motion was made by Mr. Thomas to accept the consent Agenda with the amendment and add on 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 APPROVAL
OF AMENDED IRREVOCABLE
STANDBY LETTER OF CREDIT
FOR INVERNESS WOODS
SUBDIVISION, SECTION ONE

This is drawn on 1st Source Bank it has an expiration date of January 23, 2014 in the amount of \$52580.00 to complete road construction, retention and erosion control.

Motion made by Mr. Thomas to accept the recommendation of the Department of Public Works in reference to the above amended irrevocable letter of credit as read and outlined.

Motion seconded by Ms. McClure.

Motion adopted by a 3-0 vote.

B)

IN THE MATTER OF APPROVAL
OF A PROJECT COMPLETION
AFFIDAVIT FOR FERNWOOD
AT CLEVELAND AND FOX RUN
SUBDIVISIONS SLURRY SEAL
PROGRAM

The final project amount is \$101434.74.

Motion made by Mr. Thomas to accept the recommendation of the Department of Public Works in reference to the above completion affidavit as read and outlined.

Motion seconded by Ms. McClure.

Motion adopted by a 3-0 vote.

C)

IN THE MATTER OF APPROVAL
OF A UNIFORM CONFLICT OF
INTEREST DISCLOSURE
STATEMENT

This statement is in reference to Jessica Clark and RW Armstrong.

Motion made by Mr. Thomas to accept the recommendation of the Department of Public Works in reference to the above disclosure statement as read and outlined.

Motion seconded by Ms. McClure.

Motion adopted by a 3-0 vote.

OLD BUSINESS: NONE

PUBLIC COMMENTS:

Mr. Thomas states that we started the new Lunar Year with the Chinese New Year on Sunday. Enjoy your last day before lent starts. St. Adelberts is having a fish fry on Friday and Purdue Extension is having an open house today please stop by.

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