

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 July 2, 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:

SUPERIOR COURT:
IN THE MATTER OF APPROVING
AN IN-LINE TRANSFER

The following in-line transfer has been requested.

From: 1000-32050-000-0020	instruction & training	\$50.00
Into: 1000-39010-000-0020	dues & subscriptions	\$50.00

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
Surveyor	Broken or obsolete computer monitors and copier

Travel Requests		
Department	Description	Cost Estimate
Prosecutor	Indianapolis, IN / July 1, 2013	\$143.80
Prosecutor	Topeka, KS / July 9-12, 2013	\$1651.00
Sheriff	East Lansing, MI / July 30-Aug 2, 2013	\$643.00
Sheriff	St. Louis, MO / August 27-31, 2013	\$1408.00

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
BILLS PASSED BY ST. JOSEPH
COUNTY COUNCIL

<u>BILL NO.</u>	<u>ORDINANCE NO.</u>
54-13	38-13

*as amended

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

D)
IN THE MATTER OF APPROVING
APPLICATION FOR APPROVAL
FOR REMOTE ACCESS ON LAREDO
FROM SHARON GIFFORD

Sharon Gifford is out of Brooksville, Kentucky.

Mr. Thomas moved to accept the above application for remote access as read and outlined.
Motion seconded by Ms. McClure.
Motion adopted by a 3-0 vote.

E)
IN THE MATTER OF APPROVING
R-3-C-2013, TRANSFER OF
PROPERTY TO NON-PROFIT
ORGANIZATIONS

Mr. Thomas moved to accept the above resolution 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 A BID AWARD-R&S 91301/2-1
MISCELLANEOUS ROAD
RESURFACING/REHABILITATION
IN JUDAY CREEK ESTATES, GREEN
VIEW NORTH, SWANSON HIGHLANDS,
WINDING BROOK PARK, AND

FELICITY GARDENS SUBDIVISION

It is recommended that the bid be awarded to Rieth-Riley Construction Company for \$1132056.75.

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

B)
IN THE MATTER OF APPROVAL
OF A BID AWARD-R&S 91301/2-1
MISCELLANEOUS ROAD
RESURFACING/REHABILITATION
IN COUNTRY CLUB GREENS,
GREEN CREST MANOR, AND
IRELAND HILLS EAST SUBDIVISION
AND ST. JOSEPH COUNTY PARKS

It is recommended that the bid be awarded to Rieth-Riley Construction Company for \$730981.35.

Motion made by Mr. Thomas to accept the recommendation of the Department of Public Works in reference to the above bid as read and outlined.
Motion seconded by Ms. McClure.
Motion adopted by a 3-0 vote.

C)
IN THE MATTER OF APPROVAL
OF A BID REQUEST FOR
R&S 91301/2-1 D-1: MAINTENANCE
ASPHALT OVERLAY PROGRAM

It is requested that this be advertised on July 5th and 12th with a bid opening on July 23rd, 2013.

Motion made by Mr. Thomas to accept the recommendation of the Department of Public Works in reference to the above advertisement as read and outlined.
Motion seconded by Ms. McClure.
Motion adopted by a 3-0 vote.

D)
IN THE MATTER OF APPROVAL
OF A BID REQUEST FOR R&S
91301/1-3: MISCELLANEOUS
ROAD RESURFACING/
REHABILITATION IN DAWN
MANOR, BRENDON HILLS,
QUAIL VALLEY AND QUAIL
RIDGE SUBDIVISION

It is requested that this be advertised on July 5th and 12th with a bid opening on July 23rd, 2013.

Motion made by Mr. Thomas to accept the recommendation of the Department of Public Works in reference to the above advertisement as read and outlined.
Motion seconded by Ms. McClure.
Motion adopted by a 3-0 vote.

E)
IN THE MATTER OF APPROVAL
OF AN INDOT CONTRACT R-33234
AUTEN ROAD AT IRONWOOD
ROAD INTERSECTION IMPROVEMENTS
CHANGE ORDER NO. 3

The revised amount to the contract will be \$1899255.25. This is 2.58 percent over the original contract amount.

Motion made by Mr. Thomas to accept the recommendation of the Department of Public Works in reference to the above change order no 3 as read and outlined.

Motion seconded by Ms. McClure.

Motion adopted by a 3-0 vote.

OLD BUSINESS: NONE

PUBLIC COMMENTS:

Stephen Vandezande, 53490 Juniper Rd., South Bend, IN.

Mr. Vandezande asks Mr. Kostielney if he recalls a phone call on Sunday that they had. Mr. Kostielney acknowledges that call and states that if there are comments to be made please do so they will not be engaging in a conversation.

Mr. Vandezande says he was told the tree was coming down a week ago. From research it was found that two employees from the County and one from Walsh and Kelly, since the conversation on Sunday, say it is on the print that the tree was to come down. The information you gave me Sunday you said it was not to come down. I asked about the mark on the tree they said it means it is to come down. All the other trees with that mark are all gone. The conversation we had last fall was about yard waste dumped on my property, which is in the County, and the other person lives in Indian Village. You said you couldn't do anything about it. Per some further findings that person is graduating from Notre Dame. He retired from Notre Dame and he basically said he was not going to remove the yard waste. Getting back to the road construction and bike lane, the first time I new for sure it was going in on the east side of the road was Sunday. Walsh and Kelly were doing some survey work out there. I have never been informed that it was definitely going in. Mr. Vandezande goes over when conversations were held and what was said again. I also asked for an apology for the treatment that I had in the hallway from the County Surveyor and also how I was treated in the meeting. I was gaveled twice and sat down and was quiet then I left the room. I think there is deception here and one part of County Government does not know what the other is doing and I feel I was treated very badly through this whole thing. The conversation we had on Sunday has been contradicted by other employees. I feel I have been treated bad and deserve an apology. Counsel informs Mr. Vandezande that his three minutes is up and to please have a seat. Rick Stoner, 65463 Juniper Road.

Mr. Stoner states that he just found out that the County is going to pave the road which is a dirt road currently. I want to protest the pavement of the road. I feel that will make for faster traffic. There are all farmers on that road. I don't know why they want to pave it. It has always been a dirt road and it is just going to make traffic on it go faster. They say it is because of the policemen and the firemen need it because they blocked off Osborne Road. That has been blocked off for two years and it hasn't been a problem for them to go down it. It isn't bothering them one bit. They want to widen it and pave it and waste all that money. They could maybe put it on Pierce which is the main highway. It takes you across US 31. They cut off and they go through Juniper road real fast there is a hill there and I think if they pave it there will be more danger going over that hill. Three fourth of the road is my family and we don't want it. A few new houses have been built up the road and they want it. They have only been there a couple of years and we have lived up here all of our lives. I just feel it is a waste of county money and people are going to speed and just turn it into a speed trap. We don't want it and the County's money could be used on some other street. I would ask that you take that out of the bid to be paved.

Mr. Thomas commends the street departments and different offices involved for the wonderful job they have been doing in keeping the city taken care of from the effects of

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the recent storms. The blood drive was a success. The 4-H fair is still going on till Saturday please go out and enjoy it.

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