

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 August 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:

Printing Forms for County Departments: Continuous, Laser/Cut Sheets, Envelopes, Receipts, Unit Sets & State Forms.

Read by Mr. Thomas.

Carothers Printing Company
South Bend, IN.

Haywood Printing Company, Inc.
Lafayette, IN.

Superior Business Solutions
South Bend, IN.

Waddell Printing Company
LaGrange, IN.

Mr. Thomas moved to accept the above bids and turn them over to the Purchasing Department for further study and review as read and outlined.

Motion seconded by Ms. McClure.

Motion adopted by a 3-0 vote.

REPORTS AND REQUESTS FROM:

DRCB:

IN THE MATTER OF APPROVING
AN IN-LINE TRANSFER

The following in-line transfer has been requested.

From: 1000-32020-000-0054	travel	\$150.00
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Into: 1000-32200-000-0054	telephone	\$150.00
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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.

HEALTH DEPARTMENT:

IN THE MATTER OF APPROVING
AN IN-LINE TRANSFER

The following in-line transfer has been requested.

From: 4105-33368-800-0055	public info & educ	\$4500.00
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Into: 4105-32208-800-0055	telephone & beepers	\$1500.00
4105-33238-800-0055	travel	\$3000.00

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.

HIGHWAY DEPARTMENT:
IN THE MATTER OF APPROVING
A BID REQUEST FOR SIX OR
SEVEN 2014 FOUR-WHEEL DRIVE, ¾ TON,
4 X 4 FULL SIZE PICKUP TRUCKS,
HEAVY DUTY FOR SNOW PLOWING

The requested advertisement dates for this are August 23 & 30, 2013 with the bid opening on September 10, 2013.

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

JUVENILE JUSTICE CENTER:
IN THE MATTER OF APPROVING
AN IN-LINE TRANSFER

The following in-line transfer has been requested.

From: 1000-31070-000-0049	other contractual services	\$10000.00
Into: 1000-36010-000-0049	repairs-building & structures	\$10000.00

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.

VOTER REGISTRATION:
IN THE MATTER OF APPROVING
AN IN-LINE TRANSFER

The following in-line transfer has been requested.

From: 1000-33100-000-0028	printing	\$1167.00
1000-36300-000-0028	repairs	\$1000.00
Into: 1000-39150-000-0028	other expenses	\$2167.00

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.

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
Health Department	A broken video camera
Maintenance	A tank of old diesel Fuel
Prosecuting Attorney	Broken and/or obsolete scanner, printer and fourteen computers

Travel Requests		
Department	Description	Cost Estimate
DRCB	Kansas City, MO / Nov. 6-10, 2013	\$5,098.00
Human Resources	Carmel, IN / Sept. 27, 2013	\$111.33
Parks Department	Bristol, IN / Sept. 6, 2013	\$16.88
Parks Department	West Lafayette, IN / Oct. 25-26, 2013	\$288.53
Sheriff	St. Louis, MO / Sept. 11-12, 2013	\$450.61

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: 1000-11305-000-0034	deputy county attorney	\$9029.04
Into: 1000-11304-000-0028	assistant county attorney	\$9029.04

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
BILLS PASSED BY ST. JOSEPH
COUNTY COUNCIL

<u>BILL NO.</u>	<u>ORDINANCE NO.</u>
58-13	44-13
59-13	45-13
53-13	46-13
50-13	47-13

*as amended

Mr. Thomas moved to accept the following ordinances, 44-13, 45-13, and 47-13 as read and outlined.
 Motion seconded by Ms. McClure.
 Motion adopted by a 3-0 vote.

Mr. Thomas states that he has questions on the remaining ordinance, 46-13.

Mike Kruk, St. Joseph County Treasurer, with offices on the second floor.

Mr. Thomas asks about line item number four of the ordinance. Who do you plan, or do you have anybody in mind to do investments with that is federally registered.

Mr. Kruk says not at this time.

Mr. Thomas asks could this include any investments such as mutual funds.

Mr. Kruk says yes.

Mr. Thomas says are these mutual funds that can be traded on Wall Street and people can lose money on.

Mr. Kruk says this bill is verbatim language taken out of state statute and state statute lists the types of investments that municipalities can invest in and they are very conservative. Are you familiar with the statute?

Mr. Thomas says he has read some of it.

Mr. Kruk goes through and lists some of the ways the money may be invested.

Everything here is very safe investments.

Mr. Thomas says one question asked was does this include mutual funds and you said yes. Then I asked you does this include mutual funds that some people may consider risky investments that may be traded on Wall Street.

Mr. Kruk double checks the issue with mutual funds. The investment would be money mutual funds.

Mr. Thomas asks would those be traded on Wall Street.

Mr. Kruk reads the qualifications for money mutual funds.

Mr. Thomas again asks about the trading on Wall Street.

Mr. Kruk says he does not know but they must be triple A rated or its equivalent.

More conversation on the worries of Wall Street pursues.

Mr. Thomas asks what would you say to people that ask if we have such large amounts of surplus that we shouldn't tie them up for five years. Maybe with the economy the way it is and with interest rates being low and expected to stay low. We have a lot of County and community info structure that could be repaired and modernized for the safety and better serving the public. What would you say to those people that say that?

Mr. Kruk states that he has no authority to invest in those types of projects.

Mr. Thomas asks what would you say to the people that think the money would be better served and utilized in making info structure improvements.

Mr. Kostielney asks how much money is there to invest and inquires to Mr. Thomas as to how much money are we actually talking about that he thinks we are able to give back to the tax payer.

Mr. Thomas says that the Treasurer is the one making the request so he would need to be asked that.

Mr. Kruk interrupts and says he would like to get a couple of things straight. The treasurer has no authority to give money back to tax payers. That is not what my job is. Several people speaking at once on this comment.

Mr. Kruk says that Mr. Thomas has been quoted in the newspaper as saying we should give money back to the tax payers if we have money to invest.

Mr. Thomas says that is not correct. I said if there is such a large surplus it would be better served on info structure improvements.

Mr. Kruk reads comments straight from the newspaper that were said by Mr. Thomas.

Mr. Thomas says that is correct. What would you say to the people that think if there are such large sums of money they are being taxed too much?

Mr. Kruk says he does not have any authority to lower taxes. You have that authority; you can lower local taxes if you choose. I can't.

Mr. Thomas says going back to Mr. Kostielney's question, how much money is there to invest.

Mr. Kruk goes over some of the money that they have on deposit such as grants, riverboat gambling funds, wheel tax distribution, etc.

Mr. Kostielney says the difference between surplus funds and funds available for investment are, you receive funds from a variety of government agencies built into the St. Joseph County and outside so as a temporary clearing house you have the ability to invest some of those funds most likely in the short term level. So those are not necessarily surplus funds that we have available to be given back those are funds that we have to invest.

Mr. Kruk gives a list of a variety of funds that the County has as an example. We also collect distributions from down state. This money is available to be invested instead of

just sitting there. By state law you can not invest more than 25% of your total investments in investments more than two years up to five years. It will probably be spread out over the years. When looking at your total portfolio you are probably looking at 5% in investments that go out five years, and maybe the same for four years and so on. Mr. Thomas says currently you can invest up to two years correct.

This is confirmed.

Mr. Thomas says you are restricted to investing in what are considered safe investments.

Mr. Kruk says these are all safe investments.

Mr. Thomas says money markets traded on Wall Street are not (interrupted)

Mr. Kruk says you keep saying that and I read to you the money markets have to be invested in federal securities.

Mr. Kostielney says money markets are normally just interest bearing accounts correct?

Mr. Kruk says yes.

Mr. Thomas says if this is such a great thing

Mr. Kruk says I am not saying it is a great thing. I am saying it was an opportunity presented to municipalities by our State Legislature last year for us to take advantage of it and try to get some better rates of returns. Before we can do anything like that we have to have a policy in place like this. Passing this doesn't mean we are going to do it but we can't do it unless something like this is in place to do it.

Mr. Thomas says his last question is why is there a clause in here that says it expires in four years after adoption if this is a good thing.

Mr. Kruk says I didn't write the law if that's what it says that's the way it is.

Ms. McClure asks if you see that things are going bad in the money market you can pull the money out.

Mr. Kruk says absolutely. That is not something that I would not honestly even consider.

Motion made by Mr. Thomas to veto ordinance 46-13.

Motion dies for lack of second.

Motion made by Ms. McClure to pass ordinance 46-13.

Motion seconded by Mr. Kostielney.

Motion passes with a 2-1 vote.

BOARD OF PUBLIC WORKS:

A)

**IN THE MATTER OF APPROVING
A BID AWARD FOR THE
MAINTENANCE ASPHALT
OVERLAY PROGRAM**

It is recommended that this be awarded to Rieth Riley Construction Co., Inc in the amount of \$1709508.45.

Motion was made by Mr. Thomas to accept the above bid award as read and outlined.

Motion seconded by Ms. McClure.

Motion adopted by a 3-0 vote.

OLD BUSINESS: None

PUBLIC COMMENTS: None

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.

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