

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 April 1, 2014 at the hour of 10:00 a.m. (EST) at which time in the following members were present: Andrew Kostielney, Marsha McClure, and Dave Thomas were present.

**PLEDGE OF ALLEGIANCE**

The minutes of the last meeting were unanimously approved.

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

**OPENING AND READING OF BIDS ON:**

**1) 2014 Bituminous Patching Material**

Seal Master  
1010 E. Sumner Avenue  
Indianapolis, IN 46227

Rieth-Riley Construction Co., Inc.  
P.O. Box 1775  
South Bend, IN 46634

Walsh & Kelly, Inc.  
24358 State Road 23  
South Bend, IN 46614

**2) 2014 Liquid Bituminous Materials**

Asphalt Materials, Inc.  
2820 E. Durbin Street  
Warsaw, IN 46580

Bit-Mat Products  
P.O. Box 428  
Ashley, IN 46705

**3) 2014 Miscellaneous Aggregate**

Aggregate Industries  
Central Region  
911 Hatfield Avenue  
Kalamazoo, MI 49001

Phoenix Services LLC  
1190 E. Loop Road  
Portage, IN 46368

Rieth-Riley Construction Co., Inc.  
P.O. Box 1775  
South Bend, IN 46634

The Klink Group of Companies  
P.O. Box 428  
Ashley, IN 46705

**4) 2014 Signage Materials**

Frost Signs  
201 Lincolnway West, Suite 200  
Mishawaka, IN 46544

Hall Signs, Inc.  
4495 W. Vernal Pike  
Bloomington, IN 47404

**2014 Traffic Paint Total amount for white and yellow paint**

Allstates Coatings Company \$128,215.00  
100 North Lee Drive  
Gladewater, TX 75647

Davies Imperial Coatings, Inc. \$124,845.00  
1275 State Street  
Hammond, IN 46320

Ennis Paint \$124,650.00  
115 Todd Court  
Thomasville, NC 27360

Ozark Materials, LLC \$140,705.00  
P.O. Box 188  
Greenville, AL 36037

Sherwin Williams \$133,775.00  
1001 Nebula Road  
Manchester, GA 31816

**5) Preliminary Engineering, Right-of-Way and Construction Inspection Services for the Rehabilitation of Bridge #62 on Walnut Road over the Yellow Bank Creek in the LaPorte District**

Beam, Longest and Neff, LLC  
8126 Castleton Road  
Indianapolis, IN 46250

CHA  
1251 N. Eddy Street, Suite 201  
South Bend, IN 46617

DLZ  
2211 E. Jefferson Blvd.  
South Bend, IN 46615

Frost Engineering & Consulting  
201 Lincolnway West, Suite 200  
Mishawaka, IN 46544

Lawson-Fisher Associates  
525 W. Washington Ave.  
South Bend, IN 46601

Northwest Consultants, Inc.  
8202 Clearvista Parkway, Suite 9B  
Indianapolis, IN 46256

The Troyer Group  
550 Union Street  
Mishawaka, IN 46544

Ms. McClure moved to accept the above bids and turn them over to the Department of Public Works as read and outlined.  
Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

**REPORTS AND REQUESTS FROM:**

ARCHIVES:  
IN THE MATTER OF APPROVING  
AN IN-LINE TRANSFER

The following in-line transfer has been requested.

From: 1000-22226-000-0010      microfilm supplies      \$2000.00

Into: 1000-24010-000-0010      other supplies      \$2000.00

Ms. McClure moved to accept the above in line transfer as read and outlined.

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

COMMISSIONERS

A)  
IN THE MATTER OF APPROVING  
THE ACCOUNTS PAYABLE DOCKETS

Ms. McClure moved to accept the Accounts Payable Docket as read and outlined.

Motion seconded by Mr. Thomas.

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:

<b>Surplus Requests</b>	
<b>Department</b>	<b>Description</b>
Adult Probation	Various obsolete monitors and printers
Area Plan	An obsolete laptop computer and projection screen
Highway Department	Various obsolete radios and radio accessories
Maintenance	Three obsolete laptop computers and a broken vacuum sweeper
Probate Court	Various inoperable and/or obsolete computer equipment and one van
Sheriff	A broken food slicer in the Jail kitchen

<b>Travel Requests</b>		
<b>Department</b>	<b>Description</b>	<b>Cost Estimate</b>
Adult Probation	Indianapolis, IN / April 9, 2014	\$170.00
Adult Probation	Indianapolis, IN / April 17, 2014	\$257.00
Adult Probation	Indianapolis, IN / April 30-May 1, 2014	\$2,730.00
Adult Probation	Indianapolis, IN / April 30-May 1, 2014	\$945.00
Adult Probation	Indianapolis, IN / April 30-May 1, 2014	\$400.00
Adult Probation	Indianapolis, IN / June 5-6, 2014	\$815.00
Community Corrections	Reimbursement-Hamilton County / March 21	\$168.30
Community Corrections	Additional staff to a previously approved request Indianapolis, IN / April 7-9, 2014	\$390.00
Community Corrections	French Lick, IN / May 21-23, 2014	\$1,101.00
County Auditor	Indianapolis, IN / April 7, 2014	\$117.00
County Treasurer	Monticello, IN / April 1, 2014	\$81.00
County Treasurer	Indianapolis, IN / April 7, 2014	\$116.10

County Treasurer	Plymouth, IN / April 15, 2014	\$53.40
Health Department	Indianapolis, IN / April 22-25, 2014	\$778.32
Health Department	South Bend, IN / April 30, 2014	\$25.00
Health Department	Indianapolis, IN / May 1-2, 2014	\$569.68
Health Department	Indianapolis, IN / May 8-9, 2014	\$548.30
Probate Court	Albuquerque, NM / April 6-9, 2014	\$436.60
Probate Court	Richmond, KY / April 21-25, 2014	\$1,805.00
Prosecuting Attorney	Washington, D.C. / April 16, 2014	\$1,007.00
Prosecuting Attorney	Indianapolis, IN / April 24-25, 2014	\$1,372.23
Prosecuting Attorney	Indianapolis, IN / May 9, 2014	\$2,373.93
Sheriff	Dallas, TX / April 26-30, 2014	\$5,133.00
Sheriff	South Bend, IN / May 13-15, 2014	\$885.00
Sheriff	Plainfield, IN / June 2-6, 2014	\$520.00

Mr. Thomas gives thanks to all the departments that used money other than County general funds. I would like to congratulate Julie Lawson as she was elected as Warden of the Year.

Motion was made by Ms. McClure to accept the consent Agenda.

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

**C)**

**IN THE MATTER OF APPROVING  
DECLINING ALL VOTE CENTER RFP**

The St. Joseph County Election Board has decided to move any Vote Center discussions until 2015. Since they have taken this step, we formally decline all Vote Center Proposals that have been received.

Mr. Thomas says that he believes the statement is a little unclear. It says that they are going to move discussions to 2015, I think they mean the election process but the discussions are still ongoing.

Motion was made by Ms. McClure to accept the above request as read and outlined.

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

**D)**

**IN THE MATTER OF APPROVING  
RESOLUTION R-4-C-2014,  
AUTHORIZING AND APPROVING  
THE ST. JOSEPH COUNTY HEALTH  
DEPARTMENT TESTING FEE CHANGE**

This changes the Gonorrhea/Chlamydia testing fee from \$20.00 to \$25.00.

Ms. McClure moves to accept the above application as read and outlined.

Motion seconded by Mr. Kostielney.

Motion adopted by a 2-1 vote.

**E)**

**IN THE MATTER OF APPROVING  
RESOLUTION R-5-C-2014, TO  
RATIFY LITIGATION AGAINST LPS  
REAL ESTATE DATA SOLUTIONS,  
INC. N/K/A BLACK KNIGHT REAL  
ESTATE DATA SOLUTIONS, LLC**

Mr. Thomas states that in the motion it would include the amended date.

Ms. McClure moved to accept the above resolution with the amended information as read and outlined.

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

**BOARD OF PUBLIC WORKS:**

A)

IN THE MATTER OF APPROVING  
AN IN-LINE TRANSFER

The following in-line transfer has been requested.

From: 1176-36010-000-0061	repairs bldgs. & struct	\$9000.00
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Into: 1176-39750-000-0061	data processing	\$9000.00
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Ms. McClure moved to accept the above in line transfer as read and outlined.

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

B)

IN THE MATTER OF APPROVAL  
OF AN ENGINEERING SERVICES  
PROJECT AWARD FOR THE  
TRAFFIC CALMING PROGRAM  
AND THE REGULATORY AND  
WARNING SIGN REPLACEMENT  
PROGRAM

It is recommended that the proposal from DLZ Indiana, LLC be considered for the Construction Engineering Services contract for both projects. It is also requested for authorization to start contract negotiations.

Motion made by Ms. McClure to accept the recommendation of the Department of Public Works in reference to the above project award as read and outlined.

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

C)

IN THE MATTER OF APPROVAL  
OF A STATE LOCAL PUBLIC  
AGENCY PROJECT COORDINATION  
FOR THE OLIVE STREET & SAMPLE  
STREET INTERSECTION ROAD  
RECONSTRUCTION

This agreement outlines the fiscal and construction responsibilities of each party. The funding is an 80/20 split.

Motion made by Ms. McClure to accept the recommendation of the Department of Public Works in reference to the above project coordination as read and outlined.

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

D)  
IN THE MATTER OF APPROVAL  
OF AN ENGINEERING SERVICES  
CONTRACT FOR RAILROAD  
SIDING WITHIN THE ST. JOSEPH  
COUNTY ECONOMIC DEVELOPMENT  
DISTRICT NO. 2

The proposal outlines the scope of services and compensation for work performed not to exceed \$588,769.00.

Mr. Thomas says this is in his district. I am very familiar with the site and I understand that part of the property involved may be where the new power plant may go. It also includes areas that are heavily farmed which have a significant value to the farmers. I would like to ask counsel that if approving this measure allows it to move forward in negotiations to start with the County and current land owners does this in any way authorize eminent domain or in case this were to happen in the future no compromise was made with the current owners would that be a later issue.

Counsel states that he believes that would be a later issue with the Redevelopment Commission in conjunction with us and the Commissioners. This is not authorizing any taking or even contemplating that.

Motion made by Ms. McClure to accept the recommendation of the Department of Public Works in reference to the above proposal as read and outlined.

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

Andy says that it is great to see this project move forward. We have seen a lot of interest in that area of the County. This is a great way to put St. Joseph County in a better position to attract more businesses in this area.

E)  
IN THE MATTER OF APPROVAL  
OF AN ENGINEERING SERVICES  
CONTRACT FOR WATERMAIN  
EXTENSION ON GUMWOOD ROAD

This agreement is not to exceed \$129800.00. The work includes a feasibility study to extend municipal water from Mishawaka City Limits to Adams Road and the necessary design and coordination within the existing road reconstruction project to construct an extension.

Mr. Thomas states that he is all about public safety. The Fire Department would like these lines for hydrants and I believe running the lines would be a great idea. However I don't feel the County should be using our CREDIT dollars to pay for the City of Mishawaka's water department to run the lines. I do see that there would be at a later date a memorandum of agreement may be presented and I am presuming with the Fire Department. I believe there should be one with the City of Mishawaka to reimburse us for any costs involving this particular matter.

Mr. Kostielney says that once the feasibility study is completed if this is a project that we will move forward with then those agreements and discussions will then take place.

Motion made by Ms. McClure to accept the recommendation of the Department of Public Works in reference to the above contract as read and outlined.

Motion seconded by Mr. Kostielney.

Motion adopted by a 2-1 vote.

F)  
IN THE MATTER OF APPROVAL  
FOR A SERVICES AGREEMENT WITH  
THE ENFOCUS GROUP

The agreement outlines the project descriptions, timeline, deliverables and billing milestones. The agreement targets three investigation areas: organizational mapping and mission building, asset management, and technology activities, and the work will be coordinated through Public Works. Program goals include recommendations on desired skills and

training, organizational mapping and roles within the Highway, techniques to improve and inspire morale, comprehensive diagram of current resources, develop a fleet management framework and optimization recommendations. Enfocus will perform these services for a fee of \$40,000.00.

Motion made by Ms. McClure to accept the recommendation of the Department of Public Works in reference to the above request as read and outlined.

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

G)

IN THE MATTER OF APPROVAL  
FOR THE PHM EDUCATIONAL  
FOUNDATION TO CONDUCT THE  
7<sup>TH</sup> ANNUAL SILVER MILE WALK/  
RUN FOR EDUCATION TO BE HELD  
ON SATURDAY, MAY 10, 2014

The purpose of this event is to raise money for funding grants for PHM classrooms and corporation-wide initiatives. This event will take place on Saturday, May 10, 2014.

Motion made by Ms. McClure to accept the recommendation of the Department of Public Works in reference to the above request as read and outlined.

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

H)

IN THE MATTER OF APPROVAL  
FOR THE AMERICAN LEGION  
RIDERS CHAPTER 308 TO CONDUCT  
THE FALLEN HEROES RIDE TO BE  
HELD ON SUNDAY, MAY 18, 2014

Sign up for this event will begin at 8:00 am in the Wal-Mart parking lot, on Portage Avenue in South Bend, Indiana. The 60 mile ride will begin at 11:00 am.

Motion made by Ms. McClure to accept the recommendation of the Department of Public Works in reference to the above request as read and outlined.

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

**OLD BUSINESS: NONE**

**PUBLIC COMMENTS:**

Peter Mullen, County Auditor, offices on the 2<sup>nd</sup> floor.

Mr. Mullen presents the board with the County Cost Allocation Summary for 2012. We will stand to recover \$248500.00 for indirect costs incurred by title IV-D child support. My second request would be to acknowledge our Notre Dame women for winning the regional title and going on to the final four this weekend. A resolution would be wonderful.

01<sup>ST</sup> DAY OF TERM APRIL TERM TUESDAY, APRIL 1, 2014

Mr. Thomas makes a motion for the request in reference to the Notre Dame Ladies team.  
Motion seconded by Ms. McClure.  
Motion adopted by a 3-0 vote.

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

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ST. JOSEPH COUNTY COMMISSIONERS