

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 May 7, 2014 at the hour of 10:00 a.m. (EST) at which time in the following members were present: Andrew Kostielney and Dave Thomas, were present.

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

PLEDGE OF ALLEGIANCE

OPENING AND READING OF BIDS ON:

BUILDING DEPARTMENT
IN THE MATTER OF APPROVING
TO CONDUCT A DEMOLITION
HEARING TO BE HELD ON
MAY 20, 2014 FOR PROPERTY
LOCATED AT 52704 IDA
STREET IN CLAY TOWNSHIP

Mr. Thomas moved to accept the above request as read and outlined.
Motion seconded by Mr. Kostielney.
Motion adopted by a 2-0 vote.

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 Mr. Kostielney.
Motion adopted by a 2-0 vote.

B)
IN THE MATTER OF APPROVING
THE CONSENT AGENDA.

Permission was requested to approve the following consent agenda:

Surplus Requests	
Department	Description
Probate Court	Various obsolete computers, furniture, vacuums and a TV
Prosecuting Attorney	Eleven obsolete and/or broken office chairs
Sheriff	A Sig Sauer P229 service weapon to a retired police officer

Travel Requests		
Department	Description	Cost Estimate
Adult Probation	Indianapolis, IN / May 8, 2014	\$60.00
Area Plan Commission	Nappanee, IN / May 14, 2014	\$0.00
Comm. Corrections	Indianapolis, IN / May 14 & 21, 2014	\$480.00

County Auditor	Indianapolis, IN / May 13-16, 2014	\$2,161.74
Dept. of Public Works	Niles, MI / May 16, 2014	\$0.00
Dept. of Public Works	Albion, IN / May 28, 2014	\$0.00
Health Department	Frankfort, IN / June 4, 2014	\$20.00
Health Department	Indianapolis, IN / June 11, 2014	\$20.00
Public Defenders	Indianapolis, IN / May 9, 2014	\$701.00
Public Defenders	Indianapolis, IN / June 13, 2014	\$4,270.00
Prosecuting Attorney	Indianapolis, IN / May 15, 2014	\$467.98
Prosecuting Attorney	Indianapolis, IN / June 15-20, 2014	\$841.36

Mr. Thomas thanks the county officer for her years of service.
 Mr. Thomas moved to accept the Consent Agenda as read and outlined.
 Motion seconded by Mr. Kostielney.
 Motion adopted by a 2-0 vote.

ADD ON:

IN THE MATTER OF APPROVING
 AN EXECUTIVE ADMINISTRATOR
 OF THE ST. JOSEPH COUNTY
 COMMUNITY CORRECTIONS
 ADVISORY BOARD TO APPLY FOR
 THE JUDD LEIGHTON FONDATION
 GRANT

This grant application requests \$15000.00 to fund one year’s operations of “Project Roots,” a sex offender treatment and supervision program run through Community Corrections.

Mr. Thomas moved to accept the above request as read and outlined.
 Motion seconded by Mr. Kostielney.
 Motion adopted by a 2-0 vote.

IN THE MATTER OF APPROVING
 AN APPLICATION TO APPLY FOR
 A GRANT FOR THE ADULT
 PROBATION DEPARTMENT

It is requested to apply for grants funds offered through the Indiana Supreme Court.

Mr. Thomas moved to accept the above request as read and outlined.
 Motion seconded by Mr. Kostielney.
 Motion adopted by a 2-0 vote.

BOARD OF PUBLIC WORKS:

A)
 IN THE MATTER OF APPROVAL
 OF AN IRREVOCABLE LETTER OF
 CREDIT FOR LAUREL CREEK
 SECTION ONE, TWO AND THREE

This is from MutualBank of Mishawaka, Indiana and is in the amount of \$10000.00 and extends the expiration date to April 26, 2015.

Mr. Thomas moved to accept the above letter of credit as read and outlined.
 Motion seconded by Mr. Kostielney.

Motion adopted by a 2-0 vote.

B)
IN THE MATTER OF APPROVAL
OF AN IRREVOCABLE STANDBY
LETTER OF CREDIT CASH-IN
FOR BOULDER BAY

This is drawn under First State Bank of Middlebury in the amount of \$54419.00 it must be presented before or on May 10, 2014.

C)
IN THE MATTER OF APPROVAL
OF AN IRREVOCABLE STANDBY
LETTER OF CREDIT CASH-IN
FOR NEW PRAIRIE KNOLLS,
PHASE III

This is drawn under First State Bank of Middlebury in the amount of \$7500.00 it must be presented before or on May 10, 2014.

D)
IN THE MATTER OF APPROVAL
OF AN IRREVOCABLE STANDBY
LETTER OF CREDIT CASH-IN
FOR NEW PRAIRIE KNOLLS,
PAHSE IV

This is drawn under First State Bank of Middlebury in the amount of \$9820.00 it must be presented before or on May 10, 2014.

E)
IN THE MATTER OF APPROVAL
OF AN IRREVOCABLE STANDBY
LETTER OF CREDIT CASH-IN
FOR THE FARMS

This is drawn under First State Bank of Middlebury in the amount of \$9000.00 it must be presented before or on May 10, 2014.

F)
IN THE MATTER OF APPROVAL
OF AN IRREVOCABLE STANDBY
LETTER OF CREDIT CASH-IN
FOR EVERGREEN PLAZA
MAJOR, SECTION ONE

This is drawn under 1ST Source Bank in the amount of \$73500.00 it must be presented before or on May 9, 2014.

G)
IN THE MATTER OF APPROVAL
OF AN IRREVOCABLE STANDBY
LETTER OF CREDIT CASH-IN
FOR STONE OAK FARMS

This is drawn under First State Bank of Middlebury in the amount of \$25000.00 it must be presented before or on May 10, 2014.

H)
IN THE MATTER OF APPROVAL
OF AN IRREVOCABLE STANDBY
LETTER OF CREDIT CASH-IN
FOR WESTWOOD KNOLLS
AT BLACKTHORN

This is drawn under First State Bank of Middlebury in the amount of \$9200.00 it must be presented before or on May 10, 2014.

Mr. Thomas moved to accept the above letters of credit cash in as read and outlined.
Motion seconded by Mr. Kostielney.
Motion adopted by a 2-0 vote.

I)
IN THE MATTER OF APPROVAL
OF A QUOTE AWARD FOR A
RECONDITIONED VACUUM
STREET CLEENER

It is recommended that the award be given to Brown Equipment Co. Inc. in the amount of \$125000.00

Mr. Thomas moved to accept the above quote award as read and outlined.
Motion seconded by Mr. Kostielney.
Motion adopted by a 2-0 vote.

J)
IN THE MATTER OF APPROVAL
OF QUOTE AWARD FOR THE
2014-2015 BRIDGE SUMMER
MAINTENANCE & MOWING
PROGRAM

It is requested that the award go to Earl Walker Jr., for the bridges over the Toll Road and Darden Road Circle. The "B" Landscaping Co., LLC is recommended for Mayflower Road over Ardmore Trail, Bittersweet Road over St. Joseph River, New Darden Road Bridge, Old Darden Road Bridge, and Olive Street/Sample Street overpass.

Mr. Thomas moved to accept the above quote awards as read and outlined.
Motion seconded by Mr. Kostielney.
Motion adopted by a 2-0 vote.

K)
IN THE MATTER OF APPROVAL
OF THE 360 PROJECT TO
CONDUCT THE 1ST ANNUAL SPRING
OUTING/MOTOR CYCLE RIDE TO BE
HELD ON SATURDAY, MAY 10, 2014

This is in support of uniting at risk teens with rescued dogs. The project is based out of the Juvenile Justice Center and provides troubled teens with the opportunity to train and adopt a dog, in hopes of changing the future for both of them.

L)
IN THE MATTER OF APPROVAL
OF THE FRIENDS OF GRANGER
PATHS, INC. TO CONDUCT THE
GRANGER PATH 5K RUN/WALK
TO BE HELD ON SUNDAY, MAY
18, 2014

07TH DAY OF TERM MAY TERM WEDNESDAY, MAY 7, 2014

This is to raise funds for Friends of Granger Paths Adams Road Project. This will start at 9:00 am.

M)
IN THE MATTER OF APPROVAL
OF THE VETERANS FROM POST
357 TO CONDUCT THE STARS AND
STRIPES FOREVER RIDE TO BE
HELD ON SATURDAY, MAY 24, 2014

This is to raise money to help support the Flag Awareness Program. The program is made up of a group of veterans from Post 357, who visit local schools to do a presentation on the history of the American Flag.

N)
IN THE MATTER OF APPROVAL
OF THE BIKE THE BEND
CORPORATION TO CONDUCT THE
5TH ANNUAL BIKE THE BEND
TO BE HELD ON SUNDAY JUNE
8, 2014

Bike the bend is a gift to the residents of St. Joseph County to enhance our quality of life, encourage a healthy lifestyle and build a spirit of community.

O)
IN THE MATTER OF APPROVAL
OF THE AMERICAN LEGION POST 357
TO CONDUCT THE KERNAN'S HEROES
RIDE TO BE HELD ON SUNDAY JUNE
8, 2014

This is a group of veterans who reside at the Life Treatment Center all proceeds will be used to purchase personal care items.

P)
IN THE MATTER OF APPROVAL
OF THE MARTHA GREULICH
FAMILY TO CONDUCT THE ANNUAL
MIAMI TRAILS/ORCHARD HEIGHTS
4TH OF JULY PARADE TO BE
HELD ON WEDNESDAY, JULY 4, 2014

Q)
IN THE MATTER OF APPROVAL
OF THE PACK OF INDIANA TO
CONDUCT THE ANGEL OF HOPE
MEMORIAL RIDE TO BE
HELD ON SATURDAY, AUGUST 16, 2014

This event will begin at 12:30 from Pinhook Park.

Mr. Thomas moved to accept the above events as read and outlined.
Motion seconded by Mr. Kostielney.
Motion adopted by a 2-0 vote.

R)
IN THE MATTER OF APPROVAL
OF A CONSTRUCTION ENGINEERING
SERVICES AGREEMENT FOR A
REGULATORY AND WARNING
SIGN REPLACEMENT PROGRAM IN

ST. JOSEPH AND MARSHALL COUNTIES

DLZ Indiana, LLC will perform the required work in an amount not to exceed \$105,580.00 per INDOT guidelines. Payment is based on actual hours worked, and the funding is a 90/10 split.

Mr. Thomas moved to accept the above agreement as read and outlined.
Motion seconded by Mr. Kostielney.
Motion adopted by a 2-0 vote.

OLD BUSINESS: NONE

PUBLIC COMMENTS:

Joseph Shabazz, 125 Marriot St., Representative of Aggressive Urban Industries.
Mr. Shabazz says he recently submitted a public access request to St. Joseph County requesting to identify the amount of procurement given to African American contractors and the total amount of procurement was given out during that period. I received a response that the County doesn't keep any records on who they give the money to broken down by ethnic identity. I was wondering do the Commissioners have a position on if that should be so or not. Considering as we see that you do receive federal funds and as such most of the federal contracts require that you break the contractors down by ethnic identity. Do the Commissioners have a position on that?
Mr. Thomas says that he is aware of as Mr. Kostielney mentioned earlier that some of these road projects are a 90/10 split. I am aware that some of them require some minority ownership on the awarding of that contract. What minority criteria on business would probably be set by the US Department of Transportation and the Indiana Department of Transportation. That would be reviewed by the Engineering Department and the legal staff I believe when the bids are submitted and awarded.
Mr. Shabazz states that that does not answer his original question.
Mr. Thomas says he referenced major projects that are done with federal dollars.
Mr. Shabazz says so the projects done by the county without those funds you don't see a need to break them down by ethnic identity.
Mr. Thomas says that as far as he knows we do not discriminate that way about how people are awarded.
Mr. Shabazz again asks if there is a way by ethnic identity to obtain this information.
Mr. Thomas says that he would have to check with the other departments involved with this.
Mr. Kostielney gives thanks to all the departments that worked on the election yesterday.

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 Mr. Kostielney.
Meeting recessed by a 2-0 vote.