

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 October 6, 2015 at the hour of 10:00 a.m. (EST) at which time in the following members were present: Andrew Kostielney, Dave Thomas, and Dr. Deborah Fleming D.M.D. were present.

**PLEDGE OF ALLEGIANCE**

The minutes of the last meeting were unanimously approved.

Michael J. Hamann, County Auditor, was present and recorded the minutes of the meeting.

**OPENING AND READING OF BIDS ON:**

Ian Alford, IT Manager, offices on the 2<sup>nd</sup> floor.

RFQ for St. Joseph County, Indiana Website Redesign Project

Force5 – South Bend, IN - \$69,630-\$80,530

Revize Software Systems – Troy, MI - \$79,865

Monkeyhouse Marketing and Design – South Bend, IN - \$78,950

The Weinstein Organization – Chicago, IL - \$131,625

LeoTechnosoft – Pune, India with offices in Mishawaka, IN - \$23,140

Vision Internet – Santa Monica, CA - \$38,950

CivicPlus – Manhattan, KS - \$76,896

Dr. Fleming moved to accept the above requests and turn them over for further study and review as read and outlined.

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

**REPORTS AND REQUESTS FROM:**

**COMMISSIONERS**

**A)**

**IN THE MATTER OF APPROVING  
THE ACCOUNTS PAYABLE DOCKETS**

Dr. Fleming 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>Settlement Requests</b>	
<b>Department</b>	<b>Description</b>
County Commissioners	Caroline Walsh / \$35,000.00
County Sheriff	John P. Donovan / Federal Court Class Action / \$270,000.00

<b>Surplus Requests</b>	
<b>Department</b>	<b>Description</b>
Superior Court	An obsolete typewriter
Prosecuting Attorney	Two broken Dell Desktops and twenty-six office chairs

<b>Travel Requests</b>		
<b>Department</b>	<b>Description</b>	<b>Cost Estimate</b>
Adult Probation	Indianapolis, IN / October 19, 2015	\$221.00
Area Plan Commission	Nappanee, IN / September 28, 30 or October 1, 2015	\$0.00
Area Plan Commission	Nappanee, IN / November 16, 17 or 19, 2015, January 18, 19 or 20, 2016, March 14, 15 or 16, 2016 May 16, 17, 18 or 19, 2016	\$0.00
County Assessor	Fort Wayne, IN / October 5 & 6, 2015	\$304.88
County Clerk	Prior attendance to LaPorte IN / Sept 9-10, 2015	\$206.68
County Recorder	Davenport, IA / November 9-10, 2015	\$777.60
Dept. of Public Works	West Lafayette, IN / October 21, 2015	\$240/fuel/taxes
DRCB	Baltimore, MD / December 2-3, 2015	\$2,939.00
EMA	Indianapolis, IN / October 19-23, 2015	\$725.00
Health Department	Indianapolis, IN / October 15, 2015	\$355.00
Health Department	French Lick, IN / October 29-30, 2015	\$473.00
Penn Twp. Assessor	Merrillville, IN / October 5 & 6, 2015	\$272.48
Penn Twp. Assessor	Valparaiso, IN / October 23, 2015	\$175.30
Probate Court	Seattle, WA / November 9-11, 2015	\$348.00
Probate Court	San Jose, CA / November 17-18, 2015	\$100.00
Sheriff	Plainfield, IN / October 14, 2015	\$739.00
Veterans Service	Elkhart, IN / November 23 & 24, 2015	\$885.00

Motion was made by Dr. Fleming to accept the consent Agenda.

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

**C)**

**IN THE MATTER OF APPROVING  
RATIFICATIONS OF AGREEMENT  
TO EXTEND THE CONTRACT  
TERMINATION DATE WITH  
BEACON HEALTH VENTURES**

This is to extend the contract date until the end of October 2015 while we are transitioning to our long term plan.

Motion was made by Dr. Fleming to accept the above request as read and outlined.

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

**ADD ON:**

**IN THE MATTER OF APPROVING  
A MOTOROLA SYSTEMS AGREEMENT**

Todd Gears, PSAP Executive Director, 58266 Downey Ave.

Mr. Gears says this is a consolidation of four county radio systems benefiting dispatch operations with a single radio system. First responders with true interoperability. The consortium with \$400000.00 savings and the city of Mishawaka with similar savings. This is for 20 years. This will take full effect of the prior purchase of Motorola IP radio consoles and the new radio tower currently under construction at the new PSAP was specifically designed to accommodate this radio concept. This proposal unites all components of a well-designed and coherent system.

Counsel says he has went over this and approves it. It was unanimously endorsed by all parties.

Mr. Kostielney says he applauds Mr. Gears efforts in making this happen. It is the best system for the County at the most economical price. I wish you luck with all your future endeavors.

Dr. Fleming also gives thanks for all the hard work on this.

Motion was made by Dr. Fleming to approve the above request as read and outlined.

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

CIRCUIT COURT  
IN THE MATTER OF APPROVING  
TO APPLY FOR A SCANNING  
HARDWARE GRANT, FROM THE  
INDIANA SUPREME COURT,  
DIVISION OF STATE COURT  
ADMINISTRATION

Lisa Plencner, St. Joseph Circuit Court administrator, 101 S. Main St.

The courts were granted \$10000.00 and purchased a new server and several scanners. On September 24 & 25, 2015, the Circuit and Superior courts will officially implement scanning with court staff. I am apply for this grant to provide scanners to the clerk staff of St. Joseph County. We have had trainers her and everyone is fully trained.

Motion was made by Dr. Fleming to approve the above request as read and outlined.

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

PROSECUTING ATTORNEY  
IN THE MATTER OF APPROVING  
TO APPLY FOR THE 2016 EDWARD  
BYRNE MEMORIAL JUSTICE  
ASSISTANCE GRANT

Bob Risenhoover, Prosecutors office, offices on the 10<sup>th</sup> Floor.

This grant is in the amount of \$306246.00. It will pay the salaries and fringes for the Commander, Assistant Commander, Deputy Prosecuting Attorney, and operating expenses within the Drug Enforcement Division. This is from the period of January 1, 2016 through December 31, 2016.

Dr. Fleming moved to accept the above request as read and outlined.

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

IN THE MATTER OF APPROVING  
TO APPLY FOR A TWELVE MONTH  
CONTINUATION OF THE VOCA  
GRANT 3378

Bob Risenhoover, Prosecutors office, offices on the 10<sup>th</sup> Floor.

This grant is in the amount of \$81799.00. It will supplement a portion of salaries paid within the Victims Assistance group. This is from a period of October 1, 2015 through September 30, 2016

Dr. Fleming moved to accept the above request as read and outlined.

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

**BOARD OF PUBLIC WORKS:**

CONSENT AGENDA:

<b>Development / Subdivision Requests</b>
<b>Description</b>
Change Order No. 1, Whippoorwill, Replace additional curb and gutter sections
Miscellaneous Indemnity / Subdivision Bond, Cleveland Road Major

<b>Special Event Requests</b>
<b>Description</b>
Montessori Academy at Edison Lakes to conduct 17 <sup>th</sup> Annual Fall Frolic, Saturday, October 31, 2015

<b>Traffic Regulatory Requests</b>
<b>Description</b>

<b>Project Completion Affidavit Requests</b>
<b>Description</b>

Motion made by Dr. Fleming to accept the recommendation of the Department of Public Works in reference to the above consent agenda as read and outlined.

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

A)  
IN THE MATTER OF APPROVAL  
OF AN ENGINEERING SERVICES  
CONTRACT FOR SUPPLY  
DEVELOPMENT FOR THE ST.  
JOSEPH ENERGY CENTER WITHIN  
THE COUNTY ECONOMIC DEVELOPMENT  
DISTRICT NO. 2

The agreement outlines the scope of services and compensation for work performed not to exceed \$163400.00. Work items include an aquifer performance analysis, drilling and monitoring test wells, and water quality testing as requested by the SJEC developer. The data is necessary to design the well fields and water treatment plant in conjunction with the SJEC and to determine the drawdown effect from the water demand.

Counsel says he has reviewed this. There is one comment for the Engineer to add an appropriate venue and choice of law provisions. I recommend you approve this with language changes that I have made.

Motion made by Dr. Fleming to accept the recommendation of the Department of Public Works in reference to the above request subject to language changes as requested by counsel as read and outlined.

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

**OLD BUSINESS: None**

**PUBLIC COMMENTS:**

Dr. Fleming says as you all may already know, Indiana will celebrate its 200<sup>th</sup> Anniversary next year. I was honored when Commissioner Kostielney asked me at the beginning of the year to be the St. Joseph County coordinator with Jim Lopez for this bicentennial celebration. I want to take this opportunity to especially thank Joyce Chambers, who is head of the Indiana Lincoln Highway Association, for her initial emails and meetings with me in a very cold and blustery December and January that helped guide and organize our initial bicentennial meetings and plan. Thank you so much Joyce. The Bicentennial Committee has been meeting on a monthly basis to not only identify what communities and organizations throughout St. Joseph County are doing, but also coordinate with the State for the Torch Relay and plan our own County wide events. I am so impressed with the hard work this committee is doing and the progress it is making for our celebration next year. I would like to introduce some of the most hard working leaders of the Bicentennial Committee, Elicia Feasal the Assistant Director of the Historic Preservation, Evie Kirkwood, head of the St. Joseph County Parks, and Jim Lopez, Operations Chief of the South Bend Fire Department. I know each would like to address the board.

Elicia Feasal, Historic Preservation Commission.

Ms. Feasal states she is writing two grants for the Bicentennial. We are also doing marketing for this event. With the grants we would like to do an electronic scavenger hunt using technology. Also a traveling photography exhibit. We have also been developing a set of St. Joseph County sites playing cards of historic sites. We are also focusing on the parks department since they have an anniversary next year. The largest part of the grant money that would be spent is for marketing. We want to make sure every County resident has an opportunity to volunteer and/or to come to the great events that we have planned.

Evie Kirkwood, Director of the St. Joseph County Parks, offices at St. Pats Park on Laurel Road.

Ms. Kirkwood says he it is a pleasure to work with all of the people involved with this project. A couple of special events that we are trying to put together are a performing arts event to be held at St. Patrick's Park. This will showcase the work of Charles Gordone, he is an African American playwright from Elkhart, Indiana and won the Pulitzer Prize. In conjunction with IUSB and Dickinson Middle School we are collaborating on a musical performance. The other large scale event in addition to an all in block party downtown we are also working on the end of the torch relay celebration. That will be at Bendix Woods Park. We invite the whole community to Bendix Woods for this event. Jim Lopez, SBF, 1222 So. Michigan St.

Mr. Lopez says he will be looking at the route, the people running the route. Evie and I drove the route. This encompasses Walkerton, North Liberty, Lakeville, Mishawaka, South Bend and ends at Bendix Woods State Park. I would like each Commissioner to work with me to find two people from each district. I need this information by October 30<sup>th</sup>. One issue we have is we don't know if this route is the exact route from the state. They have talked about incorporating Potato Creek State Park in the route. A problem we have is we only have four hours from Walkerton to the County line. With each stop at 15 minutes it came out to about 2 hours and 53 minutes. Nominations are accepted on line and in writing. These applications can be found in the library, at the parks, and in the Commissioner's office.

Ms. Kirkwood says the state dictates the route and we are allotted 26 torch bearers. Mr. Lopez is asking for you to select two people each to serve on the selection committee.

Dr. Fleming says that if anyone knows of someone that they would like to nominate please do so. I would like to thank everyone and this is going to be a great time.

Ms. Kirkwood says the date of the torch relay is October 8<sup>th</sup>.

Mr. Lopez says he has a list of dates that will be forwarded.

Mr. Kostielney also gives thanks to everyone for their hard work. This should be a great event for 2016.

Mr. Thomas also gives thanks.

Eric Kuczmanski, 56921 Hollywood Blvd.

Mr. Kuczmanski says he is here to ask for help in reference to the Martins that will be going up off of Mayflower. This is about the access off of Hollywood Blvd., into its new store. We hereby submit a petition signed by individuals who are in opposition to an access into Martin's off of Hollywood Blvd. Allowing Martin's to have an access would jeopardize the safety of the residents living in the area and cause major traffic problems. We have included a diagram of the proposed building site and surrounding area illustrating potential traffic problems. The first major traffic problem is at the entrance/exit into Martin's parking lot from Hollywood Blvd. As you can see from the diagram, Martin's intends to build a drive through service for customers to purchase coffee. As customers back up in the drive through lane inside Martin's parking lot, traffic will begin to pile up on Hollywood Blvd. in both directions. The residents who live directly behind Martin's will have to witness and deal with this traffic congestion all day. The second traffic problem is at the intersection of Hollywood Blvd. and Western. Holy Family parishioners and parents use Hollywood Blvd. to access the back entrance into Holy Family Church/School, they will have to contend with additional traffic turning onto Hollywood Blvd, to access Martins. This will result in increased accidents at this intersection. The third problem is at the intersection of Grant Road and Hollywood Blvd. Because of the Hollywood Blvd. access, everyone traveling east on Grant Road will use Hollywood Blvd. to enter into Martins. Traffic will back up on Grant Road due to driver's turning left onto Hollywood Blvd., which will cause traffic accidents. Also, Martins representatives have argued that traffic down Hollywood Blvd. will be minimal due to the entrances/exits off of Mayflower and Western. This is false, since there is no left turn signal at Grant Road and Mayflower, traffic turning north onto Mayflower will begin to pile up deterring drivers from using Mayflower to access Martins. Instead, all of the customers from the west side of South Bend will use Hollywood Blvd. to access Martins. Martin's representative said, Hollywood Blvd. will offer its customers an easy access into Martins. Therefore Martins acknowledges the very fact that Hollywood Blvd. will be heavily used by its customers resulting in an increased amount of traffic traveling up and down the street. Hollywood Blvd. is a county road not a major thoroughfare. Hollywood Blvd. was not designed to allow excessive traffic to flow up and down. The street is not wide enough to accommodate two vehicles, traveling in opposite directions to pass each other safely. The added traffic generated from the access off of Hollywood Blvd. will disrupt what is a peaceful county road. At the County Council meeting on September 8, 2015, Councilwoman Diana Hess, and Councilman Robert Kruszynski, Rafael Morton, and Mark Catanzarite, admonished Martins to take seriously the concerns of the residents and do something to resolve these problems. Then at the Common Council meeting on September 28<sup>th</sup>, Councilman Oliver Davis admonished Martins for not making any concessions to resolve the resident's issues. Since Martins has not made any concessions or offered any solutions to the safety and traffic problems, we propose that a crash gate be installed at the Hollywood Blvd. entrance/exit. This way if there is an emergency, there will be an extra entrance for emergency vehicles to enter the property, but keep regular traffic from accessing Martins off of Hollywood Blvd., and thus maintaining the peacefulness of the road.

Mr. Kostielney says that unfortunately they no longer hear land usage issues. Once action is taken at the Council level it does not come before us.

Council states that this is true the Commissioners do not have anything to do with that anymore. This would need to be addressed by the County Engineers as they deal with county roads and things of that nature. So it would be appropriate to have them address this issue.

Mr. Thomas asks about the petitions. It seems that people from Crumstown Hwy. will use that road. Any other businesses that may happen to spring up around Martins, because once you have an anchor store others pop up which creates more traffic.

Mr. Hamann says he believes he heard at a council meeting that that was put in for the residents benefit but that it could be eliminated. I thought that is what I heard.

Mr. Kuczmanski says that is what Martins stated but we do not want it.

Mr. Thomas says he does recall that it was for the neighbors and could be an entrance for a coffee shop but that has been changed. I believe Martins changed their site plan. We have received your petition and we will have engineering look into it.

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

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ST. JOSEPH COUNTY COMMISSIONERS