

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 March 3, 2014 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.

Mr. Kostielney asks everyone for a few moments of silence in honor of Father Hesburgh who has recently passed away.

OPENING AND READING OF BIDS ON:

Requests for proposals of various federal aid projects
Jessica Clark, County Engineer, offices on the 7th floor.

1) Construction Engineering services for the Olive Street/Sample Street overpass intersection reconstruction

American Structure Point, Inc.
Indianapolis, IN.

DLZ
South Bend, IN.

Jones Petrie Rafinski
Elkhart, IN.

Lawson Fisher Associates PC
South Bend, IN.

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

2) Construction Engineering services for the McKinley Highway at Ash Road intersection improvement

Abonmarche
South Bend, IN

American Structure Point, Inc.
Indianapolis, IN.

DLZ
South Bend, IN.

Jones Petrie Rafinski
Elkhart, IN.

Lawson Fisher Associates PC
South Bend, IN.

The Troyer Group
Mishawaka, IN.

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
 PROPERTIES ELIGIBLE FOR
 TRANSFER TO NON PROFIT
 CORPORATION FOR USE FOR
 THE PUBLIC GOOD**

Mitch Heppenheimer, County Attorney, 704 W. Washington.
 Mr. Heppenheimer says there are three properties, 1040 Oak Street, 911 Oak Street, and a vacant lot on Oak Street that are being addressed in Resolution R-4-C-2015. This is an effort to get these properties back on the tax rolls.

Dr. Fleming moved to accept the above request 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:

Settlement Request	
Department	Description
Commissioners	Abdel Sobuh in the Amount of \$26,500

Surplus Requests	
Department	Description
County Clerk	3 Typewriters, 19 Computers, 20 Monitors
Superior Court	1 Obsolete Copy Machine
Voter's Registration	1 Obsolete Printer/Copier/Fax and 1 Copier

Travel Requests		
Department	Description	Cost Estimate
Adult Probation	Indianapolis, IN / February 25, 2015	\$241.00
Adult Probation	Plymouth, IN / March 6, 2015	\$24.75
Area Plan	Elkhart, IN / February 23, 2015	\$0
Health Dept.	Indianapolis, IN / March 18, 2015	\$60.00
Historic Preservation	Indianapolis, IN / March 5-6, 2015	\$0
Health Department	Indianapolis, IN / March 18, 2015	\$60.00
Historic Preservation	Indianapolis, IN / March 6, 2015	\$0

Prosecuting Attorney	Washington D.C. / February 12-14, 20	\$1870.00
Prosecuting Attorney	Hershey, PA / April 26-30, 2015	\$4225.00
Prosecuting Attorney	Indianapolis, IN / June 2-5, 2015	\$10,475.00
Prosecuting Attorney	Milwaukee, WI / August 10-12, 2015	\$1135.00
Prosecuting Attorney	TBD / Monthly 2015	\$2290.00
Prosecuting Attorney	Indianapolis, IN / March 10-12, 2015	\$921.25
Prosecuting Attorney	San Diego, CA / April 21-23, 2015	\$2014.40
Prosecuting Attorney	Michigan City, IN / June 16-18, 2015	\$1029.98
Prosecuting Attorney	New Orleans, LA / March 24-26, 2015	\$3904.60
Prosecuting Attorney	Charlotte, NC / March 16-20, 2015	\$1819.70.

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
 ONE APPOINTMENT TO THE
 PORTAGE MANOR BOARD OF
 DIRECTORS

Dr. Fleming nominates Susan O'Neill to the Portage Manor Board of Directors.
 Motion seconded by Mr. Thomas.
 Mr. Kostielney asks if there are any other nominations seeing none.
 Motion adopted by a 3-0 vote.

D)
 IN THE MATTER OF APPROVING
 AN ENGAGEMENT OF MESIROW
 FINANCIAL, INC.-REFUNDING
 OF ST. JOSEPH COUNTY JAIL BONDS

Counsel says he would respectfully request that the St. Joseph county Board of Commissioners consider the engagement of Mesirow Financial Services to serve as underwriter for the refinancing of the St. Joseph County Jail Building Corporation Bonds. The Commissioners have previously engaged Philip Faccenda to serve as Bond Counsel and Karl Cender to serve as underwriter for the refinancing of the St. Joseph County jail Building Corporation Bonds. The Commissioners have previously engaged Philip Faccenda to serve as Bond Counsel and Karl Cender to serve as Financial Advisor on this refunding. The County has requested quotes from Mesirow Financial and Piper Jaffray for these underwriting services. Mr. Faccenda, Mr. Cender, Mr. Hamann and I engaged in a conference regarding the Jail Bond Refunding as well as evaluating the proposals from Mesirow and Piper. The proposal and strategy from Mesirow may allow the County to realize an additional savings of approximately Forty Thousand Dollars more than Piper's proposal. The group noted that Mesirow's fee was more than that proposed by Piper. Accordingly, Mr. Cender approached Mesirow and requested that it reduce its fee, Mesirow was agreeable to reducing its fee such that the fee proposal is more in line with Piper. It is anticipated that Mesirow's fee would be only approximately Ten Thousand more than Piper and that the strategy suggested by Mesirow would yield greater savings for the County. As well, Mesirow first approached the County with this proposed refunding and has worked with the County successfully on several prior refunding's. Accordingly, I would respectfully request the Board of Commissioners to consider the engagement of Mesirow pursuant to its January 15, 2015 correspondence.

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

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

E)

IN THE MATTER OF APPROVING
AN AGREEMENT BETWEEN ST.
JOSEPH COUNTY AND BARNES
& THORNBURG, LLP FOR STATE
LEGISLATIVE RELATIONS AND
EXECUTIVE BRANCH COUNSEL

Phil Faccenda, Barnes & Thornburg, 100 N. Michigan St.

Mr. Faccenda states that this is for one year and can be canceled by the commissioners at any time. This would be for Legislative services and run for the remainder of the term for the General Assembly of this year. Then the Executive Branch consulting for the remainder of the year. This would include strategy and planning meetings with the County in regard to economic development and other activities that the County would like to pursue, grant opportunities etc. for St. Joseph County through the State of Indiana. The fee is \$5000.00 a month.

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

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

F)

IN THE MATTER OF APPROVING
AN AGREEMENT BETWEEN ST.
JOSEPH COUNTY AND CENDER
& COMPANY. LLC FOR FINANCIAL
CONTRACTOR SERVICE AGREEMENT
TO PERFORM AND PROVIDE CERTAIN
PROFESSIONAL CONSULTING SERVICES

Steve Dolton, Cender & Company Representative, 233 E. 84th Dr., Merrillville, IN.

Mr. Dolton says that the service agreement is a refresher of the figures an analysis we conducted in 2014. This is to update those figures for the end of year 2014 and prepare for the budget process coming this next settlement.

Mr. Kostielney says that there has been a meeting between the Commissioners, President of the council, and our Auditor Mike Hamann to try and coordinate what we are going to be doing so it is blessed by all three.

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

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

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G)

IN THE MATTER OF APPROVING
RESOLUTION R-5-C-2015:
AUTHORIZING THE EXECUTION
OF DELIVERY OF A GOVERNMENT
OBLIGATION CONTRACT BETWEEN
KS STATE BANK AND ST. JOSEPH
COUNTY/REQUEST APPROVAL OF
FINANCING CONTRACT FOR FIVE
MACK GU713 TANDEM AXLE TRUCKS
AND APPROVAL OF THE ENGAGEMENT
THORNE GRODNIK, LLP TO ISSUE
REQUIRED OPINION OF COUNSEL

Counsel is an agreement between the above entities to engage in an agreement for the above stated equipment. This is part of the Highway and Engineers strategy of saving the county money through looking at lease purchase options. By this agreement the County

would acquire these five dump trucks. Payments would begin this year however, the first payment would not be due until the trucks are built and accepted by the County as part of the closing documentation there is a payment request and equipment acceptance form. There would be payments beginning in 2015, the beginning of April now and 2019. This is recommended by the Highway Department.

Mr. Kostielney gives thanks to the Highway Department and Public Works especially for their hard work the last two winters that we have had. It has been fairly devastating on our equipment as it continues to age. This is a way we can infuse more life and get more equipment initially and then spread our payment out so we will actually end up to save money and get better equipment.

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

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

H)

IN THE MATTER OF APPROVING
RESOLUTION R-6-C-2015:
AUTHORIZING THE EXECUTION
OF DELIVERY OF A MASTER
TAX EXEMPT LEASE/PURCHASE
AGREEMENT AND LESSEE'S
CERTIFICATE BETWEEN KEY
GOVERNMENT FINANCE, INC. AND
ST. JOSEPH COUNT AND APPROVAL
OF THE ENGAGEMENT THORNE
GRODNIK, LLP TO ISSUE REQUIRED
OPINION OF COUNSEL

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

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

EMERGENCY MANAGEMENT:
IN THE MATTER OF APPROVING
ST. JOSEPH COUNTY COMPREHENSIVE
EMERGENCY MANAGEMENT PLANS,
INCLUDING VOLUNTEER RECEPTION
CENTER, FAMILY INFORMATION
CENTER, AND MASS FATALITY
PLAN

Kalee Suddarth, Deputy Director EMA, 4714 Lathrop.

Ms. Suddarth asks for final approval of the three plans to be added as an annex to the comprehensive emergency management plans. All three plans have been approved by the Emergency Management advisory council.

Mr. Thomas gives thanks for all their work.

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

Motion seconded by Mr. Thomas.

Motion adopted by a 3-0 vote.

HISTORIC PRESERVATION:
IN THE MATTER OF APPROVING
TO APPLY FOR THE HEART OF
COOK GRANT FUNDED BY
INDIANA MICHIGAN POWER
-COOK NUCLEAR PLANT

This grant would be used to support The Architecture and Urbanism of South Bend, a project in partnership with the History Museum and the Hesburgh Libraries of Notre Dame, Architecture Library. There is no matching fund, nor in kind requirement of the grant.

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

PROBATE COURT:

A)
IN THE MATTER OF APPROVING
TO APPLY FOR A GRANT FROM
THE ADULT GUARDIANSHIP
OFFICE OF THE INDIANA
SUPREME COURT DIVISION
OF STATE COURT ADMINISTRATION

This would allow it to receive and to disburse funds awarded to REAL Services, Inc., a local nonprofit organization. The amount of the grant is \$38250.00.

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

B)
IN THE MATTER OF APPROVING
A GRANT AMENDMENT FOR THE
JUVENILE DETENTION ALTERNATIVES
INITIATIVE GRANT (JDAI)

Pete Morgan, Executive Director JJC, 1000 S. Michigan.
Mr. Morgan explains this grant amendment is an extension of the Juvenile Detention Alternatives Initiative grant awarded to St. Joseph County under the Community Corrections grant program of the Department of Corrections. This grant was previously approved by the St. Joseph Board of Commissioners. The amendment must be signed and returned to the Department of Corrections on or before March 15, 2015.

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

PUBLIC SAFETY COMMUNICATIONS CONSORTIUM:
IN THE MATTER OF APPROVING
TWO CONTRACTS AND TO PURCHASE
A HARDWARE PACKAGE

Todd Gears, Executive Director, 701 Sample St.
Mr. Gears states that as we are trying to consolidate the 911 systems and operation there are various contracts to purchase and necessary hardware systems are in various stages of negotiations and execution. Here today are the above mention items. One contract is with Priority Dispatch Systems and the other is with DSS Corporation. The hardware package includes: Tiger Direct Quote, ESI-Hardware Installation and Training, IBM Message Switch Server, Network Monitoring Service, and Dispatch Computer Systems (both primary and back up PSAP's).

Dr. Fleming moved to accept the above contract with Priority Dispatch Systems as read and outlined.
Motion seconded by Mr. Thomas.
Motion adopted by a 3-0 vote.

Dr. Fleming moved to accept the above contract with DSS Corporation as read and outlined.
Motion seconded by Mr. Thomas.
Motion adopted by a 3-0 vote.

Dr. Fleming moved to accept the above purchase of the hardware packages 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 APPROVAL
OF A BID AWARD 2015
MISCELLANEOUS AGGREGATES

It is requested that all bids be accepted, so we may purchase from the low bidder depending on availability.

Motion made by Dr. Fleming 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.

B)

IN THE MATTER OF APPROVAL
OF A BID AWARD FOR 2015
LIQUID BITUMINOUS MATERIALS

It is recommended that the items be awarded to the low bidder, Bit Mat Products as indicated in the bid tabulations. It is also recommended to accept all bids and purchase from the low bidder based on availability.

Motion made by Dr. Fleming 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.

C)

IN THE MATTER OF APPROVAL
OF A BID AWARD FOR 2015
BITUMINOUS PATCHING MATERIALS

It is recommended that the items be awarded to the low bidder as indicated in the bid tabulations. It is also recommended to accept all bids and purchase from the low bidder based on availability.

Motion made by Dr. Fleming 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.

D)

IN THE MATTER OF APPROVAL
OF A BID AWARD FOR 2015
DRAINAGE PIPE & STRUCTURES,
GUARDRAIL, AND BRIDGE
MATERIALS

It is recommended that all bids be accepted. Accepting all bids allows the County to select from the lowest available bidder during the project design phase for any type of structure built in 2015.

Motion made by Dr. Fleming 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.

E)
IN THE MATTER OF APPROVAL
OF A BID REJECTION AND
REQUEST TO RE-ADVERTISE
2015 FUEL AND LUBRICANTS

It is recommended that rejecting all bids and approving to re-advertise the bids on March 6 & 13, 2015 with a bid opening on April 7th, 2015.

Motion made by Dr. Fleming 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.

F)
IN THE MATTER OF APPROVAL
OF CHANGE ORDER NO. 1
INDOT CONTRACT T-36883
SIGN MODERNIZATION

Due to different engineering standards between inDOT and the city of South Bend, a different type of post for installation was requested within the city limits. As a result of this request to change from a type I reinforced square post, to a type II unreinforced post, a revised unit price was accepted for the change in materials and labor. This change will make the new contract cost \$580528.82. This is a decrease to the original contract amount by 3.881%.

Motion made by Dr. Fleming 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
OF HIGHWAY FLEET LEASING
AND MANAGEMENT PROGRAM-
ENTERPRISE PROPOSAL

This is an open ended lease. The estimated annual lease amount is approximately \$240000.00 for five years, depending on final number of vehicles leased and exchanged. This annual cost would include, but not limited to leasing, licensing and registration, full preventative maintenance program, roadside assistance, physical damage insurance coverage, disposal of existing aged fleet, GPS, and the County retains ownership of all new equipment, such as plows, etc.

Motion made by Dr. Fleming 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
OF STATE LOCAL PUBLIC
AGENCY PROJECT COORDINATION
CONTRACTS FOR THE CLEVELAND
ROAD RECONSTRUCTION FROM
THE ST. JOSEPH RIVER TO SR
933 BRIDGE REHABILITATION
DES. NOS. 1401129 & 1401130

03RD DAY OF TERM MARCH TERM TUESDAY, MARCH 3, 2015

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

Motion made by Dr. Fleming 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: None

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.

ST. JOSEPH COUNTY COMMISSIONERS